

**2013 Assembly Bill 828 (LRB -2259)**

An Act to renumber 349.13 (1m); to renumber and amend 346.503 (2m); to amend 346.503 (3) and 346.503 (4); and to create 346.503 (1m) (am), 346.503 (2m) (b) and 349.13 (1m) (b) of the statutes; relating to: parking spaces reserved for persons with physical disabilities. (FE)

**2014**

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SB

**2013  
ENROLLED BILL**

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**ADOPTED DOCUMENTS:**

Orig     Engr         SubAmdt     

13-22591 1

Amendments to above (if none, write "NONE"): AA 2 - a 2056/2

Corrections - show date (if none, write "NONE"): None

Topic Rel

4-3-14  
Date

JR Miller  
Enrolling Drafter



State of Wisconsin  
2013 - 2014 LEGISLATURE



LRB-2259/1  
ARG:jld:jf

## 2013 ASSEMBLY BILL 828

February 27, 2014 – Introduced by Representative RIPP, cosponsored by Senator PETROWSKI. Referred to Committee on Transportation.

1     **AN ACT** *to renumber* 349.13 (1m); *to renumber and amend* 346.503 (2m); *to*  
2             *amend* 346.503 (3) and 346.503 (4); and *to create* 346.503 (1m) (am), 346.503  
3             (2m) (b) and 349.13 (1m) (b) of the statutes; **relating to:** parking spaces  
4             reserved for persons with physical disabilities.

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### ***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 (DOT) special motor vehicle registration plates (disabled plates) or a special identification card (disabled parking card) that affords certain parking privileges, including parking in spaces reserved for use by persons with physical disabilities (disabled parking spaces). It is a violation for a person to park a motor vehicle that does not display disabled plates or a disabled parking card in a disabled parking space.

Current law also requires the owner or lessee of a public building or place of employment, and the owner or lessee of a parking facility that offers parking to the public, to reserve a minimum number of disabled parking spaces if the parking area has at least 26 spaces. If the parking area is not open to the public or has fewer than 26 spaces, the owner or lessee may voluntarily reserve disabled parking spaces. Various requirements apply to reserved disabled parking spaces, including that they must be at least 12 feet wide, maintained in inclement weather, and posted with an official traffic sign (disabled parking sign). Each sign must include the “international symbol for barrier-free environments” (wheelchair symbol) and a statement to inform the public that the parking space is reserved for vehicles used

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by persons with physical disabilities. DOT must promulgate rules governing the design, size, and installation of disabled parking signs.

Under this bill, if four or more disabled parking spaces are reserved under current law, at least 25 percent of these parking spaces must have an access aisle immediately adjacent to the parking space to provide entry to and exit from vehicles by persons with physical disabilities. The access aisle must be at least 96 inches wide and clearly marked. The disabled parking sign for a disabled parking space for which an access aisle is required must identify the space as "lift van accessible only." However, these requirements apply only to parking areas initially constructed, reconstructed, resurfaced, or repainted after the effective date of the bill.

Current law also allows DOT and local authorities to post on highways or in parking facilities under their respective jurisdictions disabled parking signs prohibiting parking in disabled parking spaces.

Under this bill, the same access aisle requirements discussed above also apply with respect to disabled parking spaces reserved in parking facilities by DOT or local authorities.

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:*

INS. AA2-1

INS. AA2-2

1

SECTION 1. 346.503 (1m) (am) of the statutes is created to read:

2

346.503 (1m) (am) If the number of the parking spaces reserved under par. (a)

3

or (e) is 4 or more, at least 25 percent of these reserved parking spaces shall have an

INS. AA2-3

4

access aisle immediately adjacent to the parking space to provide entry to and exit

5

from vehicles by persons with physical disabilities. The access aisle shall be at least

INS. AA2-4

6

96 inches wide and clearly marked. This paragraph applies only to parking areas

7

initially constructed, reconstructed, resurfaced, or repainted after the effective date

INS. AA2-5

INS. AA2-6

8

of this paragraph ... [LRB inserts date].

INS. AA2-7

9

SECTION 2. 346.503 (2m) of the statutes is renumbered 346.503 (2m) (a) and

10

amended to read:

11

346.503 (2m) (a) In addition to the requirements of sub. (1m), the owner or

12

lessee of a parking facility not open to the public and the owner or lessee of a parking

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1 facility which offers parking for 25 or fewer motor vehicles to the public may reserve  
2 one or more spaces as provided under sub. (1m) (b) and (c) for use by a motor vehicle  
3 used by a physically disabled person. An owner or lessee reserving spaces under this  
4 ~~subsection~~ paragraph shall post official traffic signs indicating that the spaces are  
5 reserved.

6 **SECTION 3.** 346.503 (2m) (b) of the statutes is created to read:

7 346.503 (2m) (b) If the number of parking spaces reserved under par. (a) is four  
8 or more, at least 25 percent of these reserved parking spaces shall have an access  
9 aisle immediately adjacent to the parking space to provide entry to and exit from  
10 vehicles by persons with physical disabilities. The access aisle shall be at least 96  
11 inches wide and clearly marked. This paragraph applies only to parking areas  
12 initially constructed, reconstructed, resurfaced, or repainted after the effective date  
13 of this paragraph .... [LRB inserts date].

14 **SECTION 4.** 346.503 (3) of the statutes is amended to read:

15 346.503 (3) The official traffic sign shall include the international symbol for  
16 barrier-free environments and a statement to inform the public that the parking  
17 space is reserved for vehicles designated under sub. (1m) or (2m). If the reserved  
18 parking space has an adjacent access aisle required under sub. (1m) (am) or (2m) (b),  
19 the official traffic sign shall also identify the reserved parking space as "lift van  
20 accessible only" and shall comply with the manual of uniform traffic control devices  
21 adopted by the department under s. 84.02 (4) (e).

22 **SECTION 5.** 346.503 (4) of the statutes is amended to read:

23 346.503 (4) The department, after consulting with the department of safety  
24 and professional services, shall promulgate rules governing the design, size, and  
25 installation of the official traffic signs required under sub. (2) or (2m) (a).

INS. AA 2-9

INS. AA 2-10

INS. AA 2-11

INS. AA 2-12

INS. AA 2-13

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SECTION 6

1 SECTION 6. 349.13 (1m) of the statutes is renumbered 349.13 (1m) (a).

2 SECTION 7. 349.13 (1m) (b) of the statutes is created to read:

3 349.13 (1m) (b) For each parking facility in which the department or a local

4 authority reserves 4 or more parking spaces under par. (a) by prohibiting parking,

INS, AA 2-14

5 stopping, or standing of vehicles other than those vehicles identified in par. (a), at

6 least 25 percent of these reserved parking spaces shall have an access aisle

INS, AA 2-15

7 immediately adjacent to the parking space to provide entry to and exit from vehicles

8 by persons with physical disabilities. The access aisle shall be at least 96 inches wide

INS, AA 2-16

9 and clearly marked. If a reserved parking space has an adjacent access aisle required

10 under this paragraph, the official traffic sign specified in par. (a) shall also identify

11 the reserved parking space as "lift van accessible only" and shall comply with the

INS.  
AA2-18

12 manual of uniform traffic control devices adopted by the department under s. 84.02

13 (4) (e). This paragraph applies only to parking facilities initially constructed,

INS, AA 2-17

14 reconstructed, resurfaced, or repainted after the effective date of this paragraph ...

INS, AA 2-19

15 [LRB inserts date]

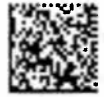
INS AA 2-20

INS. AA 2-21

16 SECTION 8. Effective date.

17 (1) This act takes effect on the first day of the 4th month beginning after  
18 publication.

19 (END)



**ASSEMBLY AMENDMENT 2,  
TO ASSEMBLY BILL 828**

March 10, 2014 - Offered by Representative RIPP.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 2, line 1: before that line insert:

3 **SECTION 1g.** 346.503 (1m) (ag) of the statutes is created to read:

4 346.503 (1m) (ag) Notwithstanding s. 101.13 (2) (a) and (d), the requirement  
5 under par. (a) applies to any owner or lessee of any public building or place of  
6 employment, and to any owner or lessee of any parking facility that offers parking  
7 to the public, with respect to any parking area initially constructed, or reconstructed,  
8 resurfaced, or seal coated, on or after May 27, 1976".

9 **2.** Page 2, line 1: delete "SECTION 1" and substitute "SECTION 1m".

10 **3.** Page 2, line 3: delete "4 or more, at least 25" and substitute "at least 4 but  
11 less than 20, at least one of these reserved parking spaces shall have an access aisle  
12 immediately adjacent to the parking space to provide entry to and exit from vehicles

AA2-1

AA2-2

AA2-3

1 by persons with physical disabilities. If the number of the parking spaces reserved  
2 under par. (a) or (e) is 20 or more, at least 10<sup>7</sup>.

AA2-4

3 4. Page 2, line 6: after "areas" insert "that are".

AA2-5

4 5. Page 2, line 7: after "constructed," insert "or".

AA2-6

5 6. Page 2, line 7: delete "repainted" and substitute "seal coated".

AA2-7

6 7. Page 2, line 8: after "date]" insert ", and that have adequate clearance for  
7 lift van access".

8 8. Page 3, line 7: delete "four".

AA2-9

9 9. Page 3, line 8: delete "or more, at least 25" and substitute "at least 4 but less  
10 than 20, at least one of these reserved parking spaces shall have an access aisle  
11 immediately adjacent to the parking space to provide entry to and exit from vehicles  
12 by persons with physical disabilities. If the number of the parking spaces reserved  
13 under par. (a) is 20 or more, at least 10<sup>7</sup>".

AA2-10

14 10. Page 3, line 11: after "areas" insert "that are".

AA2-11

15 11. Page 3, line 12: after "constructed," insert "or".

AA2-12

16 12. Page 3, line 12: delete "repainted" and substitute "seal coated".

AA2-13

17 13. Page 3, line 13: after "date]" insert ", and that have adequate clearance  
18 for lift van access".

AA2-14

19 14. Page 4, line 4: delete "4 or more" and substitute "at least 4 but less than  
20 20<sup>7</sup>".

AA2-15

21 15. Page 4, line 6: delete "25 percent" and substitute "one".

AA2-16

22 16. Page 4, line 8: after "disabilities." insert "For each parking facility in  
23 which the department or a local authority reserves 20 or more parking spaces under



1 par. (a) by prohibiting parking, stopping, or standing of vehicles other than those  
2 vehicles identified in par. (a), at least 10 percent of these reserved parking spaces  
3 shall have an access aisle immediately adjacent to the parking space to provide entry  
4 to and exit from vehicles by persons with physical disabilities”.

5 17. Page 4, line 13: after “facilities” insert “that are”.

AA2-17

6 18. Page 4, line 13: after “constructed,” insert “or”.

AA2-18

7 19. Page 4, line 14: delete “repainted” and substitute “seal coated”.

AA2-19

8 20. Page 4, line 15: after “date]” insert “, and that have adequate clearance  
9 for lift van access”.

AA2-20

10 21. Page 4, line 15: after that line insert:

AA2-21

11 **SECTION 7m. Initial applicability.**

12 (1) The treatment of section 346.503 (1m) (ag) of the statutes first applies with  
13 respect to parking areas initially constructed, or reconstructed, resurfaced, or seal  
14 coated, on the effective date of this subsection”.

15 (END)