

1983 Senate Bill 305

Date of enactment: November 10, 1983
Date of publication: November 16, 1983

1983 Wisconsin Act 77

AN ACT *to repeal* 346.503 (5) and 346.55 (5); *to renumber* 346.56 (1); *to renumber and amend* 346.503 (1); *to amend* 101.13 (1m), 346.503 (2), 346.503 (3), 346.503 (4), 346.505, 346.56 (title) and 346.56 (2); and *to create* 346.503 (1) and (1m) (a) 1 to 3 and (b) to (d), 346.503 (2m) and 346.56 (1) of the statutes, *relating to* enforcement of handicapped parking provisions and providing a penalty.

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

SECTION 1. 101.13 (1m) of the statutes is amended to read:

101.13 (1m) ~~The~~ Except as provided in s. 346.503, the department shall by rule provide minimum requirements to facilitate the use of public buildings by physically disabled persons where traffic might reasonably be expected by such persons.

SECTION 2. 346.503 (1) of the statutes is renumbered 346.503 (1m) (a) (intro.) and amended to read:

346.503 (1m) (a) (intro.) ~~In addition to any requirements relating to parking spaces established by the department of industry, labor and human relations under s. 101.13, the~~ The owner or lessee of any parking facility which offers parking for 50 or more motor vehicles to the general public shall reserve ~~one or more parking spaces~~ for use by a motor vehicle with special registration plates issued under s. 341.14 (1), (1a), (1m) or (1q) or a special identification card issued under s. 343.51 or a motor vehicle registered in another jurisdiction and displaying a registration plate, card or emblem issued by the other jurisdiction which designates the vehicle as a vehicle used by a physically disabled person. used by a physically disabled person as follows:

SECTION 3. 346.503 (1) and (1m) (a) 1 to 3 and (b) to (d) of the statutes are created to read:

346.503 (1) In this section, "motor vehicle used by a physically disabled person" means an automobile or motor home displaying special registration plates issued under s. 341.14 (1), (1a), (1m) or (1q) or a special identification card issued under s. 343.51 or a motor vehicle registered in another jurisdiction and displaying a registration plate, card or emblem issued by the other jurisdiction which designates the vehicle as a vehicle used by a physically disabled person.

- (1m) (a) 1. At least one space for a facility offering 26 to 49 spaces.
2. At least 2% of all spaces for a facility offering 50 to 1,000 spaces.
3. At least one percent, in addition to that specified in subd. 2, of each 1,000 spaces over the first 1,000 for a facility offering more than 1,000 spaces.

(b) Parking spaces reserved under this subsection shall be at least 12 feet wide.

(c) Parking spaces reserved under this subsection shall be located as close as possible to an entrance which allows a physically disabled person to enter and leave a parking facility without assistance. Parking spaces reserved under this subsection in a parking ramp shall be located as close as possible to the main entrance of the parking ramp, to an adjacent public walk, or to an elevator which allows a physically disabled person to enter and leave without assistance.

(d) If the state or any other employer maintains a parking facility restricted to use by employes, the employer shall, at the request of a physically disabled employe, reserve a parking space for the employe as provided by pars. (b) and (c) for use by a motor vehicle used by a physically disabled person.

SECTION 4. 346.503 (2) of the statutes is amended to read:

346.503 (2) The owner or lessee subject to the requirements of sub. (1m) shall post official traffic signs indicating that the spaces are reserved.

SECTION 5. 346.503 (2m) of the statutes is created to read:

346.503 (2m) In addition to the requirements of sub. (1m), the owner or lessee of a parking facility not open to the public and the owner or lessee of a parking facility which offers parking for 25 or fewer motor vehicles to the public may reserve one or more spaces as provided under sub. (1m) (b) and (c) for use by a motor vehicle used by a physically disabled person. An owner or lessee reserving spaces under this subsection shall post official traffic signs indicating that the spaces are reserved.

SECTION 6. 346.503 (3) of the statutes is amended to read:

346.503 (3) The official traffic sign shall include the international symbol for barrier-free environments and a statement to inform the public that the parking space is reserved for vehicles designated under sub. ~~(1)~~ (1m) or (2m).

SECTION 7. 346.503 (4) of the statutes is amended to read:

346.503 (4) The department, after consulting with the department of industry, labor and human relations, shall promulgate rules governing the design, size and installation of the official traffic signs required under sub. (2) or (2m).

SECTION 8. 346.503 (5) of the statutes is repealed.

SECTION 9. 346.505 of the statutes is amended to read:

346.505 Stopping, standing or parking prohibited in parking spaces reserved for vehicles displaying special registration plates or special identification cards. Except as ~~provided in s. 346.50 (3)~~ for a motor vehicle used by a physically disabled person as defined under s. 346.503 (1), no person may park, stop or leave standing any vehicle, whether attended or unattended and whether temporarily or otherwise, upon any portion of a street, highway or parking facility reserved, by official traffic signs, distinct markers or parking meters indicating the restriction, for vehicles displaying special registration plates issued under s. 341.14 (1), (1a), (1m) or (1q) or a special identification card issued under s. 343.51 or vehicles registered in another jurisdiction and displaying a registration plate, card or emblem issued by the other jurisdiction which designates the vehicle as a vehicle used by a physically disabled person.

SECTION 10. 346.55 (5) of the statutes is repealed.

SECTION 11. 346.56 (title) of the statutes is amended to read:

346.56 (title) Penalty for violating sections 346.503 to 346.55.

SECTION 12. 346.56 (1) of the statutes is renumbered 346.56 (1m).

SECTION 13. 346.56 (1) of the statutes is created to read:

346.56 (1) (a) Any person violating s. 346.503 (1m) to (3) or a rule of the department under s. 346.503 (4) may be required to forfeit not less than \$50 nor more than \$200.

(b) No forfeiture may be assessed under par. (a) if within 30 days after the uniform traffic citation was issued the person provides proof that he or she has complied with the provision of s. 346.503 for which the citation was issued.

SECTION 14. 346.56 (2) of the statutes, as affected by 1983 Wisconsin Act 27, is amended to read:

346.56 (2) Any person violating s. 346.505, 346.51 or 346.55 (1), or (2) ~~or (5)~~ may be required to forfeit not less than \$30 nor more than \$300.

SECTION 15. **Cross-reference changes.** In the sections of the statutes listed in Column A, the cross-references shown in Column B are changed to the cross-references shown in Column C:

A	B	C
Statute Sections	Old Cross-References	New Cross-References
349.13 (1m)	346.503 (1)	346.503 (1m)

SECTION 16. **Effective date.** This act takes effect on September 1, 1984.
