

Montana Public Service Commission Motor Carrier Citation Adjudication Policy

Commission staff will seek direction from the Commission regarding the adjudication of motor carrier violations if:

- the motor carrier has been issued five or more citations in the past five years;
- the motor carrier has been issued a citation or citations on more than two occasions in the past six months; or,
- staff, in consultation with the Commissioner whose district the violation occurred, believes the actions of the motor carrier warrant Commission consideration.

Commission staff will also seek direction from the Commission if past citations adjudicated by a Justice of the Peace did not lead to an appropriate outcome. Staff will seek direction from the Commission if:

- citations are not brought before a Justice of the Peace within six months of issuance;
- minimal fines that do not correct motor carrier behavior are assessed by the Justice of the Peace on a regular basis; or,
- citations are routinely dismissed by the Justice of the Peace.

Citations not adjudicated by the Commission will be adjudicated by a Justice of the Peace.