



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2011 Assembly Bill 81

Assembly Amendment 1

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This memorandum describes Assembly Amendment 1 to 2011 Assembly Bill 81, relating to special identification cards issued by the Department of Transportation (DOT) providing parking privileges for persons with physical disabilities and providing a penalty.

Under *current law*, a person with a disability that limits or impairs the ability to walk may apply for and obtain from DOT a special identification card (disabled parking card). A disabled parking card holder who sells or lends the card to someone that party knows is not authorized to use it, or uses a card that party is not authorized to use, is subject to a forfeiture of not less than \$50 and not more than \$300. A person or organization that fraudulently procures, makes, alters, reproduces, or duplicates a disabled parking card must forfeit not less than \$200 or more than \$500.

Assembly Bill 81 raises the forfeiture for fraudulent use of a disabled parking card by someone who was not issued the card to not less than \$200 and not more than \$500. The bill also eliminates the intent element of a violation of the statute prohibiting the unauthorized display of a disabled parking card. It removes the requirement that a violator must know that the vehicle is not authorized to have the card displayed on it.

Assembly Amendment 1 removes the intent element for the offense of selling a disabled parking card.

Legislative History

The Assembly Committee on Transportation introduced Assembly Amendment 1 and recommended adoption of the amendment by a vote of Ayes, 15; Noes, 0. The committee recommended passage of Assembly Bill 81, as amended, by a vote of Ayes, 15; Noes, 0.

CB:ksm