

1979 Senate Bill 93

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**CHAPTER 156, Laws of 1979**

AN ACT to amend 194.44 (1) and (2) of the statutes, relating to exempting private motor carriers and persons engaged in leasing trailers to private motor carriers from the requirement of obtaining a permit for certain trailers.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

SECTION 1. 194.44 (1) and (2) of the statutes are amended to read:

194.44 (1) No private motor carrier ~~shall~~ may operate a motor vehicle upon the public highways without first having obtained from the department a private motor carrier permit therefor except that no permit is required for a trailer with a gross weight of 4,500 pounds or less.

(2) If any person engaged in the business of leasing motor vehicles without drivers, or leasing trailers to be hauled or propelled by a motor vehicle, leases such motor vehicles without drivers, or leases such trailers to private motor carriers, such lessor shall procure a private motor carrier permit in the lessor's name for the motor vehicles or trailers leased to private motor carriers, except that a permit is not required for a trailer with a gross weight of 4,500 pounds or less. ~~In such event, a~~ A lessor's private motor carrier's permit on a motor vehicle or trailer being used by a private motor carrier shall constitute compliance with this chapter on the part of ~~such the~~ the motor carrier with respect to the requirements for a permit on ~~such the~~ the motor vehicle or trailer. When a leased motor vehicle or trailer is used by a private motor carrier under permit issued to the lessor of ~~such the~~ the motor vehicle or trailer, the person in whose name the permit is issued shall be responsible to the state for the payment of all taxes, fees and other payments due under ~~chs. 194 this chapter and ch. 341~~ because of the operation of the motor vehicle or trailer under ~~such the~~ the permit, and for the making of all reports in connection with the operation of ~~such the~~ the motor vehicle or trailer. The owner of ~~each such the~~ the leased motor vehicle or trailer shall before leasing the same comply with the insurance requirements of s. 194.41. The annual permit fee for each such leased motor vehicle or trailer is \$10 and shall be collected by the department. ~~It is the duty of the~~ The department ~~to shall~~ shall supervise and regulate the operations of ~~such the~~ the leased motor vehicles and trailers to effectively accomplish the intent of s. 194.02. The department ~~shall have the power to~~ may investigate all leasing practices of any leasing company including the inspection of its records and requiring reports periodically to determine whether the leasing company is supplying for hire truck service without complying with ~~the provisions of ch. 194~~ this chapter.

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