

**2013 DRAFTING REQUEST**

**Bill**

Received: **1/31/2013** Received By: **emueller**  
 Wanted: **As time permits** Same as LRB:  
 For: **Frank Lasee (608) 266-3512** By/Representing: **Rob Kovach**  
 May Contact: Drafter: **emueller**  
 Subject: **Transportation - traffic laws** Addl. Drafters:  
 Extra Copies: **ARG**

Submit via email: **YES**  
 Requester's email: **Sen.Lasee@legis.wisconsin.gov**  
 Carbon copy (CC) to:

**Pre Topic:**

No specific pre topic given

**Topic:**

Use of parking permit for persons with a physical disability with motorcycle

**Instructions:**

See attached

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	emueller 2/20/2013			_____			
/P1	emueller 8/26/2013	jdyer 3/7/2013	phenry 3/7/2013	_____	lparisi 3/7/2013		State S&L
/1		evinz 8/26/2013	jfrantze 8/26/2013	_____	lparisi 8/26/2013	lparisi 8/26/2013	State S&L

FE Sent For:

↳ At  
Intro.

<END>

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1/1 EJM 8/26/13  
 FE Sent For: 1/1 ceu 8/26/13

*[Signature]* 8/26/13  
 <END>

Jacket for  
 Senate  
 please  
*[Signature]*

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1/?	emueller	PI 3/7	JLD 3/7	ph			
1/PI	EVM 2/20/13						

FE Sent For:

<END>

**Mueller, Eric**

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**From:** Barman, Mike  
**Sent:** Wednesday, January 30, 2013 9:52 AM  
**To:** Gary, Aaron; Mueller, Eric  
**Cc:** Kovach, Robert  
**Subject:** FW: Drafting request: Permitting Handicap parking permits on motorcycles

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**From:** Kovach, Robert  
**Sent:** Wednesday, January 30, 2013 9:48 AM  
**To:** LRB.Legal  
**Subject:** Drafting request: Permitting Handicap parking permits on motorcycles

Please draft a bill that will allow anyone with a handicap parking permit to use such a permit on a motorcycle.

If we must specify how it should be displayed, we can say it can be displayed in the windscreen of the motorcycle or displayed on the strap of the seat, or any other location that would be easily visible by parking enforcement that won't allow the parking pass to blow away.

**Rob Kovach**

Policy Advisor/Committee Clerk  
Office of Senator Frank Lasee  
(608) 266-3512



State of Wisconsin  
2013 - 2014 LEGISLATURE



LRB-1447/P1

EVM:.....

*FN (comb)*

*jld*

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**

*RMR*

*In 2/20/13*

*✓*

*gen*

1 **AN ACT ...; relating to:** use of special identification cards for persons with  
2 physical disabilities. ✓

***Analysis by the Legislative Reference Bureau***

Under current law, a person with a disability that limits or impairs the ability to walk may obtain from the ✓ Department of Transportation (DOT) a special identification card entitling a motor vehicle, other than a motorcycle, used by the person with a disability to certain parking privileges, including parking in spaces reserved for use by such vehicles. ✓ Under this bill, a special identification card may be used for a motorcycle as for other motor vehicles. ✓ \*

For further information see the **state and local** fiscal estimate, which will be printed as an appendix to this bill.

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

3 **SECTION 1.** 343.51 (1) of the statutes is amended to read: *✓*

4 343.51 (1) Any person who qualifies for registration plates of a special design  
5 under s. 341.14 (1), (1a), (1m), or (1q) or any other person with a disability that limits  
6 or impairs the ability to walk may request from the department a special

1 identification card that will entitle any motor vehicle,<sup>✓</sup>~~other than a motorcycle,~~  
2 parked by, or under the direction of, the person, or a motor vehicle,~~other than a~~  
3 ~~motorcycle,~~<sup>✓</sup> operated by or on behalf of the organization when used to transport such  
4 a person, to parking privileges under s. 346.50 (2), (2a), and (3). The department  
5 shall issue the card at a fee to be determined by the department, upon submission  
6 by the applicant, if the applicant is an individual rather than an organization, of a  
7 statement from a physician licensed to practice medicine in any state, from an  
8 advanced practice nurse licensed to practice nursing in any state, from a public  
9 health nurse certified or licensed to practice in any state, from a physician assistant  
10 licensed or certified to practice in any state, from a podiatrist licensed to practice in  
11 any state, from a chiropractor licensed to practice chiropractic in any state, or from  
12 a Christian Science practitioner residing in this state and listed in the Christian  
13 Science journal that the person is a person with a disability that limits or impairs  
14 the ability to walk. The statement shall state whether the disability is permanent  
15 or temporary and, if temporary, the opinion of the physician, advanced practice  
16 nurse, public health nurse, physician assistant, podiatrist, chiropractor, or  
17 practitioner as to the duration of the disability. The department shall issue the card  
18 upon application by an organization on a form prescribed by the department if the  
19 department believes that the organization meets the requirements under this  
20 subsection.

History: 1979 c. 276; 1981 c. 119, 255; 1985 a. 87 s. 5; 1985 a. 202, 332; 1987 a. 19; 1989 a. 304; 1991 a. 240, 269; 1993 a. 16; 1995 a. 147; 1997 a. 27, 67, 252; 1999 a. 88; 2005 a. 455; 2007 a. 120.

21 **SECTION 2.** 346.50 (2a) (intro.)<sup>✓</sup> of the statutes is amended to read:

22 346.50 (2a) (intro.) Except as provided in sub. (3m), a motor vehicle bearing  
23 special registration plates issued under s. 341.14 (1a), (1e), (1m), or (1q) or a motor  
24 vehicle,~~other than a motorcycle,~~<sup>✓</sup> upon which a special identification card issued

1 under s. 343.51 is displayed or a motor vehicle registered in another jurisdiction upon  
2 which is displayed a registration plate, a card, or an emblem issued by the other  
3 jurisdiction designating the vehicle as a vehicle used by a physically disabled person  
4 is exempt from any ordinance imposing time limitations on parking in any street or  
5 highway zone and parking lot, whether municipally owned or leased, or both  
6 municipally owned and leased or a parking place owned or leased, or both owned and  
7 leased by a municipal parking utility, with one-half hour or more limitation but  
8 otherwise is subject to the laws relating to parking. Where the time limitation on a  
9 metered stall is one-half hour or more, no meter payment is required. Parking  
10 privileges granted by this subsection are limited to the following:

**History:** 1977 c. 29, 418; 1979 c. 55, 276, 288; 1981 c. 119; 1981 c. 255 ss. 5, 6, 13; 1983 a. 53 s. 114; 1983 a. 227; 1985 a. 87; 1989 a. 304; 1991 a. 239; 1993 a. 256, 496; 1995 a. 422; 1997 a. 92; 2001 a. 103; 2009 a. 246.

11 **SECTION 3.** 346.50 (3) of the statutes is amended to read:

12 346.50 (3) Except as provided in sub. (3m), a vehicle bearing special  
13 registration plates issued under s. 341.14 (1), (1a), (1e), (1m), or (1q) or a motor  
14 vehicle, ~~other than a motorcycle,~~ upon which a special identification card issued  
15 under s. 343.51 is displayed or a motor vehicle registered in another jurisdiction upon  
16 which is displayed a registration plate, a card or an emblem issued by the other  
17 jurisdiction designating the vehicle as a vehicle used by a person with a physical  
18 disability is exempt from s. 346.505 (2) (a) or any ordinance in conformity therewith  
19 prohibiting parking, stopping, or standing upon any portion of a street, highway, or  
20 parking facility reserved for persons with physical disabilities by official traffic signs  
21 indicating the restriction. Stopping, standing, and parking privileges granted by  
22 this subsection are limited to the persons listed under subs. (2) and (2a) (a) to (m).

**History:** 1977 c. 29, 418; 1979 c. 55, 276, 288; 1981 c. 119; 1981 c. 255 ss. 5, 6, 13; 1983 a. 53 s. 114; 1983 a. 227; 1985 a. 87; 1989 a. 304; 1991 a. 239; 1993 a. 256, 496; 1995 a. 422; 1997 a. 92; 2001 a. 103; 2009 a. 246.

23 **SECTION 4.** 346.503 (1) of the statutes is amended to read:

1           346.503 (1) In this section, “motor vehicle used by a physically disabled person”  
2 means a motor vehicle bearing special registration plates issued under s. 341.14 (1),  
3 (1a), (1e), (1m), or (1q) or a motor vehicle, ~~other than a motoreycle,~~ upon which a  
4 special identification card issued under s. 343.51 is displayed or a motor vehicle  
5 registered in another jurisdiction and displaying a registration plate, card, or  
6 emblem issued by the other jurisdiction which designates the vehicle as a vehicle  
7 used by a physically disabled person.

History: 1981 c. 255 ss. 7, 13; 1983 a. 77, 227, 246; 1985 a. 87 s. 5; 1985 a. 135 s. 85; 1987 a. 260; 1989 a. 304; 1993 a. 256; 1995 a. 27 ss. 6415, 6416, 9116 (5); 2009 a. 246; 2011 a. 32.

8           **SECTION 5.** 349.13 (1m) of the statutes is amended to read:

9           349.13 (1m) In addition to the requirements under s. 346.503 (1m), the  
10 department, with respect to state trunk highways outside of corporate limits and  
11 parking facilities under its jurisdiction, and local authorities, with respect to  
12 highways under their jurisdiction including state trunk highways or connecting  
13 highways within corporate limits and parking facilities within corporate limits, may,  
14 by official traffic signs indicating the restriction, prohibit parking, stopping, or  
15 standing upon any portion of a street, highway, or parking facility reserved for any  
16 vehicle bearing special registration plates issued under s. 341.14 (1), (1a), (1e), (1m),  
17 or (1q) or a motor vehicle, ~~other than a motoreycle,~~ upon which a special  
18 identification card issued under s. 343.51 is displayed or any vehicle registered in  
19 another jurisdiction and displaying a registration plate, card, or emblem issued by  
20 the other jurisdiction which designates the vehicle as a vehicle used by a physically  
21 disabled person.

History: 1973 c. 248; 1975 c. 299; 1977 c. 29 ss. 1654 (3), (8) (a), 1656 (43); 1977 c. 116, 272, 418; 1979 c. 34, 59, 231, 276, 325; 1981 c. 227; 1981 c. 255 ss. 10, 11, 13; 1983 a. 77 s. 15; 1983 a. 213; 1985 a. 29; 1985 a. 87 s. 5; 1989 a. 304; 1991 a. 269, 316; 1993 a. 246; 1995 a. 448; 1997 a. 27, 159, 258; 1999 a. 85; 2003 a. 142; 2005 a. 326; 2009 a. 246; 2011 a. 73.

22           (END)

*Note*

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-1447/P1dn

EVM:.....

date

jld

ATTN: Rob Kovach ✓

Please review the attached draft carefully to ensure that it is consistent with your intent. The following are several issues you may wish to consider in your review:

1. It is not clear to me whether DOT ✓ will need to make any changes to comply with this draft. You may wish to contact DOT to solicit their opinion on the matter. If regulatory or administrative changes are necessary, you may wish to consider a delayed effective date or additional appropriations.
2. Section 341.14 (1e) (b), ✓ stats., authorizes DOT to issue temporary disabled registration plates for motorcycles. The ability to use special identification cards with motorcycles appears to obviate much of the need for a temporary disabled registration plate for motorcycles. Do you wish to repeal s. 341.14 (1e) (b), ✓ stats.? For your reference, 1989 Wis. Act 304 both added the temporary registration plate and specifically excluded motorcycles from coverage under the special identification card provision.

Please let me know if you would like any changes made to the attached draft or if you have any questions. If the attached draft meets with your approval, let me know and I will convert it to an introducible "1" draft. ✓

Eric V. Mueller  
Legislative Attorney  
Phone: (608) 261-7032  
E-mail: eric.mueller@legis.wisconsin.gov

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-1447/P1dn  
EVM:jld:ph

March 7, 2013

ATTN: Rob Kovach

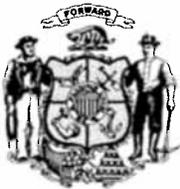
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State of Wisconsin  
2013 - 2014 LEGISLATURE



LRB-1447/P1  
EVM:jld:ph

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

No Changes

8/26/13

Today

RMR

1 AN ACT to amend 343.51 (1), 346.50 (2a) (intro.), 346.50 (3), 346.503 (1) and  
2 349.13 (1m) of the statutes; relating to: use of special identification cards for  
3 persons with physical disabilities.

---

*Analysis by the Legislative Reference Bureau*

Under current law, a person with a disability that limits or impairs the ability to walk may obtain from the Department of Transportation a special identification card entitling a motor vehicle, other than a motorcycle, used by the person with a disability to certain parking privileges, including parking in spaces reserved for use by such vehicles. Under this bill, a special identification card may be used for a motorcycle as for other motor vehicles.

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1 or impairs the ability to walk may request from the department a special  
2 identification card that will entitle any motor vehicle, ~~other than a motorcycle,~~  
3 parked by, or under the direction of, the person, or a motor vehicle, ~~other than a~~  
4 ~~motorcycle,~~ operated by or on behalf of the organization when used to transport such  
5 a person, to parking privileges under s. 346.50 (2), (2a), and (3). The department  
6 shall issue the card at a fee to be determined by the department, upon submission  
7 by the applicant, if the applicant is an individual rather than an organization, of a  
8 statement from a physician licensed to practice medicine in any state, from an  
9 advanced practice nurse licensed to practice nursing in any state, from a public  
10 health nurse certified or licensed to practice in any state, from a physician assistant  
11 licensed or certified to practice in any state, from a podiatrist licensed to practice in  
12 any state, from a chiropractor licensed to practice chiropractic in any state, or from  
13 a Christian Science practitioner residing in this state and listed in the Christian  
14 Science journal that the person is a person with a disability that limits or impairs  
15 the ability to walk. The statement shall state whether the disability is permanent  
16 or temporary and, if temporary, the opinion of the physician, advanced practice  
17 nurse, public health nurse, physician assistant, podiatrist, chiropractor, or  
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19 person.

20 (END)