

ASSEMBLY BILL

No. 1242

Introduced by Assembly Member Achadjian

February 18, 2011

An act to amend Section 23251 of the Vehicle Code, relating to vehicles.

LEGISLATIVE COUNSEL'S DIGEST

AB 1242, as introduced, Achadjian. Vehicles: toll highways.

Existing law requires the Department of the California Highway Patrol to provide for the proper and adequate policing of all toll highways and all vehicular crossings to ensure enforcement of the Vehicle Code and of any other law relating to the use and operation of vehicles upon toll highways, highways or vehicular crossings, and of the rules and regulations of the Department of Transportation as they relate to those laws, and to cooperate with the Department of Transportation to the end that vehicular crossings are operated at all times in a manner as to carry traffic efficiently.

This bill would make a technical, nonsubstantive change to these provisions.

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

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

- 1 SECTION 1. Section 23251 of the Vehicle Code is amended
- 2 to read:
- 3 23251. (a) The Department of the California Highway Patrol
- 4 shall provide for proper and adequate policing of all toll highways

1 and all vehicular crossings to ensure the enforcement thereon of
2 this code and of any other law relating to the use and operation of
3 vehicles upon toll highways, highways or vehicular crossings, and
4 of the rules and regulations of the Department of Transportation
5 ~~in respect thereto~~ *as they relate to those laws*, and to cooperate
6 with the Department of Transportation to the end that vehicular
7 crossings ~~be~~ *are* operated at all times in a manner as to carry traffic
8 efficiently. The authority of the Department of the California
9 Highway Patrol is exclusive except as to the authority conferred
10 by law upon the Department of Transportation in respect to
11 vehicular crossings.

12 (b) Notwithstanding subdivision (a), a private operator of a toll
13 highway may make temporary arrangements, not to exceed 30
14 days, for traffic law enforcement services with an agency that
15 employs peace officers as described in Section 830.1 of the Penal
16 Code, if the Department of the California Highway Patrol cannot
17 fulfill its responsibilities as described in this section, as determined
18 by the Secretary of the Business, Transportation and Housing
19 Agency.

20 (c) The services provided by the Department of the California
21 Highway Patrol for all toll highways that are operated by a private
22 entity shall be reimbursed pursuant to Section 30809.1 of the
23 Streets and Highways Code. If the private operator of a toll
24 highway and the Department of the California Highway Patrol
25 reach an impasse in negotiating an agreement for reimbursement,
26 the Secretary of the Business, Transportation and Housing Agency
27 shall assist in resolving the impasse.