



## 1995 ASSEMBLY BILL 803

January 22, 1996 - Introduced by Representatives KREUSER, AINSWORTH, GUNDERSON, MUSSER, NASS, OLSEN, OTT, WALKER and HANDRICK, cosponsored by Senators CLAUSING and SCHULTZ. Referred to Committee on Highways and Transportation.

1     **AN ACT to amend** 346.505 (3) (b) (intro.); and **to create** 346.505 (3) (b) 4. and  
2             346.505 (3) (d) 3. of the statutes; **relating to:** parking reserved for vehicles used  
3             by physically disabled persons.

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### *Analysis by the Legislative Reference Bureau*

Under current law, only vehicles that display special license plates or a special identification card issued to a physically disabled person are authorized to use parking spaces reserved for the physically disabled (disabled parking space). A member of an official disabled parking enforcement assistance council (council member) who sees an unauthorized vehicle parked in a disabled parking space may prepare a written report of the violation. A report may, within 24 hours after the violation, be submitted to a traffic officer. The traffic officer may, within 48 hours after receiving a completed report and investigating the report, issue a parking ticket to the owner of the vehicle. The vehicle owner may be required to forfeit not less than \$50 nor more than \$300.

Under this bill, any person who sees an unauthorized vehicle parked in a disabled parking space may prepare and submit a report of the violation to a traffic officer. If the person who submits the report is not a council member, the report must include a photograph showing the unauthorized vehicle parked in a disabled parking space. A traffic officer who receives a completed report must issue a parking ticket to the owner of the vehicle or provide the person who submitted the report with written notice explaining why a parking ticket was not issued.

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

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

1 **SECTION 1.** 346.505 (3) (b) (intro.) of the statutes is amended to read:

2 346.505 **(3)** (b) (intro.) A member of a disabled parking enforcement assistance  
3 council under s. 349.145 or any other person who observes a violation of sub. (2) may  
4 prepare a written report indicating that a violation has occurred. The report shall  
5 contain the following information:

6 **SECTION 2.** 346.505 (3) (b) 4. of the statutes is created to read:

7 346.505 **(3)** (b) 4. A photograph of the vehicle taken at the time of the violation  
8 that constitutes evidence of the violation. This subdivision does not apply to a  
9 member of a disabled parking enforcement assistance council under s. 349.145.

10 **SECTION 3.** 346.505 (3) (d) 3. of the statutes is created to read:

11 346.505 **(3)** (d) 3. A traffic officer who receives a report containing all of the  
12 information in par. (b) and does not prepare a uniform traffic citation as provided in  
13 subd. 1. shall immediately provide the person who prepared the report with written  
14 notice stating the reason for not preparing a citation. This subdivision does not  
15 require a traffic officer to provide notice to a member of a disabled parking  
16 enforcement assistance council.

17 (END)