



2009 ASSEMBLY BILL 469

October 6, 2009 – Introduced by Representatives RICHARDS, PASCH, BENEDICT, TURNER, SMITH, MILROY, BERCEAU, A. WILLIAMS, MASON and TOLES, cosponsored by Senators TAYLOR and LEHMAN. Referred to Committee on Urban and Local Affairs.

- 1 **AN ACT** *to amend* 349.13 (1e) (a); and *to create* 349.13 (1r) of the statutes;
2 **relating to:** the parking of vehicles on highways.

Analysis by the Legislative Reference Bureau

Under current law, a person with a disability that limits or impairs the ability to walk may apply for and obtain from the Department of Transportation special motor vehicle registration plates (special disabled plates) or a special identification card (disabled parking card) entitling a motor vehicle used by the person to certain parking privileges, including parking in spaces reserved for such vehicles. Current law also permits, with certain exceptions, state and local highway authorities to prohibit or restrict the stopping, standing, or parking of vehicles on highways under their jurisdictions.

Under this bill, a municipality may adopt an ordinance allowing the municipality to reserve parking spaces on highways (streets) for persons: 1) whose residences abut the street; 2) who own vehicles with special disabled plates or have been issued disabled parking cards; and 3) who have been issued permits by the municipality authorizing parking in these reserved parking spaces. The municipality may charge a fee for issuing a permit authorizing parking in these reserved spaces. The municipality may prohibit any vehicle other than a vehicle owned by the person issued a parking permit for a designated reserved parking space from parking, stopping, or standing in that reserved parking space. The municipality must erect and maintain official traffic signs or markers indicating any parking prohibition or restriction imposed by the ordinance.

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For further information see the *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:

1 **SECTION 1.** 349.13 (1e) (a) of the statutes is amended to read:

2 349.13 **(1e)** (a) The department with respect to state trunk highways outside
3 of corporate limits and the local authorities with respect to highways under their
4 jurisdiction, including state trunk highways or connecting highways within
5 corporate limits, may, within the reasonable exercise of the police power, prohibit,
6 limit the time of or otherwise restrict the stopping, standing or parking of vehicles
7 beyond the prohibitions, limitations or restrictions imposed by ch. 346, except that
8 they may not modify the exceptions set forth in s. 346.50 except as provided in sub.
9 (1r).

10 **SECTION 2.** 349.13 (1r) of the statutes is created to read:

11 349.13 **(1r)** (a) Notwithstanding s. 86.32 (1) and any other provision of this
12 section, and as provided in par. (b), a local authority, with respect to highways under
13 its jurisdiction including connecting highways within corporate limits, may
14 authorize persons whose residences abut a highway in a zone where parking is
15 prohibited, limited, or restricted by official signs, markers, or parking meters to park
16 their vehicles in the highway zone that abuts these residences without regard to the
17 posted prohibitions, limitations, or restrictions.

18 (b) The governing body of any municipality may adopt an ordinance that
19 authorizes the municipality to reserve parking spaces for persons whose residences
20 abut a highway, who are the owners of vehicles bearing special registration plates
21 issued under s. 341.14 (1), (1a), (1e), (1m), or (1q) or who have been issued special

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1 identification cards under s. 343.51, and who have been issued permits by the
2 municipality authorizing parking in these reserved parking spaces. The ordinance
3 may authorize the municipality to charge a fee for issuing a permit authorizing
4 parking in these reserved parking spaces. The ordinance may prohibit any vehicle
5 other than a vehicle owned by the person issued a parking permit for a designated
6 reserved parking space from parking, stopping, or standing in that reserved parking
7 space, including any other vehicle bearing special registration plates issued under
8 s. 341.14 (1), (1a), (1e), (1m), or (1q) or displaying a special identification card issued
9 under s. 343.51. The ordinance shall require the municipality to erect and maintain
10 official traffic signs or markers indicating any parking prohibition, limitation, or
11 restriction imposed by the ordinance.

12

(END)