

## Chapter PSC 16

## RATE AND TARIFF RULES APPLICABLE TO INTRA-STATE MOTOR CARRIER OPERATIONS

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**PSC 16.01 Common motor carriers; rate and tariff rules.** Every common motor carrier shall comply with section PSC 16.02 through section PSC 16.07 which set forth rate and tariff rules for intrastate common motor carrier operations, unless otherwise specifically authorized by the commission.

**PSC 16.02 Bills, freight.** (1) Freight bills for each shipment handled shall be made and kept by the carrier showing the name and address of the carrier, consignor, and consignee; the origin and destination; the date of receipt by the carrier; the description by number of packages and commodity name; and the weight, rate, and charge.

(2) On traffic moving under joint rates, freight bills shall also show the point of interchange, the name of the connecting carrier, and the division of revenues between the joint carriers.

**PSC 16.03 Classification, freight.** The "East" less-than-truckload ratings, rules, and regulations of the National Motor Freight classification shall govern the rating of traffic moving on class rates.

**PSC 16.04 Distance formula.** Distances for the application of class rates shall be determined by the use of the airline-distance principle as published in Household Goods Tariff No. 1, issued by the commission on November 4, 1939, including the same index, key, and rate-base numbers.

**PSC 16.05 Rates, freight.** (1) DEFINITION OF "SINGLE-LINE" AND "JOINT-LINE" RATES. (a) "Single-line rates" are rates applicable to "single-line operation," which is the movement by a single carrier of traffic originating and terminating at points served by that carrier.

(b) "Joint-line rates" are rates applicable to "joint-line operation," which is the movement of traffic where two or more carriers forming a through route, providing a line haul to each, participate in transportation over different segments of the through route to perform a complete service and to join in a combined total charge, or "joint rate," instead of requiring payment by the shipper of each carrier's individual rate.

(2) **DISTANCE FORMULA.** The single- and joint-line class rates prescribed by the commission shall be based on airline distances, computed as provided under section PSC 16.04.

(3) **JOINT-LINE RATES APPLIED.** The joint-line rates shall be applicable between all points served by authorized common motor carriers via routes providing a line haul to each carrier participating in the joint transportation service, except that where a carrier is authorized to serve between the point of origin and the point of destination in single-line service, that carrier shall not be required to joint-line traffic with any other carrier, or carriers, between those points.

**PSC 16.06 Tariffs, freight.** (1) The joint-line less-than-truckload class rates shall be published by the carriers in a single joint-line tariff in which all common motor carriers shall participate by giving a proper concurrence or power of attorney to the publishing carrier or agent.

(2) The joint tariff shall:

(a) Provide for the determination of rates by the use of the airline-distance principle set forth in section PSC 16.04.

(b) List alphabetically all intrastate common motor carriers of property with their certificate numbers, and also numerically by carrier number.

(c) List all points on each carrier's certificated routes which the carrier can serve in either single-line or joint-line service.

(d) Show opposite each point the certificate or carrier number of the carrier or carriers authorized to serve such point; and, by symbol, indicate those carriers who can serve it in only joint-line service.

(e) Show the local authority restrictions and other pertinent operating information for each carrier participating in the tariff.

**PSC 16.07 Payment of intrastate rates and charges.** (1) Upon taking precautions deemed by them to be sufficient to assure payment of the tariff charges within the credit period herein specified, common carriers by motor vehicle may relinquish possession of freight in advance of the payment of the tariff charges thereon and may extend credit in the amount of such charges to those who undertake to pay them, such persons herein being called shippers, for a period of 7 days, excluding Sundays and legal holidays other than Saturday half-holidays. When the freight bill covering a shipment is presented to the shipper on or before the date of delivery, the credit period shall run from the first 12 o'clock midnight following delivery of the freight. When the freight bill is not presented to the shipper on or before the date of delivery, the credit period shall run from the first 12 o'clock midnight following the presentation of the freight bill.

(2) Where a common carrier by motor vehicle has relinquished possession of freight and collected the amount of tariff presented by it as the total amount of such charges, and another freight bill for additional charges is thereafter presented to the shipper, the carrier may extend credit in the amount of such additional charges for a period of 30 calendar days, to be computed from the first 12 o'clock midnight following the presentation of the subsequently presented freight bill.

(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 16.34, which set forth rate and tariff rules, unless otherwise specifically authorized by the commission, and except as provided in section PSC 16.31.

**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.