

1977 Senate Bill 52

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CHAPTER 59, Laws of 1977

AN ACT to amend 194.41 (1) of the statutes, relating to motor carrier insurance.

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

SECTION 1. 194.41 (1) of the statutes is amended to read:

194.41 (1) No permit or vehicle registration shall be issued to a common motor carrier of property, contract motor carrier or rental company and no permit or vehicle registration shall remain in force to operate any motor vehicle for which a permit is required by this chapter unless the carrier or rental company has on file with the division of motor vehicles and in effect an approved certificate for a policy of insurance or other contract in writing in such form and containing such terms and conditions as may be approved by the division issued by a surety, indemnity or insurance company or exchange lawfully qualified to transact such business in this state under which such indemnitor shall assume the liability prescribed by this section with respect to the operation of such motor vehicles. Said certificate or undertaking shall be subject to the approval of the division and shall provide that the indemnitor shall be directly liable for and shall pay all damages for injuries to or for the death of persons or for injuries to or destruction of property that may be recovered against the owner or operator of any such motor vehicles by reason of the negligent operation thereof in such amount as the division may require. Such liability may be restricted so as to be inapplicable to damage claims on account of injury to or destruction of property transported, but the division may require an undertaking protecting the owner of the

property transported by carriers from loss or damage thereto, which undertaking shall be in such amount and under such conditions as the division may require. No permit or vehicle registration shall be issued to a common motor carrier of passengers by any motor vehicle, or other carrier of passengers by motor bus, except those registered in accordance with ss. 341.26 (2) (d) ~~and (e)~~ and 341.267, and no permit or vehicle registration shall remain in force to operate any motor vehicle unless it has on file with the division a like undertaking in such form and containing such terms and conditions as may be approved by the division for the payment of damages for injuries to property and injuries to or for the death of persons, including passengers in such amounts as the division may require.
