

## Chapter Trans 133

### TELEPHONE AUTHORIZATION FOR QUARTERLY OR CONSECUTIVE MONTHLY REGISTRATIONS

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**Trans 133.01 Purpose and scope.** (1) STATUTORY AUTHORITY. As authorized by ss. 227.11 and 341.19, Stats., the purpose of this chapter is to establish the department of transportation's administrative interpretation of ss. 341.19 and 341.195, Stats., relating to the telephone call-in procedure to authorize the operation of vehicles and the suspension of vehicle registrations as a result of unpaid fees.

(2) APPLICABILITY. This chapter applies to any person registering vehicles, under the quarterly registration system or consecutive monthly registration system, as provided in ss. 341.30 and 341.305, Stats., using the telephone call-in authorization procedure.

**Note:** Owners of motor trucks or truck tractors, and certain other vehicles, registering at gross weights in excess of 8,000 pounds may select a quarterly registration option. If those vehicles are involved in specific types of operations the owner may choose a consecutive monthly registration.

**History:** Cr. Register, February, 1986, No. 362, eff. 3-1-86; correction in (1) made under s. 13.93 (2m) (b) 7., Stats., Register, December, 1987, No. 384.

**Trans 133.02 Definitions.** Words and phrases defined in ch. 340, Stats., have the same meaning in this chapter unless a different definition is specified. In this chapter:

(1) "Applicant" means any vehicle owner or lessee who is required to apply for Wisconsin vehicle registration.

(2) "Authorization code" means the 6 letter or numeric configuration issued by the department to an applicant for purposes of identification and used by an applicant during the telephone call-in procedure.

(3) "Department" means the Wisconsin department of transportation.

(4) "Telephone authorization" means the approval granted to the registered owner or lessee of a vehicle, through the department's telephone call-in procedure, to operate on Wisconsin highways, without displaying evidence of registration as required by s. 341.18, Stats., and described in s. Trans 133.03.

**History:** Cr. Register, February, 1986, No. 362, eff. 3-1-86.

**Trans 133.03 Evidence of registration.** In accordance with s. 341.18, Stats., acceptable evidence of registration displayed on or in the vehicle shall be one of the following:

(1) A certificate of registration, a registration plate, and year tag for the current registration period; or

(2) A copy of the application for registration and title completed by a Wisconsin licensed motor vehicle dealer; or,

(3) A receipt for registration issued by the department.

**History:** Cr. Register, February, 1986, No. 362, eff. 3-1-86.

**Trans 133.04 Telephone application requirements.**

(1) DEPARTMENT SERVICE SCHEDULE. Requests for telephone authorizations will be accepted by the department between 7:30 a.m. and 4:00 p.m. Monday through Friday except on New Year's Day, Good Friday, Memorial Day, Independence Day, Labor Day, Thanksgiving, Christmas Eve Day, Christmas Day, and New

Year's Eve Day, and any other holiday when state offices are closed. When any of the named holidays falls on Sunday and is celebrated on the following Monday, applications will not be accepted on the day celebrated as the holiday.

(2) INFORMATION REQUIRED FOR TELEPHONE AUTHORIZATION. Every applicant seeking a telephone authorization shall provide the department with an adequate description of the vehicle, and any other information which the department may reasonably require, including:

- (a) The name and address of the applicant;
- (b) The type of vehicle;
- (c) The make of the vehicle;
- (d) The model year of the vehicle;
- (e) The vehicle identification number, license plate number or the title number of the vehicle;
- (f) The gross weight;
- (g) The period and type of registration being requested; and
- (h) The authorization code, when one has been assigned to the applicant.

(3) APPLICATION FOR REGISTRATION. A telephone authorization shall not relieve the owner or lessee of the vehicle from compliance with the registration application requirements as defined in s. 341.08 (1), (2), (3) and (4), Stats.

**Note:** Form MV-1, application for title and registration and forms MV2 and 3, registration renewal forms.

(4) TYPE OF REGISTRATION. (a) Applicants may utilize the telephone call-in procedure to obtain a telephone authorization for a vehicle subject to renewal of registration provided the contact is received by the department after the 15th day of the month preceding the beginning of the new period of registration.

(b) Applicants may utilize the telephone call-in procedure to apply for telephone authorization on an original registration, a reregistration, or a transfer of ownership involving registration of a vehicle.

(5) INTRASTATE OPERATIONS. The department will accept a request for a telephone authorization from an applicant provided the vehicle is operated intrastate under quarterly or consecutive monthly registration as described in ss. 341.30 and 341.305, Stats., and not for any vehicle operated in interstate or foreign commerce as defined in s. 194.03, Stats.

(6) MULTIPLE TELEPHONE REQUESTS. The department may decline to accept requests for more than 2 telephone authorizations during a single telephone call

**Note:** This provision is intended to allow the department to free its telephone lines for use by other applicants during periods of high workloads. If the workload is low, additional requests may be accepted.

(7) TELEPHONE COSTS. It is the responsibility of the applicant to pay for all telephone calls to the department to obtain or to cancel a telephone authorization.

**Note:** Initially, telephone calls to the department shall be tape-recorded. If the department is able to resolve questions concerning an applicant's liability for tele-

phone authorization fees without using tape recordings, then the department shall discontinue recording telephone calls.

**History:** Cr. Register, February, 1986, No. 362, eff. 3-1-86; correction in (2) made under s. 13.93 (2m) (b) 1., Stats., Register, August, 1996, No. 488.

**Trans 133.05 Authorization code. (1) GENERAL.** The department may require that an applicant for a telephone authorization use an authorization code during the telephone call-in procedure.

**(2) WHEN AUTHORIZATION CODE ISSUED.** The department shall issue an authorization code under the following conditions:

- (a) Whenever the applicant requests a code;
- (b) Whenever the applicant refuses to be held responsible for payment of fees for a telephone authorization issued by the department to the applicant; or
- (c) Whenever the department may reasonably require that an applicant use an authorization code.

**(3) CONTENT.** The authorization code shall consist of any combination of 6 letters or numerals, or both as determined by the department.

**(4) CHANGING AUTHORIZATION CODES.** The applicant may request a change of the authorization code at any time by notifying the department in writing that the current authorization code should be cancelled and another code assigned under this section.

**History:** Cr. Register, February, 1986, No. 362, eff. 3-1-86.

**Trans 133.06 Cost of the telephone call-in procedure. (1) GENERAL.** In accordance with s. 341.19 (1), Stats., the department shall charge the cost for a telephone authorization to those applicants utilizing the telephone call-in procedure.

**(2) FEE.** (a) The fee, as authorized by s. 341.19 (1) (a), Stats., is the lesser of \$10.00 per vehicle or the actual cost of the telephone authorization, per vehicle, as determined by the department.

(b) The department shall establish the rate of payment for each telephone authorization based on the following factors:

- 1. The estimated annual volume of telephone contacts that will be received by the department; and
- 2. The estimated costs of operation, including employe salaries and fringe benefits, office space, office supplies and equipment, postage, computer charges, forms and other necessary expenses.

(c) The department shall begin the program by charging \$10.00. Annual reviews of the rate of payment will start on April 1, 1987, and the cost, if calculated to be less than \$10.00 for each telephone authorization, shall become effective 90 days after the annual review date.

**(3) ASSESSING LATE PAYMENT FEES.** A late payment fee of \$5.00 per vehicle as described in s. 341.10 (1), Stats., shall be assessed when the applicant fails to submit to the department all telephone call-in procedure fees within 21 days from the date listed on the department's invoice to the applicant.

**(4) TELEPHONE AUTHORIZATION CANCELLATION FEE.** As authorized by s. 341.19 (2) (c), Stats., when the applicant requests the department to cancel a telephone authorization, the department shall charge the applicant, the lesser of \$10.00 per vehicle or the actual cost of the cancellation procedure, as determined by the department.

**(5) ANNUAL REVIEW.** The department shall review the fee for cancelling a telephone authorization as described in sub. (2) (c).

**(6) RENEWAL APPLICATIONS.** If an applicant complies with s. 341.185 (1) (b), Stats., and does not receive evidence of registration before the beginning of the registration period, the applicant may, before the beginning of the registration period, utilize the telephone authorization procedure without being assessed the fee provided for in sub. (2). If the renewal application is incomplete and prevents the department from sending evidence of registration to the applicant for display prior to the beginning of the registration

period, the applicant shall be subject to the telephone authorization fees as provided in this section.

**History:** Cr. Register, February, 1986, No. 362, eff. 3-1-86; correction in (3) made under s. 13.93 (2m) (b) 7., Stats.

**Trans 133.07 Invoices. (1) SCHEDULE.** The department shall mail a monthly invoice to any applicant that owes telephone authorization fees, late payment fees or cancellation fees as described in s. Trans 133.06.

**(2) CONTENT OF INVOICES.** Each invoice shall include:

- (a) The date of each transaction;
- (b) The department invoice date;
- (c) The license plate number, if known;
- (d) The model year, make and identification number of each vehicle;
- (e) The type of fee and amount payable to the department for each telephone authorization; and
- (f) The total amount payable to the department.

**History:** Cr. Register, February, 1986, No. 362, eff. 3-1-86.

**Trans 133.08 Cancellation of telephone authorization.** A telephone authorization may be cancelled providing the applicant requests the cancellation by telephone and the registration period for which the vehicle has been granted approval to operate has not commenced. Cancellation fees will be assessed as described in s. Trans 133.06 (4).

**History:** Cr. Register, February, 1986, No. 362, eff. 3-1-86.

**Trans 133.09 Grounds for refusing to grant a telephone authorization.** Notwithstanding the requirements of this chapter, the department shall refuse to grant a telephone authorization whenever the applicant's vehicle is exempt from registration as described in s. 341.05, Stats., or is not otherwise eligible for registration as specified in s. 341.10, Stats., or is subject to, and has failed to comply with the following provisions:

- (1)** Motor carrier insurance certificate requirements under ch. Trans 176;
- (2)** Private motor carrier lease requirements under ch. Trans 150;
- (3)** The authorization code requirements as specified in s. Trans 133.05;
- (4)** Vehicle suspension requirements as described in s. Trans 133.10;
- (5)** Traffic violation and registration program requirements under ch. Trans 128; and
- (6)** Registration suspensions as specified in s. 341.63, Stats.

**History:** Cr. Register, February, 1986, No. 362, eff. 3-1-86; correction made under s. 13.93 (2m) (b) 7., Stats., Register, August, 1996, No. 488.

**Trans 133.10 Action resulting from unpaid telephone authorization fees. (1) SUSPENSION OF VEHICLE REGISTRATION.** Failure to comply with any fee provision in this chapter shall result in the suspension of registration on each vehicle owned or leased by the applicant as required by s. 341.195, Stats.

**(2) LENGTH OF SUSPENSION.** The suspension shall continue until the department receives payment of all fees due under this chapter.

**History:** Cr. Register, February, 1986, No. 362, eff. 3-1-86.

**Trans 133.11 Application for registration.** Nothing in this chapter shall be construed to relieve the applicant for a telephone authorization from submitting for receipt by the department a complete application for registration, including the registration fee required under s. 341.30 or 341.305, Stats., within 72 hours from the date the department granted a telephone authorization.

**History:** Cr. Register, February, 1986, No. 362, eff. 3-1-86.

**Trans 133.12 General conditions of telephone authorizations.** Telephone authorizations granted pursuant to

this chapter do not relieve the applicant from compliance with the provisions of the statutes, valid ordinances, and rules and regulations of any state agency or subdivision of the state, except to the extent that such statutes, ordinances and rules and regulations are modified by the provisions of this chapter.

**History:** Cr. Register, February, 1986, No. 362, eff. 3-1-86.

**Trans 133.13 Periods of non-use.** When a vehicle was

last registered under s. 341.305, Stats., the applicant shall be exempt from the payment of fees for any full calendar month in which the vehicle was not used, as described in s. 341.305 (3), Stats., When a vehicle was last registered under s. 341.30, Stats., the applicant shall be exempt from the payment of fees for any full calendar quarters in which the vehicle was not operated, as described in s. 341.30 (3), Stats.

**History:** Cr. Register, February, 1986, No. 362, eff. 3-1-86.