

Propose Amendment to Section 301,143, RSMo

1 301.143. 1. As used in this section, the term "vehicle" shall have the same meaning given it in
2 section 301.010, and the term "physically disabled" shall have the same meaning given it in
3 section 301.142.
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5 2. Political subdivisions of the state may by ordinance or resolution designate parking spaces for
6 the exclusive use of vehicles which display a distinguishing license plate or card issued pursuant
7 to section 301.071 or 301.142. Owners of private property used for public parking shall also
8 designate parking spaces for the exclusive use of vehicles which display a distinguishing license
9 plate or card issued pursuant to section 301.071 or 301.142. Whenever a political subdivision or
10 owner of private property so designates a parking space, the space shall be indicated by a sign
11 upon which shall be inscribed the international symbol of accessibility and may also include any
12 appropriate wording such as "Accessible Parking" to indicate that the space is reserved for the
13 exclusive use of vehicles which display a distinguishing license plate or card. The sign described
14 in this subsection shall also state, or an additional sign shall be posted below or adjacent to the
15 sign stating, the following: "\$50 to \$300 fine.". Beginning August 28, 2011, when any political
16 subdivision or owner of private property restripes a parking lot or constructs a new parking lot,
17 one in every four accessible spaces, but not less than one, shall be served by an access aisle [~~a~~
18 ~~minimum of ninety-six inches wide~~]and shall be designated "[~~Lift~~]van accessible[~~only~~]" with
19 signs that meet the requirements of the federal Americans with Disabilities Act, as amended, and
20 any rules or regulations established pursuant thereto. **If any van accessible space is at least one**
21 **hundred thirty-two inches wide, then the adjacent access aisle shall be a minimum of sixty**
22 **inches wide. If any van accessible space is less than one hundred thirty-two inches wide,**
23 **then the adjacent access aisle shall be a minimum of ninety-six inches wide.**
24

25 3. Any political subdivision, by ordinance or resolution, and any person or corporation in lawful
26 possession of a public off-street parking facility or any other owner of private property may
27 designate reserved parking spaces for the exclusive use of vehicles which display a
28 distinguishing license plate or card issued pursuant to section 301.071 or 301.142 as close as
29 possible to the nearest accessible entrance. Such designation shall be made by posting
30 immediately adjacent to, and visible from, each space, a sign upon which is inscribed the
31 international symbol of accessibility, and may also include any appropriate wording to indicate
32 that the space is reserved for the exclusive use of vehicles which display a distinguishing license
33 plate or card.
34

35 4. The local police or sheriff's department may cause the removal of any vehicle not displaying a
36 distinguishing license plate or card on which is inscribed the international symbol of
37 accessibility and the word "disabled" issued pursuant to section 301.142 or a "disabled veteran"
38 license plate issued pursuant to section 301.071 or a distinguishing license plate or card issued
39 by any other state from a space designated for physically disabled persons if there is posted
40 immediately adjacent to, and readily visible from, such space a sign on which is inscribed the
41 international symbol of accessibility and may include any appropriate wording to indicate that
42 the space is reserved for the exclusive use of vehicles which display a distinguishing license
43 plate or card. Any person who parks in a space reserved for physically disabled persons and is

44 not displaying distinguishing license plates or a card is guilty of an infraction and upon
45 conviction thereof shall be punished by a fine of not less than fifty dollars nor more than three
46 hundred dollars. Any vehicle which has been removed and which is not properly claimed within
47 thirty days thereafter shall be considered to be an abandoned vehicle.
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49 5. Spaces designated for use by vehicles displaying the distinguishing "disabled" license plate
50 issued pursuant to section 301.142 or 301.071 shall meet the requirements of the federal
51 Americans with Disabilities Act, as amended, and any rules or regulations established pursuant
52 thereto. [Notwithstanding the other provisions of this section, on-street parking spaces
53 designated by political subdivisions in residential areas for the exclusive use of vehicles
54 displaying a distinguishing license plate or card issued pursuant to section 301.071 or 301.142
55 shall meet the requirements of the federal Americans with Disabilities Act pursuant to this
56 subsection] ~~and any such space shall have clearly and visibly painted upon it the international
57 symbol of accessibility and any curb adjacent to the space shall be clearly and visibly painted
58 blue].~~
59

60 6. Any person who, without authorization, uses a distinguishing license plate or card issued
61 pursuant to section 301.071 or 301.142 to park in a parking space reserved under authority of
62 this section shall be guilty of a class B misdemeanor.
63

64 7. Law enforcement officials may enter upon private property open to public use to enforce the
65 provisions of this section and section 301.142, including private property designated by the
66 owner of such property for the exclusive use of vehicles which display a distinguishing license
67 plate or card issued pursuant to section 301.071 or 301.142.
68

69 8. Nonconforming signs or spaces otherwise required pursuant to this section which are in use
70 prior to August 28, 2011, shall not be in violation of this section during the useful life of such
71 signs or spaces. Under no circumstances shall the useful life of the nonconforming signs or
72 spaces be extended by means other than those means used to maintain any sign or space on the
73 owner's property which is not used for vehicles displaying a disabled license plate.
74

75 9. Beginning August 28, 2011, all new signs erected under this section shall not contain the
76 words "Handicap Parking" or "Handicapped Parking".