

AMENDED IN ASSEMBLY APRIL 8, 2008
AMENDED IN ASSEMBLY MARCH 25, 2008
CALIFORNIA LEGISLATURE—2007–08 REGULAR SESSION

ASSEMBLY BILL

No. 2669

Introduced by Assembly Member Krekorian

February 22, 2008

An act to ~~add Section 12810.1 to~~ amend Section 12810 of the Vehicle Code, relating to vehicles.

LEGISLATIVE COUNSEL'S DIGEST

AB 2669, as amended, Krekorian. Speeding: violation point counts.

Existing law assigns violation point counts to convictions of certain violations of the Vehicle Code for purposes of determining whether a person is a negligent operator of a motor vehicle subject to a suspension or revocation of his or her driving privilege. Existing law assigns a violation point count of one point for a traffic conviction involving the safe operation of a motor vehicle upon a highway.

This bill would assign a value of one violation point, in addition to the point count assigned under existing law, for a conviction for driving a motor vehicle 26 or more miles per hour over the speed limit on a highway *other than an expressway or a freeway, as defined*.

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

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

- 1 SECTION 1. Section 12810 of the Vehicle Code is amended to
- 2 read:

- 1 12810. In determining the violation point count, the following
2 shall apply:
- 3 (a) A conviction of failure to stop in the event of an accident in
4 violation of Section 20001 or 20002 shall be given a value of two
5 points.
 - 6 (b) A conviction of a violation of Section 23152 or 23153 shall
7 be given a value of two points.
 - 8 (c) A conviction of reckless driving shall be given a value of
9 two points.
 - 10 (d) (1) A conviction of a violation of subdivision (b) of Section
11 191.5 or subdivision (c) of Section 192 of the Penal Code, or of
12 Section 2800.2 or 2800.3, subdivision (b) of Section 21651,
13 subdivision (b) of Section 22348, subdivision (a) or (c) of Section
14 23109, Section 23109.1, or Section 31602 of this code, shall be
15 given a value of two points.
 - 16 (2) A conviction of a violation of subdivision (a) or (b) of
17 Section 23140 shall be given a value of two points.
 - 18 (e) A conviction of a violation of Section 14601, 14601.1,
19 14601.2, 14601.3, or 14601.5 shall be given a value of two points.
 - 20 (f) Except as provided in subdivision (i), any other traffic
21 conviction involving the safe operation of a motor vehicle upon
22 the highway shall be given a value of one point.
 - 23 (g) A traffic accident in which the operator is deemed by the
24 department to be responsible shall be given a value of one point.
 - 25 (h) A conviction of a violation of Section 27360 or 27360.5
26 shall be given a value of one point.
 - 27 (i) (1) A violation of paragraph (1), (2), (3), or (5) of subdivision
28 (b) of Section 40001 shall not result in a violation point count
29 being given to the driver if the driver is not the owner of the
30 vehicle.
 - 31 (2) A conviction of a violation of paragraph (1) or (2) of
32 subdivision (b) of Section 12814.6, subdivision (a) of Section
33 21116, Section 21207.5, 21708, 21710, 21716, 23120, 24800, or
34 26707 shall not be given a violation point count.
 - 35 (3) A violation of subdivision (d) of Section 21712 shall not
36 result in a violation point count.
 - 37 (4) A violation of Section 23136 shall not result in a violation
38 point count.
 - 39 (5) A violation of Section 38301.3 shall not result in a violation
40 point count.

1 (j) A conviction for only one violation arising from one occasion
2 of arrest or citation shall be counted in determining the violation
3 point count for the purposes of this section.

4 (k) (1) *A conviction for driving a motor vehicle 26 or more*
5 *miles per hour over the maximum, prima facie, or posted speed*
6 *limit on a highway shall, in addition to a violation point count*
7 *determined pursuant to subdivisions (a) to (j), inclusive, be given*
8 *a value of one violation point.*

9 (2) *This subdivision does not apply to a conviction for driving*
10 *a motor vehicle in violation of a speed limit on an expressway, as*
11 *defined in Section 314, or a freeway, as defined in Section 332.*

12 ~~SECTION 1. Section 12810.1 is added to the Vehicle Code,~~
13 ~~to read:~~

14 ~~12810.1. A conviction for driving a motor vehicle 26 or more~~
15 ~~miles per hour over the maximum, prima facie, or posted speed~~
16 ~~limit on a highway shall, in addition to a violation point count~~
17 ~~determined pursuant to Section 12810, be given a value of one~~
18 ~~violation point.~~