

AMENDED IN ASSEMBLY JULY 2, 2007

AMENDED IN SENATE APRIL 16, 2007

SENATE BILL

No. 889

Introduced by Senator Maldonado

February 23, 2007

An act to add *and repeal* Section 21655.10 ~~to~~ of the Vehicle Code, relating to vehicles.

LEGISLATIVE COUNSEL'S DIGEST

SB 889, as amended, Maldonado. Vehicles.

Under existing law, it is a crime to operate a vehicle unlawfully in an exclusive or preferential use of highway lanes or highway ramps for high-occupancy vehicles.

This bill would, *until January 1, 2011*, require the Department of Transportation, in cooperation with the Department of Motor Vehicles to establish the Carpool Education *Pilot* Program containing specified components for educating the public on the use of highway lanes and highway ramps for high-occupancy vehicles and for reporting alleged violations of that existing law and for the Department of Transportation to ~~issue~~ *mail* notices and educational brochures to alleged violators.

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 21655.10 is added to the Vehicle Code,
- 2 to read:
- 3 21655.10. (a) The Department of Transportation, in
- 4 cooperation with the Department of Motor Vehicles, shall establish

1 the Carpool Education *Pilot* Program that educates the public on
2 the use of highway lanes and highway ramps for high-occupancy
3 vehicles established pursuant to subdivision (a) of Section 21655.5
4 and encourages the reporting of an alleged violation of Section
5 21655.5. The program shall include all of the following
6 components:

7 (1) Establish a toll-free telephone number for reporting a
8 violation and an Internet Web site for reporting an alleged
9 violation, for an alleged violator to dispute a reported violation,
10 and for educating the public on the use of highway lanes and
11 highway ramps for high-occupancy vehicles.

12 (2) Publicize and cause the posting of highway signs that provide
13 the toll-free telephone number and Internet Web site address
14 established under paragraph (1).

15 (3) Create an educational brochure containing information on
16 guidelines for the use of highway lanes and highway ramps for
17 high-occupancy vehicles.

18 (4) An individual reporting a violation under this section shall
19 remain anonymous.

20 (5) A report made under this section shall include the license
21 plate number of the motor vehicle, time of day, and location of the
22 alleged violation, and any other supporting information.

23 (6) The Department of Transportation, based on the license plate
24 number reported under paragraph (5), shall mail to the current
25 address of the registered owner of the motor vehicle on file with
26 the Department of Motor Vehicles a notice informing that owner
27 that his or her vehicle was reported to have allegedly been seen
28 used in a violation of Section 21655.5 and the brochure created
29 pursuant to paragraph (3).

30 (b) (1) Notwithstanding any other provision of law, all
31 information reported and received pursuant to paragraphs (1) and
32 (5) of subdivision (a) shall be confidential, and shall be available
33 only to the Department of Transportation to implement paragraph
34 (6) of subdivision (a).

35 (2) Notwithstanding any other provision of law, the Department
36 of Motor Vehicles shall provide to the Department of
37 Transportation the information needed by the Department of
38 Transportation to implement paragraph (6) of subdivision (a). The
39 confidential information obtained from the Department of Motor
40 Vehicles shall be held confidential by the Department of

1 Transportation. The Department of Transportation shall not use
2 that information for any purpose other than implementing
3 paragraph (6) of subdivision (a).

4 (c) The Department of Transportation shall provide a link on
5 its public Internet Web site to the Internet Web site established
6 pursuant to paragraph (1) of subdivision (a).

7 (d) *This section shall remain in effect only until January 1, 2011,*
8 *and as of that date is repealed, unless a later enacted statute, that*
9 *is enacted before January 1, 2011, deletes or extends that date.*

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