

(3) Freight bills for all transportation charges shall be presented to the shippers within 7 calendar days from the first 12 o'clock midnight following delivery of the freight.

(4) Shippers may elect to have their freight bills presented by means of the United States mails, and when the mail service is so used the time of mailing by the carrier shall be deemed to be the time of presentation of the bills. In case of dispute as to the time of mailing, the postmark shall be accepted as showing such time.

(5) The mailing by the shipper of valid checks, drafts, or money orders, which are satisfactory to the carrier, in payment of freight charges within the credit period allowed such shipper, may be deemed to be the collection of the tariff rates and charges within the credit period for the purpose of this section. In case of dispute as to the time of mailing, the postmark shall be accepted as showing such time.

**History:** Cr. Register, February, 1957, No. 14, eff. 3-1-57.

**PSC 16.30 Contract motor carriers (other than household goods carriers); rate and tariff rules.** Every contract motor carrier (other than household goods carriers) shall comply with section PSC 16.31 through section PSC 16.35, which set forth rate and tariff rules, unless otherwise specifically authorized by the commission, and except as provided in section PSC 16.31.

**History:** 1-2-56; am. Register, October, 1957, No. 22, eff. 3-1-58.

**PSC 16.31 Exemptions from rate and/or tariff rules.** (1) Contract motor carriers are exempt from rate regulation and are not required to file rates or tariffs for the following operations:

(a) Transporting unmanufactured products of farm and forest directly from point of production at farm, forest, or woodlot.

(b) Transporting farm products from viner stations to factories for canning or processing.

(c) Transporting cheese from country factories to warehouses, concentration points, or processing plants.

(d) Transporting fluid milk and cream.

(e) Transporting livestock.

(f) Transporting lime sludge.

(g) Transporting sand, gravel, crushed stone, stone, lime, dirt, cinders, refuse, and ashes.

(h) Transporting farm supplies or equipment directly to farms for use or consumption thereon for distances not in excess of 35 miles or contained within the authority of a carrier to transport such supplies or equipment from points within 35 miles of his residence or place of business to farms within a defined area located within such radius.

(i) Local cartage which takes place entirely within an area comprising one municipality and municipalities contiguous thereto.

(j) Delivering merchandise from retail stores to purchasers incidental to retail sales.

(k) Towing disabled motor vehicles.

(l) Transporting coin, currency, securities, and negotiable instruments in armored cars.

(2) Contract motor carriers are required to file their rates and tariffs but are exempt from rate regulation for the following operations:

(a) Transporting wool.

(b) Transporting automobiles and motor vehicles.

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(c) Transporting liquid commodities, other than petroleum products, in bulk and tank trucks.

(d) Transporting used household goods and office furniture and equipment except as provided in section PSC 16.50 through section PSC 16.55.

(e) Transporting new furniture.

(f) Transporting commodities by motor vehicles used exclusively in the service of a single shipper or receiver over a period of not less than 3 months.

(3) Contract motor carriers are required to charge rates not less than the minimum rates prescribed but are not required to file their rates or tariffs for the following operations:

(a) Transporting heavy machinery or other cumbersome articles requiring special equipment and not handled in the course of repeated instances of transportation for the same shipper.

(b) Emergency and isolated instances of transportation referred to in section 194.34 (4), Wis. Stats.

**History:** 1-2-56; am. (2) (c), Register, October, 1957, No. 22, eff. 3-1-58; cr. (1), Register, May, 1963, No. 89, eff. 6-1-63.

**PSC 16.32 Bills, freight.** (1) Freight bills, or other documentary evidence, for each shipment shall be made and kept by the contract motor carrier showing the name and address of the carrier, consignor, and consignee; the origin and destination; the date of the shipment; the number and kind of pieces, packages, or other quantity units of freight comprising the shipment, together with a description of the commodities included; and the weight, rate, and charge except for operations as outlined under Wis. Adm. Code subsections PSC 16.31 (1) and PSC 16.31 (2) (f).

(2) Such freight bills or documentary evidence thereof shall be carried, during the course of the transportation of such shipment, on the motor vehicle used for any shipment for which minimum rates have been prescribed.

(3) Such freight bills shall be numbered serially, and retained as a record of the carrier.

(4) All contract motor carriers shall maintain all shipping documents or manifests for all shipments combined to make a volume and moved under a volume rate as a record in such manner as to facilitate the audit of the charges applied to such shipments.

**History:** 1-2-56; am. (1), Register, May, 1963, No. 89, eff. 6-1-63.

**PSC 16.33 Rates, freight.** All contract motor carriers shall maintain and apply rates and charges for transportation not lower than those prescribed by the commission as reasonable minima, except as provided in section PSC 16.31 (1) and (2).

**PSC 16.34 Tariffs, freight.** (1) All contract motor carriers shall keep on file with the commission in approved form a tariff or other written statement of the actual rates and charges applied to any intrastate transportation within Wisconsin except as provided in section PSC 16.31 (1) and (3).

(2) All contract motor carriers subject to section PSC 16.31 (2) (f) shall file with the commission a true and correct copy of every contract for the exclusive assignment of a motor vehicle to any single shipper or receiver for a period of 3 months or over and every contract for the transportation of commodities by a motor vehicle so assigned.

postage or revenue stamps, precious metals, stones or articles manufactured therefrom, or other articles of extraordinary value.

(2) The carrier may refuse to accept for shipment, except at owner's risk, refrigerators, deep-freeze cabinets, radios, record players, washing machines, television sets, or other articles requiring special servicing unless the shipper shall have had such articles properly serviced prior to loading.

(3) Explosives, acids, or other dangerous or corrosive substances, or articles of an offensive nature which may cause damage to property or the mover's equipment, either packed separately or in containers with household goods, shall not be accepted under any circumstances.

**PSC 16.55 Tariffs.** (1) All contract motor carriers performing either local or long-distance moving under licensed authority shall keep on file with the commission in approved form a tariff showing the actual rates and charges applied to such services, and for any accessorial services offered to the extent permitted under Wis. Adm. Code section PSC 16.53 (2) (e) 1. through 7.

(2) No carrier shall charge, demand, collect, or receive a greater or less or different compensation for the service performed than that provided by the carrier's tariff legally established and filed with the public service commission.

**History:** 1-2-56; am. (1), Register, May, 1963, No. 89, eff. 6-1-63.