

AMENDED IN SENATE APRIL 25, 2011
AMENDED IN SENATE MARCH 23, 2011

SENATE BILL

No. 333

Introduced by Senator La Malfa

February 15, 2011

An act to add and repeal Section 22406.2 of the Vehicle Code, relating to vehicles.

LEGISLATIVE COUNSEL'S DIGEST

SB 333, as amended, La Malfa. Vehicles: speed limits.

(1) Existing law prohibits a person from driving ~~specified vehicles, including~~ a motortruck or truck tractor having 3 or more axles, ~~or any~~ a motortruck or truck tractor drawing any other vehicle, ~~or a passenger vehicle or bus drawing another vehicle~~, on a highway at a speed in excess of 55 miles per hour. ~~A violation of this requirement is a crime.~~

This bill would, ~~notwithstanding that prohibition~~, until January 1, 2016, permit a person to drive ~~a truck tractor, commercial vehicle, or motor vehicle with an attached trailer~~ *those specified motor vehicles* at a speed not to exceed 5 miles less per hour than the posted speed limit for a motor vehicle on a 4-lane freeway or highway in a county located north of the County of Sacramento. ~~Because the bill would expand the scope of a crime, it would impose a state-mandated local program~~ *passenger vehicle on a specified portion of Interstate 5. The bill would require the Department of Transportation and the Department of the California Highway Patrol, on or before December 31, 2015, to submit a report to the Legislature on traffic flow and traffic safety on that portion of Interstate 5.*

~~(2) 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:~~

~~(3)~~

(2) The bill would declare that, due to the unique geographic and demographic characteristics of ~~counties located north of the County of Sacramento~~ *the Counties of Shasta and Yolo*, a general statute within the meaning of specified provisions of the California Constitution cannot be made applicable and a special statute is necessary.

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

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

1 SECTION 1. Section 22406.2 is added to the Vehicle Code,
2 to read:

3 ~~22406.2.—(a) Notwithstanding Section 22406 or any other~~
4 ~~contrary law, a person may drive a truck tractor, commercial~~
5 ~~vehicle, or motor vehicle with an attached trailer at a speed not~~
6 ~~exceeding five miles less per hour than the posted speed limit for~~
7 ~~a motor vehicle on a four-lane freeway or highway located in a~~
8 ~~county located north of the County of Sacramento.~~

9 *22406.2. (a) Notwithstanding Section 22406, a person may*
10 *drive a motor vehicle described in subdivision (a) or (b) of Section*
11 *22406 at a speed not to exceed five miles per hour less than the*
12 *posted speed limit for a passenger vehicle on Interstate 5 north of*
13 *the City of Woodland, in the County of Yolo, and south of*
14 *Cottonwood, in the County of Shasta.*

15 *(b) On or before December 31, 2015, the Department of*
16 *Transportation and the Department of the California Highway*
17 *Patrol shall submit to the Legislature, pursuant to Section 9795*
18 *of the Government Code, a report on the effects of subdivision (a)*
19 *on traffic flow and traffic safety on the portion of Interstate 5 as*
20 *specified in subdivision (a).*

21 ~~(b)~~

22 *(c) This section shall remain in effect only until January 1, 2016,*
23 *and as of that date is repealed, unless a later enacted statute, that*
24 *is enacted before January 1, 2016, deletes or extends that date.*

1 ~~SEC. 2.~~ No reimbursement is required by this act pursuant to
2 ~~Section 6 of Article XIII B of the California Constitution because~~
3 ~~the only costs that may be incurred by a local agency or school~~
4 ~~district will be incurred because this act creates a new crime or~~
5 ~~infraction, eliminates a crime or infraction, or changes the penalty~~
6 ~~for a crime or infraction, within the meaning of Section 17556 of~~
7 ~~the Government Code, or changes the definition of a crime within~~
8 ~~the meaning of Section 6 of Article XIII B of the California~~
9 ~~Constitution.~~

10 ~~SEC. 3.~~

11 ~~SEC. 2.~~ Due to the unique geographic and demographic
12 ~~characteristics of counties located north of the County of~~
13 ~~Sacramento~~ *the Counties of Shasta and Yolo*, the Legislature finds
14 and declares that a general statute cannot be made applicable within
15 the meaning of Section 16 of Article IV of the California
16 Constitution. Therefore, the special legislation contained within
17 Section 1 of this act is necessarily only applicable to those counties.