

AMENDED IN SENATE MAY 1, 2014
AMENDED IN SENATE APRIL 21, 2014

SENATE BILL

No. 953

Introduced by Senator Roth

February 6, 2014

An act to amend Section 21113 of the Vehicle Code, relating to vehicles.

LEGISLATIVE COUNSEL'S DIGEST

SB 953, as amended, Roth. Vehicles: parking: public grounds.

Existing law prohibits a person from driving a vehicle or animal, or stopping, parking, or leaving standing a vehicle or animal, whether attended or unattended, upon the driveways, paths, parking facilities, or grounds of specified public entities, including *a transit district and a public transportation agency*, except with the permission of, and upon and subject to any condition or regulation that may be imposed by, the governing body of the specified public entity. ~~Existing law authorizes a public transportation agency that imposes any condition or regulation upon a person who parks or leaves standing any vehicle, pursuant to these provisions, to enforce that condition or regulation in the same manner generally provided for the enforcement of parking regulations or designate specific employees for the purpose of removing the vehicle in the same manner as a city, county, or jurisdiction of a state agency is authorized pursuant to specified provisions of law. Existing law defines a public transportation agency, for purposes of these provisions, as a public agency that provides public transportation, as specified. A violation of these provisions is an infraction.~~

This bill would include county transportation commissions in the Counties of Los Angeles, Orange, Riverside, and San Bernardino within

the definition of public transportation agency. listed public entities for these purposes. By expanding the scope of a crime, the bill would create a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~-yes. State-mandated local program: ~~no~~-yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 21113 of the Vehicle Code is amended
2 to read:
3 21113. (a) A person shall not drive a vehicle or animal, or
4 stop, park, or leave standing a vehicle or animal, whether attended
5 or unattended, upon the driveways, paths, parking facilities, or the
6 grounds of any public school, state university, state college, unit
7 of the state park system, county park, municipal airport, rapid
8 transit district, transit development board, transit district, public
9 transportation agency, *county transportation commission created*
10 *pursuant to Section 130050 of the Public Utilities Code*, joint
11 powers agency operating or managing a commuter rail system, or
12 any property under the direct control of the legislative body of a
13 municipality, or a state, county, or hospital district institution or
14 building, or an educational institution exempted, in whole or in
15 part, from taxation, or any harbor improvement district or harbor
16 district formed pursuant to Part 2 (commencing with Section 5800)
17 or Part 3 (commencing with Section 6000) of Division 8 of the
18 Harbors and Navigation Code, a district organized pursuant to Part
19 3 (commencing with Section 27000) of Division 16 of the Streets
20 and Highways Code, or state grounds served by the Department
21 of the California Highway Patrol, or any property under the
22 possession or control of a housing authority formed pursuant to
23 Article 2 (commencing with Section 34240) of Chapter 1 of Part
24 2 of Division 24 of the Health and Safety Code, except with the
25 permission of, and upon and subject to any condition or regulation
26 that may be imposed by, the legislative body of the municipality,

1 or the governing board or officer of the public school, state
2 university, state college, county park, municipal airport, rapid
3 transit district, transit development board, transit district, public
4 transportation agency, *county transportation commission*, joint
5 powers agency operating or managing a commuter rail system, or
6 state, county, or hospital district institution or building, or
7 educational institution, or harbor district, or a district organized
8 pursuant to Part 3 (commencing with Section 27000) of Division
9 16 of the Streets and Highways Code, or housing authority, or the
10 Director of Parks and Recreation regarding units of the state park
11 system or the state agency with jurisdiction over the grounds served
12 by the Department of the California Highway Patrol.

13 (b) A governing board, legislative body, or officer shall erect
14 or place appropriate signs giving notice of any special conditions
15 or regulations that are imposed under this section and the governing
16 board, legislative body, or officer shall also prepare and keep
17 available at the principal administrative office of the governing
18 board, legislative body, or officer, for examination by all interested
19 persons, a written statement of all those special conditions and
20 regulations adopted pursuant to this section.

21 (c) When a governing board, legislative body, or officer permits
22 public traffic upon the driveways, paths, parking facilities, or
23 grounds under their control then, except for those conditions
24 imposed or regulations enacted by the governing board, legislative
25 body, or officer applicable to the traffic, all the provisions of this
26 code relating to traffic upon the highways shall be applicable to
27 the traffic upon the driveways, paths, parking facilities, or grounds.

28 (d) A public transportation agency that imposes any condition
29 or regulation upon a person who parks or leaves standing a vehicle,
30 pursuant to subdivision (a), is authorized to do either of the
31 following:

32 (1) Enforce that condition or regulation in the manner provided
33 in Article 3 (commencing with Section 40200) of Chapter 1 of
34 Division 17 of this code. The public transportation agency shall
35 be considered the issuing agency for that purpose.

36 (2) Designate regularly employed and salaried employees, who
37 are engaged in directing traffic or enforcing parking laws and
38 regulations, for the purpose of removing any vehicle in the same
39 manner as a city, county, or jurisdiction of a state agency pursuant

1 to Chapter 10 (commencing with Section 22650) of Division 11
2 of this code.

3 (e) With respect to the permitted use of vehicles or animals on
4 property under the direct control of the legislative body of a
5 municipality, no change in the use of vehicles or animals on the
6 property, that had been permitted on January 1, 1976, shall be
7 effective unless and until the legislative body, at a meeting open
8 to the general public, determines that the use of vehicles or animals
9 on the property should be prohibited or regulated.

10 (f) A transit development board may adopt ordinances, rules,
11 or regulations to restrict, or specify the conditions for, the use of
12 bicycles, motorized bicycles, skateboards, and roller skates on
13 property under the control of, or any portion of property used by,
14 the board.

15 (g) A public agency, including, but not limited to, the Regents
16 of the University of California and the Trustees of the California
17 State University, may adopt rules or regulations to restrict, or
18 specify the conditions for, the use of bicycles, motorized bicycles,
19 skateboards, and roller skates on public property under the
20 jurisdiction of that agency.

21 (h) “Housing authority,” for the purposes of this section, means
22 a housing authority located within a county with a population of
23 over six million people, and any other housing authority that
24 complies with the requirements of this section.

25 (i) “Public transportation agency,” for purposes of this section,
26 means a public agency that provides public transportation as
27 defined in paragraph (1) of subdivision (f) of Section 1 of Article
28 XIX A of the California ~~Constitution or a county transportation~~
29 ~~commission created pursuant to Section 130050 of the Public~~
30 ~~Utilities Code.~~ *Constitution.*

31 *SEC. 2. No reimbursement is required by this act pursuant to*
32 *Section 6 of Article XIII B of the California Constitution because*
33 *the only costs that may be incurred by a local agency or school*
34 *district will be incurred because this act creates a new crime or*
35 *infraction, eliminates a crime or infraction, or changes the penalty*
36 *for a crime or infraction, within the meaning of Section 17556 of*
37 *the Government Code, or changes the definition of a crime within*
38 *the meaning of Section 6 of Article XIII B of the California*
39 *Constitution.*

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