Chapter 480-12 WAC
MOTOR CARRIERS

WAC
480-12-100  Forwards and brokers.
480-12-375  Bond required—Broker—Forwarder.

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

480-12-001  Supersession of this chapter. [Statutory Authority: RCW 80.01.040 and 34.05.350. WSR 95-24-001 (Order R-435, Docket No. TV-941290), § 480-12-001, filed 11/22/95, effective 12/23/95.] Repealed by WSR 99-01-077 (Order R-454, Docket No. TV-971477), filed 12/15/98, effective 1/15/99. Statutory Authority: RCW 81.04.160 and 80.01.040.

480-12-005  Communications. [Statutory Authority: RCW 80.01.040. WSR 88-01-115 (Order R-283, Cause No. T-2118), § 480-12-005, filed 12/23/87; Order R-43, § 480-12-005, filed 4/17/93; Order R-5, § 480-12-005, filed 7/5/82; Order R-50, § 480-12-005, filed 4/15/91.] Repealed by WSR 99-01-077 (Order R-454, Docket No. TV-971477), filed 12/15/98, effective 1/15/99. Statutory Authority: RCW 81.04.160 and 80.01.040.

480-12-010  Rule book must be in main office—Rule book fee—Updates—Notification of pending and adopted rule changes—Compliance with rules. [Statutory Authority: RCW 80.01.040. WSR 93-24-103 (Order R-400, Docket No. A-930517), § 480-12-010, filed 12/01/93, effective 1/1/94; WSR 91-09-038 (Order R-342, Docket No. TV-2322), § 480-12-010, filed 4/15/91, effective 5/16/91; WSR 86-14-050 (Order R-262, Cause No. TV-1956), § 480-12-010, filed 4/16/73; WSR 85-18-044 (Order R-236, Cause No. TV-1879), § 480-12-010, filed 8/30/85; WSR 85-12-060 (Order R-187, Cause No. TV-1595), § 480-12-010, filed 6/2/82; Order R-50, § 480-12-010, filed 8/8/73; Order R-24, § 480-12-010, filed 4/16/71.] Repealed by WSR 99-01-077 (Order R-454, Docket No. TV-971477), filed 12/15/98, effective 1/15/99. Statutory Authority: RCW 81.04.160 and 80.01.040.


480-12-035  Applications for extensions. [Order R-5, § 480-12-035, filed 6/6/69, effective 10/9/69.] Repealed by Order R-24, filed 4/16/71.

480-12-040  Application for permit—Forwarding, carloading or broker. [Order R-5, § 480-12-040, filed 6/6/69, effective 10/9/69.] Repealed by Order R-24, filed 4/16/71.

480-12-045  Application for authority, docketing—Protests—Hearings. [Statutory Authority: RCW 80.01.040. WSR 94-11-022 (Order R-411, Docket No. TV-940122), § 480-12-045, filed 5/5/94, effective 6/5/94; WSR 90-17-049 (Order R-325, Docket No. TV-900022), § 480-12-045, filed 8/10/90, effective 9/10/90; WSR 87-19-088 (Order R-276, Cause No. TV-2092), § 480-12-045, filed 9/17/87; Order R-70, § 480-12-045, filed 1/29/75, effective 3/1/75; Order R-48, § 480-12-045, filed 6/15/73; Order R-36, § 480-12-045, filed 4/5/72; Order R-24, § 480-12-045, filed 4/16/71; Order R-5, § 480-12-045, filed 6/6/69, effective 10/9/69.] Repealed by WSR 99-01-077 (Order R-454, Docket No. TV-971477), filed 12/15/98, effective 1/15/99. Statutory Authority: RCW 81.04.160 and 80.01.040.

480-12-050  Applications for permanent authority, dump truck operations, unprocessed and unmanufactured agricultural commodities, forest products, livestock hauls, and related commodities. [Order R-36, § 480-12-047, filed 4/5/72; Order R-24, § 480-12-047, filed 4/16/71; Order R-22, § 480-12-047, filed 8/6/70.] Repealed by Order R-48, filed 6/13/73.

480-12-055  Hearing on show cause orders. [Order R-5, § 480-12-055, filed 6/6/69, effective 10/9/69.] Repealed by Order R-24, filed 4/16/71.

(12/15/98)
480-12-137 Private carriers. [Statutory Authority: RCW 80.01.040. WSR 93-05-038 (Order R-383), § 480-12-181, filed 2/16/93, effective 3/1/93; WSR 93-05-039, § 480-12-181, filed 2/16/93, effective 3/1/93; WSR 90-17-048 (Order R-327, Docket No. TV-900576), § 480-12-181, filed 8/30/90, effective 9/1/90; Repealed by WSR 90-01-001 (Order R-435, Docket No. TV-941290), filed 11/22/95, effective 12/23/95. Statutory Authority: RCW 80.01.040 and 34.05.350.]

480-12-138 Equipment—Drivers—Safety. [Statutory Authority: RCW 80.01.040. WSR 93-05-038 (Order R-383), § 480-12-181, filed 2/16/93, effective 3/1/93; WSR 93-05-039, § 480-12-181, filed 2/16/93, effective 3/1/93; WSR 90-17-048 (Order R-327, Docket No. TV-900576), § 480-12-181, filed 8/30/90, effective 9/1/90; Repealed by WSR 90-01-001 (Order R-435, Docket No. TV-941290), filed 11/22/95, effective 12/23/95. Statutory Authority: RCW 80.01.040 and 34.05.350.]

480-12-139 Equipment, standby. [Order R-5, § 480-12-140, filed 6/6/69, effective 10/9/69.] Repealed by Order R-21, § 480-12-190, filed 12/12/79. Statutory Authority: RCW 80.01.040, 81.80.120, 81.80.210, 81.80.290. WSR 93-10-074 (Order 127, Cause No. TV-2225), § 480-12-180, filed 2/23/89; WSR 85-23-002 (Order R-244, Cause No. TV-971477), § 480-12-180, filed 3/20/86; WSR 83-06-017 (Order R-196, Cause No. TV-152), § 480-12-180, filed 3/18/83; WSR 80-01-071 (Order R-138, Cause No. TV-1288), § 480-12-200, filed 12/24/79; Order R-5, § 480-12-200, filed 6/6/69, effective 10/9/69.] Repealed by WSR 99-
480-12-250 Accounts—Uniform system adopted—Reports. [Statutory Authority: RCW 80.01.040 and 80.01.040.]


480-12-260 Bills of lading. [Statutory Authority: RCW 80.01.040.]


480-12-270 Tariffs, proposed changes in—How made. [Statutory Authority: RCW 80.01.040 and 34.05.350.]

480-12-275 Tariffs, distribution and fees. [Statutory Authority: RCW 80.01.040 and 34.05.350.]


480-12-285 Tariffs, distribution and fees. [Statutory Authority: RCW 80.01.040.]

480-12-290 Tariffs, proposed changes in—How made. [Statutory Authority: RCW 80.01.040.]


480-12-325 Tariffs, claims for loss or damage. [Statutory Authority: RCW 80.01.040.]

480-12-330 Tariffs, shipments on hand under decree. [Order R-5, § 480-12-330, filed 6/6/69, effective 10/9/69.] Repealed by WSR 95-24-001 (Order R-435, Docket No. TV-941290), filed 1/12/99, effective 12/23/95. Statutory Authority: RCW 80.01.040 and 34.05.350.


480-12-360 Tariffs, accounts—Uniform system adopted—Reports. [Statutory Authority: RCW 80.01.040.]

480-12-370 Tariffs, accounts—Uniform system adopted—Reports. [Statutory Authority: RCW 80.01.040.]

480-12-380 Tariffs, accounts—Uniform system adopted—Reports. [Statutory Authority: RCW 80.01.040.]

480-12-390 Tariffs, accounts—Uniform system adopted—Reports. [Statutory Authority: RCW 80.01.040.]

480-12-400 Tariffs, accounts—Uniform system adopted—Reports. [Statutory Authority: RCW 80.01.040.]

480-12-410 Tariffs, accounts—Uniform system adopted—Reports. [Statutory Authority: RCW 80.01.040.]

480-12-420 Tariffs, accounts—Uniform system adopted—Reports. [Statutory Authority: RCW 80.01.040.]

480-12-430 Tariffs, accounts—Uniform system adopted—Reports. [Statutory Authority: RCW 80.01.040.]

480-12-440 Tariffs, accounts—Uniform system adopted—Reports. [Statutory Authority: RCW 80.01.040.]

480-12-450 Tariffs, accounts—Uniform system adopted—Reports. [Statutory Authority: RCW 80.01.040.


Definitions. [Statutory Authority: RCW 80.01.040. WSR 88-01-116 (Order R-281, Cause No. TV-2119), § 480-12-400, filed 12/23/87. Statutory Authority: RCW 81.04.160 and 80.01.040.]


(12/15/98)
480-12-425 Issuance of receipt or bill of lading for transportation prior to receiving household goods prohibited. [Order R-5, § 480-12-425, filed 6/6/69, effective 10/9/69.] Repealed by WSR 99-01-077 (Order R-454, Docket No. TV-971477), filed 12/15/98, effective 1/15/99. Statutory Authority: RCW 81.80.140 and 80.01.040.

480-12-430 Liability of carriers. [Statutory Authority: RCW 80.01-040. WSR 83-02-014 (Order R-193, Cause No. TV-1666), § 480-12-430, filed 12/27/82. Statutory Authority: RCW 80.01.040 and 81.80.290. WSR 81-19-027 (Order R-173, Cause No. TV-1500), § 480-12-430, filed 9/9/81; Order R-5, § 480-12-430, filed 6/6/69, effective 10/9/69.] Repealed by WSR 99-01-077 (Order R-454, Docket No. TV-971477), filed 12/15/98, effective 1/15/99. Statutory Authority: RCW 81.04.160 and 80.01.040.


480-12-465 Charge card plans. [Statutory Authority: RCW 80.01-040, 81.80.130, 81.80.140, and 81.80.290. WSR 80-12-023 (Order R-150, Cause No. TV-1372), § 480-12-465, filed 8/27/80. Repealed by WSR 99-01-077 (Order R-454, Docket No. TV-971477), filed 12/15/98, effective 1/15/99. Statutory Authority: RCW 81.04.160 and 80.01.040.

480-12-500 Definitions concerning recovered materials. [Statutory Authority: RCW 80.01.040. WSR 80.01.040, 81.80.440, 81.80.450 and 81.80.460. WSR 91-01-081 and 91-03-101 (Orders R-331 and R-331-A, Docket No. T-900433), § 480-12-500, filed 12/17/90 and 1/18/91, effective 1/17/91 and 2/18/91.] Repealed by WSR 95-24-001 (Order R-435, Docket No. TV-941290), filed 11/22/95, effective 12/23/95. Statutory Authority: RCW 80.01.040 and 34.05.350.

WAC 480-12-100 Forwarders and brokers. (1) For the purpose of these rules a "forwarder" shall be defined as a person engaged in the business of soliciting, collecting or assembling shipments for the purpose of combining the same into a shipment of such size as to be entitled to a quantity rate and who forwards such shipment in his own name and at his own risk by a common carrier at such quantity rate.

(2) A "broker" is a person engaged in the business of providing, contracting for or undertaking to arrange for, transportation of property by two or more common carriers.

(a) A broker's compensation shall be in the form of a fixed fee or percentage of the total tariff charges which shall be fixed and established by the commission based upon evidence submitted by the affected party or parties, which in every instance must be collected from the shipper by the broker and no charge for any service shall be collected from the carrier. Every common carrier broker shall collect his fee, or percent of the total revenue charges, as a separate item and in accordance with the provisions of WAC 480-12-340 credit, extension of, by common carriers. Unless specifically authorized by the commission no common carrier broker authorized to collect charges from shippers for common carrier brokerage service shall collect from said shipper the common carrier tariff charges arising from the highway transportation of the property: Provided, That these provisions will not apply to any person holding a broker permit issued by the commission prior to April 16, 1971. Such brokers may continue to operate under the terms and conditions specified in their broker permit and under the commission rules which were in effect at the time their broker permit was issued.

(3) A carrier holding a highway transportation permit or an agent of such carrier, may not act as a shipper's agent, except as may be specifically authorized by a common carrier forwarder permit or a common carrier broker permit.

(4) A permit shall not be issued authorizing any one person to operate both as a broker and a forwarder.

(5) A forwarder shall not be permitted to charge rates which are lower than those prescribed for common carriers.

480-12-520 Reporting requirements for transportation of recovered materials. [Statutory Authority: RCW 80.01.040, 81.80.440, 81.80.450 and 81.80.460. WSR 91-01-081 and 91-03-101 (Orders R-331 and R-331-A, Docket No. T-900433), § 480-12-520, filed 12/17/90 and 1/18/91, effective 1/17/91 and 2/18/91.] Repealed by WSR 95-24-001 (Order R-435, Docket No. TV-941290), filed 11/22/95, effective 12/23/95. Statutory Authority: RCW 80.01.040 and 34.05.350.
by motor vehicle. Such forwarder shall ship only over the
lines of common carriers holding permits authorizing the
transportation of general freight by motor vehicle.

(6) A common carrier broker, who also holds a common
carrier permit authorizing highway transportation, may not
perform highway transportation of the property of a shipper
for which a common carrier brokerage service is rendered in
equipment acquired by lease from another common carrier
holding its own authority to provide the service.

(7) Every shipper, or group or association of shippers
engaged in consolidating or distributing freight for them-
selves or for their members, and who wish to claim exempt
status under chapter 138, Laws of 1979 ex. sess. [RCW
81.80.045], shall notify the commission promptly upon
beginning such services and, in addition, shall comply with the
following:

Complete and file with the commission, by April 1 fol-
lowing each year in which an exemption is claimed, a state-
ment of nonprofit status, notarized and dated, in substantially
the following form:

The undersigned has (have) performed services as
freight forwarder claiming exempt status under chapter
138, Laws of 1979 ex. sess. [RCW 81.80.045], in the year .
. . . beginning in the month of . . . . . . . . There was no
intent to perform such services for a profit, and no profit
was in fact made.

........................................
(Signature of forwarders)

Subscribed and sworn to before me this . . . . . . . . day
of . . . . . . . ., 19 . . . .

........................................
Notary Public for the state
of Washington in and for the
county of . . . . . . . .

WAC 480-12-375 Bond required—Broker—Forwarder. (1) Each intrastate broker or forwarder and each
interstate broker or forwarder shall file with the commission,
and keep in effect, a surety bond, or deposit satisfactory secu-
ritv in the amount of ten thousand dollars conditioned upon
such broker or forwarder making compensation to shippers,
congisnees and carriers for all moneys belonging to them and
coming into the broker's or forwarder's possession in connec-
tion with such transportation service.

(2) It is unlawful for an interstate broker or forwarder to
conduct business as such in this state without first securing
appropriate authority from the Interstate Commerce Com-
mmission, if such authority is required, and registering with the
Washington utilities and transportation commission. The
commission shall grant such registration without hearing
upon filing a uniform application for registration of operating
authority issued by the ICC and payment of a one-time regis-
tration fee of twenty-five dollars.