

AMENDED IN ASSEMBLY APRIL 7, 2011

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1298**

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**Introduced by Assembly Member Blumenfield**

February 18, 2011

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~~An act to amend Section 149 of the Streets and Highways Code, relating to high-occupancy vehicle lanes. An act to add Section 22651.01 to the Vehicle Code, relating to vehicles.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 1298, as amended, Blumenfield. ~~High-occupancy vehicle lanes. Vehicles: parking: 72-hour restriction.~~

~~Existing law authorizes the removal of a parked vehicle when that vehicle is parked or left standing upon a highway for 72 or more consecutive hours in violation of a local ordinance authorizing its removal.~~

~~This bill would authorize a local jurisdiction, by ordinance, to establish a minimum distance that a vehicle is to be moved for the purpose of the above 72-hour parking restriction.~~

~~Existing law authorizes the Department of Transportation to construct exclusive or preferential lanes for buses only or for buses and other high-occupancy vehicles and requires that, prior to constructing those lanes, the department conduct competent engineering estimates of the effect of those lanes on safety, congestion, and highway capacity.~~

~~This bill would require the department to conduct those engineering estimates with respect to the effect on congestion mitigation and would make grammatical, nonsubstantive changes to those provisions.~~

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

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

1     SECTION 1. Section 22651.01 is added to the Vehicle Code,  
2 to read:

3     22651.01. A local jurisdiction may, by ordinance, establish a  
4 minimum distance that a vehicle is to be moved for the purposes  
5 of subdivision (k) of Section 22651. A parked vehicle may be  
6 impounded pursuant to subdivision (k) of Section 22651 if it is not  
7 moved more than the established minimum distance for 72 or more  
8 consecutive hours.

9     ~~SECTION 1. Section 149 of the Streets and Highways Code~~  
10 ~~is amended to read:~~

11     ~~149. The department may construct exclusive or preferential~~  
12 ~~lanes for buses only or for buses and other high-occupancy~~  
13 ~~vehicles, and may authorize or permit that exclusive or preferential~~  
14 ~~use of designated lanes on existing highways that are part of the~~  
15 ~~State Highway System. Prior to constructing those lanes, the~~  
16 ~~department shall conduct competent engineering estimates of the~~  
17 ~~effect of those lanes on safety, congestion mitigation, and highway~~  
18 ~~capacity.~~

19     ~~To the extent they are available, the department may apply for~~  
20 ~~and use federal aid funds appropriated for the design, construction,~~  
21 ~~and use of those exclusive or preferential lanes, but may also use~~  
22 ~~other State Highway Account funds, including other federal aid~~  
23 ~~funds, for those purposes where proper and desirable.~~

24     ~~This section shall be known and may be cited as the Carrell Act.~~