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BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Resolution CE 11-86
Transportation Division
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R E S O L U T I O N

RESOLUTION INCREASING THE AMOUNT OF FINE THAT THE
TRANSPORTATION DIVISION STAFF MAY IMPOSE UNDER THE
CITATION FORFEITURE PROCEDURE

WHEREAS: The Commission, on March 12, 1968, established the informal citation forfeiture procedure to dispose of violations of the Public Utilities Code and/or Commission rules and regulations by highway carriers by authorizing the staff to impose fines not exceeding \$2,000; and

WHEREAS: The Commission, on September 19, 1983, authorized the staff to increase the amount of the fine it may impose to an amount not exceeding \$5,000; and

WHEREAS: Sections 1070, 3774 and 5285 of the Public Utilities Code were amended in 1982, authorizing the Commission to impose a maximum fine of \$5,000 for the first offense, and a fine not exceeding \$10,000 for the second and succeeding offenses; and

WHEREAS: Section 3774 was further amended in 1985 by authorizing the Commission to impose a fine not exceeding \$20,000 on highway permit carriers; and

WHEREAS: The citation forfeiture program has been highly successful, with the staff imposing maximum authorized fines against several carriers; and

WHEREAS: The Commission in the general freight reregulation program adopted a tough enforcement program, with imposition of heavy fines; and

WHEREAS: The Commission as a matter of policy wishes to adopt an equally tough enforcement program for the remaining segments of the for-hire trucking industry;

THEREFORE, IT IS ORDERED that:

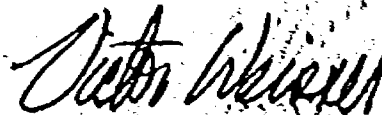
1. The Transportation Division staff is authorized under the citation forfeiture procedure to impose the statutory maximum amount of fines that may be levied against highway common carriers, cement carriers and household goods carriers.
2. The Transportation Division staff is further authorized under the citation forfeiture procedure to impose fines not exceeding \$10,000 against highway permit carriers.

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3. Resolution CE 9-86, adopted September 17, 1986, is amended to reflect the amount of fine that the staff may impose upon highway common carriers and highway contract carriers by this Resolution.

I hereby certify that the foregoing Resolution was duly introduced, passed and adopted at a regular meeting of the Public Utilities Commission of the State of California, held on NOV 6 1986

The following Commissioners voted favorably:



Executive Director

DONALD VIAL
President
VICTOR CALVO
FREDERICK R. DUDA
STANLEY W. HULETT
Commissioners