

DEPARTMENT OF TRANSPORTATION 121  
Trans 176

transportation. The 30-day notice period may be waived by the division [department] if an acceptable replacement undertaking is filed in accordance with this chapter.

**History:** Cr. Register, November, 1977, No. 263, eff. 12-1-77; renum. from MVD 2.04, Register, February, 1981, No. 302, eff. 3-1-81.

**Trans 176.05 Evidence of self-insurance.** (1) In accordance with s. 194.42, Stats., the department of transportation may, by order, exempt any common motor carrier of property or of passengers, or other carrier of passengers by motor bus, or contract motor carrier from the liability-security requirements imposed under s. 194.41, Stats., and ss. Trans 176.01 to 176.04 if the carrier:

(a) 1. Complies with the requirements set forth in s. 194.42, Stats., and

2. Files an application to qualify as a self-insurer with the department of transportation; or

(b) Complies with the requirements under sub. (2).

(2) Any motor carrier engaged in interstate commerce only or jointly in interstate and intrastate commerce on Wisconsin highways who is qualified as a self-insurer under the rules and regulations of the interstate commerce commission, may qualify as a self-insurer under this section by filing with the department of transportation a certified copy of a currently effective interstate commerce commission order authorizing such motor carrier to self-insure under applicable federal law and regulations.

(3) Applications to qualify as a self-insurer shall be made on forms provided by the department of transportation. (Appendix VI).

**History:** Cr. Register, November, 1977, No. 263, eff. 12-1-77; renum. from MVD 2.05 and am. (1) (intro.), Register, February, 1981, No. 302, eff. 3-1-81.

**Trans 176.06 Minimum limits of liability security.** (1) The minimum limits of liability security for bodily injury and property damage liability required under this chapter are:

(a) For property carriers other than taxicabs subject to par. (c)—for injury to or death of any one person, \$100,000; for any one accident, \$300,000; and for injury to or destruction of property, \$50,000.

(b) For passenger vehicles:

PASSENGER CAPACITY	PERSONAL INJURY		PROPERTY DAMAGE
	ONE PASSENGER	ALL PASSENGERS	
7 or less	\$100,000	\$300,000	\$50,000
8 to 12	\$100,000	\$350,000	\$50,000
13 to 20	\$100,000	\$400,000	\$50,000
21 to 30	\$100,000	\$450,000	\$50,000
31 and over	\$100,000	\$500,000	\$50,000

(c) For taxicabs operating under certificates of authority issued under ch. 194, Stats.—The same minimum limits of liability security for bodily injury and property damage as are required by the local governmental taxicab licensing or regulating ordinance applicable to the

## Trans 176

particular taxicab operations filing under this chapter. No such local ordinance may establish liability security levels lower than those specified in s. 344.15, Stats. If no minimum liability insurance limits have been established by local authorities with respect to any taxicab operation, the minimum limits of liability security shall be the same as those specified in s. 344.15, Stats.

(d) In accordance with s. 121.53 (1) (f), Stats., for school buses with a seating capacity of 50 or more passengers, the minimum total limit of bodily injury liability insurance coverage per accident is \$1,000,000 plus not less than \$10,000 for each passenger seat accommodation in excess of 50.

**History:** Cr. Register, November, 1977, No. 263, eff. 12-1-77; emerg. am. (1) (a) and cr. (1) (c), eff. 2-23-79; am. (1) (a) and cr. (1) (c), Register, May, 1979, No. 281, eff. 6-1-79; renun. from MVD 176.06 and cr. (1) (d), Register, February, 1981, No. 302, eff. 3-1-81.

**Trans 176.07 Completion of forms.** (1) All forms required by this chapter shall be completed in triplicate and the information requested thereon shall be typewritten on the blank spaces provided.

(2) The forms shall be printed on rectangular cards measuring 5 inches in height and 8 inches in width.

(3) The forms shall be signed by an authorized representative of the insurer or surety whose signature is on file with the department of transportation. A letter of authorization, signed by a corporate officer of the insurer or surety, together with a 3 x 5 signature card for each authorized representative shall be kept on file by the department of transportation.

(4) Certificates of insurance and surety bonds shall be issued in the full and correct name of the individual, partnership or corporation to whom the certificate, permit or license is or will be issued. In the case of a partnership, all partners shall be named. Only one entity shall be named as the insured on the certificate.

(5) If the insurer or surety does not require the third copy to be returned as proof of the acceptance of such filing, the insurer or surety need only provide the department of transportation with 2 copies of each form required under this chapter.

**History:** Cr. Register, November, 1977, No. 263, eff. 12-1-77; renun. from MVD 2.07, Register, February, 1981, No. 302, eff. 3-1-81.

**Trans 176.08 Emergency filings.** (1) Emergency filing may be made by telephone, telegram, teletype or facsimile equipment providing the following information:

- (a) Name of insured.
- (b) Name of insurance company and policy number.
- (c) Type of filing being made. If it is a scheduled filing, a description of the vehicle must be included.
- (d) Statement "Certificate Will Follow".
- (e) Date of policy.
- (f) Name of authorized representative of the insurer.

(2) A filing made under this subsection shall be in force for 30 days from the date it was received by the department.

(3) An emergency filing received under this subsection shall impose upon the insurer the same liability as if the certificate had been filed under normal procedures and any action taken by the department will be the same as if a certificate was on file.

(4) No extensions of, or additional emergency filing by the same insurer, will be accepted for the same insured unless a certificate has been received covering the previous emergency filing.

**History:** Cr. Register, February, 1981, No. 302, eff. 3-1-81.

### FORM E

#### UNIFORM MOTOR CARRIER BODILY INJURY AND PROPERTY DAMAGE LIABILITY CERTIFICATE OF INSURANCE

*(Executed in Triplicate)*

Filed with \_\_\_\_\_ (hereinafter called Commission)  
(Name of Commission)

This is to certify, that the \_\_\_\_\_  
(Name of Company)

(hereinafter called Company) of \_\_\_\_\_  
(Home Office Address of Company)

has issued to \_\_\_\_\_ of \_\_\_\_\_  
(Name of Motor Carrier) (Address of Motor Carrier)

a policy or policies of insurance effective from \_\_\_\_\_ 12:01 A.M. standard time at the address of the insured stated in said policy or policies and continuing until canceled as provided herein, which, by attachment of the Uniform Motor Carrier Bodily Injury and Property Damage Liability Insurance Endorsement, has or have been amended to provide automobile bodily injury and property damage liability insurance covering the obligations imposed upon such motor carrier by the provisions of the motor carrier law of the State in which the Commission has jurisdiction or regulations promulgated in accordance therewith.

Whenever requested, the Company agrees to furnish the Commission a duplicate original of said policy or policies and all endorsements thereon.

This certificate and the endorsement described herein may not be canceled without cancellation of the policy to which it is attached. Such cancellation may be effected by the Company or the insured giving thirty (30) days' notice in writing to the State Commission, such thirty (30) days' notice to commence to run from the date notice is actually received in the office of the Commission.

Countersigned at \_\_\_\_\_  
(Street Address) (City) (State) (Zip Code)

this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_

\_\_\_\_\_  
Authorized Company Representative

Insurance Company File No. \_\_\_\_\_  
(Policy Number)