

Title 410 WAC

RECIPROCITY COMMISSION

Chapter 410-16 Proration of vehicles.

Reviser's note: Single cab cards for interstate commercial vehicles (chapter 46.86 RCW, chapter 94, Laws of 1967 ex. sess.) establishing procedures, qualifications and grounds for denial or revocations of single cab cards and temporary single cab cards, see chapter 308-98 WAC.

For Transportation—Reciprocity. [section 24 (part), filed 3/23/60.] Operation of foreign licensed vehicles (noncommercial). [Order MV-161, filed 3/21/73.] See chapter 308-92 WAC. Department of Motor Vehicles.

Chapter 410-16 WAC PRORATION OF VEHICLES

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|-------------|---|
| 410-16-0101 | Uniform prorate agreement—Washington party to. |
| 410-16-0201 | General provisions. |
| 410-16-030 | Definitions. |
| 410-16-040 | Prorate eligibility. |
| 410-16-050 | Fleet composition. |
| 410-16-060 | Prorate registration prerequisites. |
| 410-16-070 | Mileage and prorate percentage. |
| 410-16-080 | Filing the applications. |
| 410-16-090 | Vehicle identification. |
| 410-16-100 | Additions and deletions. |
| 410-16-110 | Trailer interchange. |
| 410-16-120 | Leased vehicles. |
| 410-16-130 | Preservation of records. |
| 410-16-150 | Quarterly tonnage—Prorated vehicle. |
| 410-16-170 | Utility trailer rentals—Certified average registration plan required. |

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

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| 410-16-010 | Single trip lease of equipment. [Order 1, § 410-16-010, filed 3/29/68, effective 5/1/68.] Repealed by Order 113MV, filed 11/24/71. |
| 410-16-020 | Trailer interchange privilege. [Order 691113, § 410-16-020, filed 11/19/69; Order 1, § 410-16-020, filed 3/29/68, effective 5/1/68.] Repealed by Order 113MV, filed 11/24/71. |

WAC 410-16-0101 Uniform prorate agreement—Washington party to. The state of Washington is a member state of what is known as the uniform prorate agreement. The member states of the uniform prorate agreement are Arizona, British Columbia, California, Colorado, Idaho, Iowa, Illinois, Kansas, Minnesota, Missouri, Montana, Nebraska, Nevada, New Mexico, North Dakota, Oregon, South Dakota and Washington.

Washington has bi-lateral prorate agreements with Oklahoma and Utah.

Proration is an optional method of vehicle registration. Reciprocity will not be granted to vehicles of a fleet eligible for proration.

If a vehicle is part of an eligible fleet and is not proportionally registered as a fleet vehicle, it must be fully registered in Washington or operated under a Washington temporary interstate trip permit. [Order 113MV, § 410-16-0101, filed 11/24/71.]

WAC 410-16-0201 General provisions. The agreement provides for registration of fleets of vehicles operated in two or more states, by paying prorated fees. A fleet is three or more vehicles, two of which are power units. In any prorate state, full fees multiplied by the state's prorate percentage equals total fees due. Unless otherwise excepted, the numerator of a state's prorate fraction is all fleet mileage traveled in that state, and the denominator is total miles operated by the fleet in all jurisdictions (states, provinces or countries). When any vehicle of a fleet is properly prorated, it is fully registered and entitled to be operated in intra or interstate operations provided regulatory authority is held when required.

Vehicles operating only intrastate are not eligible for prorate registration. This class of vehicles cannot be considered as part of a fleet, nor can their mileage be included in the mileage of any fleet registered under the uniform agreement. [Order 113MV, § 410-16-0201, filed 11/24/71.]

WAC 410-16-030 Definitions. Unless the context clearly indicates otherwise the following terms shall have the following meanings:

"Fleet" means three or more commercial vehicles: *Provided*, That the reciprocity commission may require proportional registration and licensing of one or more commercial vehicles.

"Commercial vehicle" means any vehicle which is operated in more than one state and used for the transportation of persons for hire, compensation or profit, or designed or used primarily for the transportation of property. Commercial vehicles include trucks, tractors, converter gears, dollies, semi and full trailers, each as a separate unit. A tractor and a semi-trailer are considered two vehicles. [Order 113MV, § 410-16-030, filed 11/24/71.]

WAC 410-16-040 Prorate eligibility. A fleet is eligible if it meets the following requirements:

(1) If it includes three or more commercial vehicles at least two of which are motor vehicles.

(a) Vehicles include trucks, tractors, converter gears, semi and full trailers, each as a separate unit.

(b) Vehicle gross weight must normally be in excess of 6,000 pounds.

(c) Vehicles developing mileage experience must travel in two or more states during the mileage reporting period which is defined as: The reporting period for miles to be included in the prorate application shall cover the fiscal year beginning September 1, and continuing through August 31, of the year immediately preceding the commencement of the calendar license year for which proportional registration is sought. The mileage report must be the miles accumulated by only those vehicles that were part of the prorate fleet during the mileage reporting period. If a vehicle was a part of the prorate fleet for only part of the reporting period, then only the miles accumulated by this vehicle during the time it was a part of the fleet are to be included in the mileage report.

(d) Vehicles traveling entirely intrastate are not eligible for proration.

(e) Vehicles must meet basing requirements.

A fleet is defined as follows when prorating between Washington and:

(1) ARIZONA: Fleet means one or more commercial vehicles with a registered combined gross weight of 16,000 pounds or more.

(2) BRITISH COLUMBIA: Three or more commercial vehicles with a registered combined gross weight of 6,000 pounds or more.

(3) CALIFORNIA: Three or more commercial vehicles with a registered combined gross weight of 6,000 pounds or more.

(4) COLORADO: One or more commercial vehicles with a registered combined gross weight of 16,000 pounds or more.

(5) IDAHO: One or more commercial vehicles with a registered combined gross weight of 16,000 pounds or more.

(6) ILLINOIS: Three or more commercial vehicles with a registered combined gross weight of 6,000 pounds or more.

(7) IOWA: Three or more commercial vehicles with a registered combined gross weight of 6,000 pounds or more.

(8) KANSAS: Three or more commercial vehicles with a registered combined gross weight of 6,000 pounds or more.

(9) MISSOURI: Three or more commercial vehicles with a registered combined gross weight of 6,000 pounds or more.

(10) MONTANA: Two or more commercial vehicles with a registered combined gross weight of 6,000 pounds or more.

(11) NEBRASKA: Three or more commercial vehicles with a registered combined gross weight of 6,000 pounds or more.

(12) NEVADA: One or more commercial vehicles with a registered combined gross weight of 16,000 pounds or more.

(13) NEW MEXICO: Three or more commercial vehicles with a registered combined gross weight of 6,000 pounds or more.

(14) NORTH DAKOTA: One vehicle or combination having three axles or more.

(15) OREGON: One or more commercial vehicles with a registered combined gross weight of 6,000 pounds or more.

(16) SOUTH DAKOTA: One vehicle or combination having three axles or more.

(17) UTAH: Any vehicle or combination of vehicles with a registered combined gross weight in excess of 18,000 pounds.

(18) OKLAHOMA: Three or more commercial vehicles with a registered combined gross weight of 6,000 pounds or more.

(19) MINNESOTA: Three or more commercial vehicles with a registered combined gross weight of 6,000 pounds or more.

Nonfleet vehicles must display reciprocity plates or a trip permit is required.

CONSTRUCTION VEHICLES: Only construction vehicles used to move equipment or supplies interstate are eligible for proration. All vehicles used intrastate in conjunction with a construction job in the state of Washington must be fully registered in Washington or operated under a 30-60-90 day nonresidence temporary commercial registration and load license. This includes pickup trucks.

LOGGING VEHICLES: Only logging vehicles operating interstate are eligible for proration. Logging vehicles operated intrastate must be fully registered in Washington or operated under a 30-60-90 day nonresidence temporary commercial registration and load license.

INTERSTATE TRAFFIC: Traffic moving from a point in one state to a point in another state; between points in the same state, but passing within or through another state enroute.

INTRASTATE TRAFFIC: Traffic having origin, destination and entire transportation within the same state. [Order 113MV, § 410-16-040, filed 11/24/71.]

WAC 410-16-050 Fleet composition. An applicant may separate his vehicles into two or more fleets provided:

(1) Requirements for prorate eligibility for each fleet have been met.

(2) Such divisions are consistent with the applicant's operational practices, state restrictions as applicable, or by reason of equipment design.

(3) A separate mileage report must be kept for each fleet. The mileage report for each fleet must be the miles accumulated by only those vehicles that were a part of the prorate fleet during the mileage reporting period. Do not include miles accumulated by a vehicle during the time the vehicle was not a part of the prorate fleet.

The application filed with this state must consist of the same vehicles for each fleet and the same miles as the application filed with all states in which the fleet is prorated. As an example, if a fleet of 25 vehicles is prorated with the states of Washington, Oregon and California, then the same 25 vehicles must be in the fleet prorated in each of those states. If it is determined that any Washington based carrier has not proportionally registered a vehicle or vehicles in another jurisdiction or jurisdictions which are members of the uniform compact

agreement after indicating his intent to do so in his application to the state, and has failed to pay other fees in lieu thereof, the mileage traveled in such jurisdiction or jurisdictions shall be added to Washington in-state miles for computation of the Washington travel percentage. [Order 113MV, § 410-16-050, filed 11/24/71.]

WAC 410-16-060 Prorate registration prerequisites. There are, in the case of most states, additional legal qualifications and compliance requirements other than vehicle registration that must be met before an application for prorate registration will be accepted and processed.

Additional tonnage permits – see chapter 252-24 WAC. Contact: Washington State Highway Commission, Highway Administration Building, Olympia, Washington 98504. Telephone (206) 753-6030.

For hire operators – see chapter 480-12 WAC. Contact: Washington Utilities and Transportation Commission, Permits and Insurance Section, Highway-Licenses Building, Olympia, Washington 98504. Telephone (206) 753-6407.

Fuel requirements – see chapters 308-72, 308-76 and 308-77 WAC. Contact: Department of Motor Vehicles, Fuel Tax Division, Highways-Licenses Building, Olympia, Washington 98504. Telephone (206) 753-6900. [Order 113MV, § 410-16-060, filed 11/24/71.]

WAC 410-16-070 Mileage and prorate percentage.

(1) Mileage reporting period: The mileage reporting period shall be the period from September 1 through August 31 of the year immediately preceding the calendar year for which prorate registration is sought.

(2) Total fleet miles: Total fleet miles include all miles operated in all jurisdictions (states, provinces and countries) by vehicles included as part of the prorate fleet and while operated as such during the mileage reporting period.

(3) In-state miles: In-state miles include all miles operated within each respective jurisdiction by vehicles included as part of the prorate fleet and while operated as such during the mileage reporting period.

(4) Mileage computation:

(a) Applications containing both power units with trailers or power units only: Use only miles of prorate fleet power units.

(b) Applications for power units and trailers from the same carrier containing separate statements for power units and for trailers: Use only miles of prorate fleet power units for power unit statement. Use miles of all applicant's line power units, whether prorated or not, operated in two or more states in combination with prorated trailers for trailer statement.

(c) Applications for trailer fleet only: Use only miles of highway operation determined from miles of power units, whether prorated or not, operated in combination with prorated trailers.

The mileage statement for each fleet must contain only actual mileage for power units in that fleet in the reporting period.

(5) Determining the prorate percentage: To determine the prorate percentage, divide in-state miles by total fleet miles. The result (or quotient) should be computed to the nearest thousandth (3 places beyond the decimal, e.g., 10.555%). This percentage shall remain in effect for all supplemental applications filed during the registration year.

(6) Estimated miles: When a state's prorate percentage cannot be computed for a particular fleet on the basis of actual operation during the reporting period, estimated mileage will be acceptable for the fleet's first prorate application. Estimated mileage shall be based on the proposed operation of the fleet during the year for which registration is sought. Mileage must be clearly marked "estimate". The applicant must substantiate his estimate by submitting details of his proposed operation including type of operation, its location, routes, frequency, etc.

Total fleet miles. This shall be the total number of miles operated in all jurisdictions during the preceding year by the motor vehicles in such fleet during said year.

In-state miles. This shall be the total number of miles operated in this state during the preceding year by the motor vehicles in such fleet during said year.

In no event shall the total fee payment be less than a minimum of five dollars per motor truck, truck-tractor or auto stage and three dollars per vehicle of any other type. [Order 113MV, § 410-16-070, filed 11/24/71.]

WAC 410-16-080 Filing the applications. (1) With whom filed: The administrative officials, their departments and addresses that handle prorate applications in each state are listed below:

- (a) ARIZONA
Assistant Director
Motor Vehicle Division
1739 W. Jackson Street
Phoenix, Arizona 85007
Tel: Area 602; No. 261-7295
- (b) BRITISH COLUMBIA
Deputy Minister
Department of Comm. Transport
Parliament Buildings
Victoria, British Columbia, Canada
Tel: Area 604; No. 382-6111, Ext. 3362
- (c) CALIFORNIA
Chief
Division of Registration
Prorate Unit-Department of Motor Vehicles
2415 First Avenue
Sacramento, California 95809
Tel: Area 916; No. 445-4424
- (d) COLORADO
Chief
Motor Vehicle Division
1375 Sherman Street
State Capitol Annex
Denver, Colorado 80203
Tel: Area 303; No. 825-9061, Ext. 455

- (e) IDAHO
Director
Motor Vehicle Division
Department of Law Enforcement
P. O. Box 34
Boise, Idaho 83707
Tel: Area 208; No. 344-7471, Ext. 391
- (f) ILLINOIS
Supervisor, Reciprocity
Office of Secretary of State
Centennial Building
Springfield, Illinois 62706
Tel: Area 217; No. 525-4815
- (g) IOWA
Executive Secretary
Iowa Reciprocity Board
State Office Building
Des Moines, Iowa 50309
Tel: Area 515; No. 281-5827
- (h) KANSAS
Director
Interstate Registration
Motor Vehicle Department
State Office Building
Topeka, Kansas 66612
Tel: Area 913; No. 296-2231
- (i) MINNESOTA
Minnesota Department of Public Safety
Prorate Section, Room 211
Highway Building
St. Paul, Minnesota 55101
Tel: Area 612; No. 221-2138
- (j) MISSOURI
Secretary
Missouri Highway Reciprocity Commission
1005 Jefferson Building
Jefferson City, Missouri 65101
Tel: Area 314; No. 635-9185, Ext. 12
- (k) MONTANA
Supervisor, G.V.W.
P.O. Box 258
Helena, Montana 59601
Tel: Area 406; No. 449-2476
- (l) NEBRASKA
Supervisor
Registration and Titles
Department of Motor Vehicles-State House
P. O. Box 94789
Lincoln, Nebraska 68509
Tel: Area 402; No. 471-2281
- (m) NEVADA
Chief
Vehicle Reciprocity
Department of Motor Vehicles
555 Wright Way
Carson City, Nevada 89701
Tel: Area 702; No. 882-7311
- (n) NEW MEXICO
Director
Motor Transportation Department
Prorate Division-PERA Building
Santa Fe, New Mexico 87501
Tel: Area 505; No. 827-2092
- (o) NORTH DAKOTA
Director
Truck Regulatory Division
North Dakota Highway Department
Capitol Grounds
Bismarck, North Dakota 58501
Tel: Area 701; No. 224-2619
- (p) OKLAHOMA
Oklahoma Tax Commission
Motor Vehicle Division
Commercial Vehicle Division
2101 Lincoln Boulevard
Oklahoma City, Oklahoma 73105
- (q) OREGON
Manager
Reciprocity and Proration
Motor Vehicle Division
1905 Lana Avenue, N.E.
Salem, Oregon 97310
Tel: Area 503; No. 378-6903
- (r) SOUTH DAKOTA
Director
Proration and Reciprocity Division
Department of Highways
State Highway Building #2
Pierre, South Dakota 57501
Tel: Area 605; No. 224-3501
- (s) UTAH
State Tax Commission
200 State Office Building
Salt Lake City, Utah 84114
Tel: Area 801; No. 328-5831
- (t) WASHINGTON
Proration Division-Department of Motor Vehicles
Highways-Licenses Building
Olympia, Washington 98504
Tel: Area 206; No. 753-6956
- (2) Application Dates: The license year is from January 1, through December 31. In preparation for this period, uniform agreement states will mail applications and instructions to all fleet operators of record beginning October 15. It is the responsibility of first time applicants and those not receiving renewal forms from a given state to contact that state.
- (3) Filing and Compliance Dates: The enforcement deadline for display of prorate identification is midnight on the last day of February. Renewal applications are acceptable beginning October 15. All applicants who file prior to December 1 will receive priority in the issuance of identification. In such cases, if identification is not received prior to the enforcement deadline, a letter or a

collect telegraphic authorization will be issued upon request to the carrier permitting temporary operation of vehicles covered in the application. No such procedure is available to applicants filing after December 1, or making changes in their applications in process.

(4) The Application. The initial application for proportional registration of a fleet shall state the mileage data with respect to such fleet for the preceding year in this and other jurisdictions. If no operations were conducted with such fleet during the preceding year, the application shall contain a full statement of the proposed method of operation and estimates of annual mileage in this state and other jurisdictions. The department shall determine the in-state and total fleet miles to be used in computing the fee payment for the fleet. The department may evaluate and adjust the estimate on the application if it is not satisfied as to the correctness thereof.

When operations are materially changed through merger, acquisition, or extended authority, the department shall require the filing of an amended application setting forth the proposed operation by use of estimated mileages for all jurisdictions. The department may adjust such estimated mileages by audit or otherwise to an actual travel basis to insure proper fee payment to this state. The actual calendar year travel basis may be utilized for determination of fee payments until such time as the normal mileage year is available under the new operation.

Three sets of application forms accompany these instructions. The application for any fleet shall bear the same applicant's name (or be identified therewith) for each state in which proportional registration is sought for such fleet. All copies are to be completed, one copy for applicant's file and two copies to be mailed, WITH APPLICATION FEES ONLY (see (5) Payment of Fees and Return of Identification for fee amounts) to the appropriate state. INCORRECT OR INCOMPLETE APPLICATIONS WILL BE RETURNED.

(5) Payment of Fees and Return of Identification. After billing, carrier must remit fees promptly and as directed. Upon receipt of fees, states will assemble devices and substantially the same vehicle number order as listed on the application and return all identification by first class mail; or if the applicant so requests, by expedited delivery at his expense.

Each application or supplemental application for reciprocal or proportional registration of vehicles shall be accompanied by an application fee, in addition to all other fees, of five dollars for nine or less vehicles, ten dollars for ten through twenty-four vehicles, and fifteen dollars for twenty-five or more vehicles.

Separate remittance must be submitted for each application fee.

If the appropriate fee does not accompany each application at the time of its submission the application will be returned to the carrier.

Any prorated carrier increasing the gross weight of a vehicle or vehicles shall be subject to a five dollar minimum fee per vehicle. [Order 113MV, § 410-16-080, filed 11/24/71.]

WAC 410-16-090 Vehicle identification. (1) Every prorated vehicle will be issued the following identification devices:

(a) From the Base State:

(i) Base plate. (May be renewed annually by new plate or validation sticker on the prorate backing plate.)

(ii) Backing plate. (On initial application, thereafter by request.)

(iii) Registration cab card.

(b) From every other state in which the vehicle is prorated.

(i) A prorate sticker (decal) for the backing plate.

(ii) A registration cab card.

(2) Identification devices are to be maintained or displayed as follows:

(a) All backing plates mounted on the front of the power units and on the rear of all trailing units.

(b) All registration cab cards are to be carried on the vehicle or may, in the case of trailing units, be carried in the power unit of the combination.

(c) All prorate stickers (decals) are to be affixed to their respective state locations as shown on the backing plate facsimile.

(3) Replacement of Identification. When a base plate, backing plate, decal, or registration card is lost or stolen, complete the Washington application for replacement of license identification, in duplicate, have notarized, and submit to the Proration Division with the proper fees. Replacement fees: Washington based vehicles power units—Washington license plates, \$5.50 provided the previous registration is returned with your application. Otherwise, \$7.00.

Trailing units—Washington license plates, \$3.00 provided the previous registration is returned with your application. Otherwise, \$4.50.

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| Replacement backing plates | ----- | \$2.00 each |
| Prorate decals | ----- | \$2.00 each |
| Registration certificates (cab card) | - | \$1.50 each. |

[Order 113MV, § 410-16-090, filed 11/24/71.]

WAC 410-16-100 Additions and deletions. Additional equipment: After an original application has been filed, vehicles can only be added or changes in registered gross weight be made by filing a proration supplement in the same manner (number of copies, addressee, disposition of fees, etc.) as provided for the original application. However, in circumstances, where immediate operation of fleet additions are essential, two extra procedures are available to speed vehicle identification. NEITHER OF THESE REPLACES THE REQUIREMENT OF FILING A SUPPLEMENTAL APPLICATION.

Each vehicle to be added is listed on a "Temporary Proration Authorization" form in advance of its operation in accordance with the following rules numbered (1) through (9):

(1) Carrier must make application to the Proration Division in the manner and upon a form furnished and prescribed by the department. Forms available on request.

(2) On approval of application, Washington temporary proration authorization permits will be issued.

(3) A fee of one dollar will be charged for each authorization permit which will be serially numbered and accountable for by the carrier, in addition to the one dollar fee, a fifty cent filing fee is required for each permit issued. Total - \$1.50 per permit.

(4) A minimum of ten permits will be issued per application, and are not transferrable.

(5) Prior to the movement of a vehicle into or through Washington, complete in triplicate authorization permit and:

(a) Place original copy, or copies (if truck-tractor and trailer), in cab of power unit.

(b) Second copy shall be retained by carrier for his records.

(c) Third copy shall be mailed to the Prorate Division.

(6) Authorization permits are only for vehicles being added to a carrier's original proration application.

(7) A proration supplement **MUST** be submitted on the same date as the authorization permit is issued for the vehicle.

(8) Temporary proration authorization permits are valid for 30 days.

(9) **IMPORTANT** - Failure of a prorate carrier to submit a proration supplement for any authorization permit issued to a vehicle shall be cause for suspension of all registration privileges and the carrier's vehicles will be required to trip permit or fully register in Washington.

The above permits are available to carriers who have not had their proration privileges cancelled.

A collect telegram or letter of authority for travel in Washington, for a period of 30 days may be requested, provided the supplement application is in this office. Washington temporary proration authorization permits are available to qualified operators. These permits may be used in lieu of a telegram or letter of authority. The filing of an application or supplement does not grant clearance to a vehicle. All vehicles without prorate identification will be charged trip permits, which cannot be refunded or credited. The above is applicable during renewal period to new vehicles and to vehicles registered the previous year from which Washington identification has been removed. Long distance request must be made to the Olympia office only between 8:00 a.m. and 4:30 p.m. Pacific Standard Time, Monday through Friday (except holidays). No telegram or letter of authority will be issued to an operator who has had his proration and reciprocity privileges cancelled in previous years, in Washington, for failure to remit fees, complete applications, etc.

Deleting equipment from a prorate fleet: A vehicle may be removed by sending a supplemental application (form PR-2) with deletion section properly completed.

Washington requires: That the cab card and the prorate backing plate with stickers attached, be returned for Washington based vehicles, with supplemental application (form PR-2) for all vehicles deleted, and that the cab card for vehicles not base plated in Washington be returned with supplemental application (form PR-2).

All Washington identification devices as set forth above must be in the proration office before deletions will be processed.

Washington proration identification and registration is not transferable from one owner to another or from one vehicle to another.

WASHINGTON EXCEPTIONS: Arizona, Colorado, Idaho, Nevada, and Oregon.

Washington backing plates issued to nonfleet operators must be returned for cancellation.

Refunds and credits: Washington provides: Credit for unused gross weight fees only after receipt by the Proration Division, Olympia, Washington, of the identification issued for the vehicle being deleted.

Credit is computed on a monthly basis for the months remaining after the month of receipt by the Proration Division, Olympia, Washington, of the identification, and only when the credit for each deleted vehicle is fifteen dollars or more. Such credit shall be applied against the gross weight fee liability for subsequent additions to be prorated during such registration year. No credit will be allowed for any vehicle which is not permanently removed from the fleet because it has been destroyed, sold, or otherwise completely removed from the service of the registrant. Example: Credit will not be allowed for a vehicle removed for repair or rebuilding. Credit is not transferable - one fleet to another, one owner to another. Credit will not be carried forward from one year to another. No refunds. However, credit will be allowed for additional fees due upon audit under RCW 46.85.190. [Order 113MV, § 410-16-100, filed 11/24/71.]

WAC 410-16-110 Trailer interchange. Prorate carriers conducting trailer interchange operations under rules of the Interstate Commerce Commission, are not required to qualify any currently licensed off-line trailer engaged in this service when it is pulled by a properly identified power unit.

Trailers may be interchanged, without the necessity of individual trip permits if the operator has one or more sets of trailer units fully licensed in Washington per power unit licensed in Washington, regardless of where the individual trailer unit is licensed. For the purposes of this rule, in the case of a power unit which ordinarily carries two trailers, a trailer unit shall be considered to be two trailers.

In no event may the privilege granted by this rule be exercised more than thirty days after the execution of the interchange agreement. This regulation applies to interchange of trailers only and not to leased, rental, or piggyback trailers which are not prorated in Washington.

Application must be made each license year to the Proration Division, Olympia, Washington. The Washington state patrol will be notified of the interchange privileges for which your fleet qualifies. [Order 113MV, § 410-16-110, filed 11/24/71.]

WAC 410-16-120 Leased vehicles. The uniform agreement, section 53 provides in effect that the lessee of a vehicle is responsible for its licensing under proportional registration subject to the following exceptions: (Based on May 4, 1960, and September 7, 1960, reports of the uniform agreement lease committee).

(1) Household goods carriers (as applicable in I.C.C. regulation Section 165.2 - b [Ex Parte MC-10] wherein the agent is the lessor and the company is the lessee, may file and register as dual applicants. By this procedure, the lessor's fleet is prorated in his name and registration cards are issued in the name of both lessor and lessee. The application is based on the lessor's equipment and total miles lessor's equipment operates under his name and that of the lessee.

The application should be in the name of the lessee and the lessor: i.e., A.B.C. Storage, Lessee; Jones Transfer, Lessor. A trip permit or proration will be required on vehicles leased to a household goods carrier, which has qualified a fleet for proration in Washington.

(2) In those cases where a prorate operator shall lease equipment from an owner-lessor, which equipment is not entitled to fleet proration registration by the owner and where the leasing of such equipment does not increase the size of the lessee's fleet as registered in his original application, plus the net additional registrations made by any supplemental applications, each state to the extent legally permissible shall provide for the giving of credit as replaced equipment.

Single Trip Lease: Lessee required to purchase a trip permit. Long-Term Lease: Lessee required to prorate.

(3) Rental equipment companies having fleets of vehicles for short term rental which operate interstate, are permitted to prorate provided they maintain adequate records for completion of an application and/or audit, but if the law of a contracting state in which the fleet operates prohibits registration for this type of operation, then such vehicles, if properly registered in their base state, shall be entitled to reciprocity accorded to the base state under the uniform agreement.

Washington requires proration of the vehicles or trip permits.

(4) In the case of single trip lease operation of a prorate vehicle by a prorate carrier, no additional registration fees shall be imposed on a one-way single trip lease operation, provided the vehicle is properly registered in the state in which it is being operated and further provided that the mileage be retained with the original (i.e., lessor's) prorate fleet.

Single Trip Lease of Equipment. Both the lessee and lessor must be prorated in the state of Washington. Both the lessee and the lessor shall make application to the department of motor vehicles for the exercise of this privilege. Vehicles which are leased for a period in excess of thirty days, or by a series of renewals resulting in a lease for more than thirty days, must be registered in the name of the lessee. For leases of less than thirty days the lessor must maintain an accurate record of the miles operated by the lessee of the leased equipment in each state as well as the miles that the lessor operates the vehicle. [Order 113MV, § 410-16-120, filed 11/24/71.]

WAC 410-16-130 Preservation of records. Any carrier whose application for proportional registration has been accepted, shall preserve the records on which the application is based for a period of four years, following the year or period upon which said application is based. Upon request of the department, the owner agrees

to make such records available to the department at its designated office for audit as to accuracy of computations and payments and assessments of deficiencies or allowances for credit, or to pay the costs of an audit by the department or its duly appointed representative at the applicant's home office.

The department may make arrangements with agencies of other jurisdictions administering motor vehicle registration laws for joint audits of any such carrier. No assessment for the deficiency or claim for credit may be made for any period for which records are no longer required.

WASHINGTON REQUIRES:

(1) All carriers shall maintain detailed mileage records on an individual vehicle basis. Such operating records shall be prepared for each trip and shall include dates, origin and destination points, total miles traveled, miles traveled in each state, vehicle equipment number, driver's full name and all other information pertinent to the particular trip.

(2) When operations are materially changed through merger, acquisition or extended authority, the department shall require the filing of an amended application setting forth the proposed operation by use of estimated mileages for all jurisdictions. The department may adjust such estimated mileages by audit or otherwise to an actual travel basis to insure proper fee payment to this state. The actual calendar year travel basis may be utilized for determination of fee payments until such time as the normal mileage year is available under the new operation.

(3) If it is determined that any Washington based carrier has not proportionally registered a vehicle or vehicles in another jurisdiction or jurisdictions which are members of the uniform compact agreement after indicating his intent to do so in his application to the state, and has failed to pay other fees in lieu thereof, the mileage traveled in such jurisdiction or jurisdictions shall be added to Washington in-state miles for computation of the Washington travel percentage. [Order 113MV, § 410-16-130, filed 11/24/71.]

WAC 410-16-150 Quarterly tonnage—Prorated vehicle. To be eligible to purchase quarterly tonnage all vehicles operated by the applicant must be base licensed in the state of Washington, i.e., an operator cannot have a fleet based in Washington and another fleet based in a neighboring state. In connection with the privilege of purchasing quarterly tonnage the following rules shall apply:

(1) Applications submitted by each operator must contain not less than three power vehicles with combined gross weight of 68,000 pounds or more, per power unit.

(2) The Washington prorate percentage must be sixty percent or more.

(3) Operators electing to purchase tonnage on a quarterly basis will not be eligible for the single cab card chapter 46.86 RCW.

(4) Quarterly tonnage must be renewed for each quarter unless the vehicle is permanently removed from the fleet.

(5) All quarterly tonnage shall expire on December 31. There shall be no carry-over into the following year.

(6) No telegrams of authority will be issued for quarterly tonnage renewal.

(7) Applications for renewal of tonnage must be filed with the proper fees and the identification properly displayed by the tenth day of the month following the date of expiration.

Filing Dates:

1st Quarter – December 1. The fees due will be computed by the prorate division.

2nd Quarter – March 1. Fees to be computed and remitted with application by the operator.

3rd Quarter – June 1. Fees to be computed and remitted with application by the operator.

4th Quarter – September 1. Fees to be computed and remitted with application by the operator.

(8) Each original, renewal or supplemental application must be accompanied by an application fee in accordance with the following schedule:

| Number of Vehicles Listed | Fee |
|----------------------------------|---------|
| Nine or less vehicles | \$ 5.00 |
| Ten through twenty-four vehicles | 10.00 |
| Twenty-five or more vehicles | 15.00 |

If the appropriate fee does not accompany the original, renewal or supplemental application at the time of its submission the application will be returned to the operator.

(9) Any person who operates a motor vehicle on a quarterly tonnage license and fails or neglects to secure a renewal within ten days after the expiration shall be required to purchase a tonnage license for the entire year for the tonnage shown on the tonnage license, less the fees for any period or periods of the year already paid.

(10) The following fees will not be prorated:

(a) 50 cent filing fee per vehicle.

(b) One dollar permit fee per vehicle.

(11) Failure to comply with above regulations will result in cancellation of your quarterly tonnage privileges. [Order MV-151, § 410-16-150, filed 11/2/72.]

WAC 410-16-170 Utility trailer rentals—Certified average registration plan required. This rule has application to utility trailers which for the purpose of it are defined as factory built trailers of the type designed primarily for personal use, such as hauling of household goods, general cargo or personal effects.

Every owner of utility trailers engaged in the business of leasing or renting such trailers for use in the state of Washington shall license and pay all applicable fees on the number of utility trailers equal to the average number of such trailers operated in or through the state. Said average may be determined in any manner approved by the prorate division and shall in any case be equal to the average number of utility trailers operated in and through the state during the preceding registration year.

Annually verifiable data as to the average number of utility trailers operating in and through Washington shall be filed in certified form with the department of

motor vehicles, prorate division. The owner shall make the records upon which its certified report is based available to the prorate division upon request at its designated office for audit of computations and payments and shall preserve such records for a period of four years. If the prorate division determines that the applicant under this plan should have registered more trailers in Washington under the provisions of this plan, the department of motor vehicles may deny any further benefits until the additional trailers have been registered. In any case, the determination of the department of motor vehicles of the average number of trailers operating in the state during the licensing year shall be final.

Upon compliance with this section, utility rental trailers duly licensed, identified and registered in any state or the District of Columbia, and belonging to owners having complied with this regulation, shall be permitted to operate in this state on an interstate and intrastate basis. [Order MV-151, § 410-16-170, filed 11/2/72.]