

ASSEMBLY BILL

No. 1328

Introduced by Assembly Member Linder

February 22, 2013

An act to amend Section 22511 of the Vehicle Code, relating to vehicles.

LEGISLATIVE COUNSEL'S DIGEST

AB 1328, as introduced, Linder. Vehicles: offstreet parking: electric vehicles.

Existing law authorizes a local authority, by ordinance or resolution, and a person in lawful possession of an offstreet parking facility, to designate stalls or spaces in an offstreet parking facility owned or operated by that local authority or person for the exclusive purpose of charging and parking a vehicle that is connected for electric charging purposes. Existing law also authorizes the removal of a vehicle from an offstreet parking facility if the vehicle is not connected for electric charging purposes.

This bill would make a technical, nonsubstantive change in 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 22511 of the Vehicle Code is amended
- 2 to read:
- 3 22511. (a) A local authority, by ordinance or resolution, and
- 4 a person in lawful possession of an offstreet parking facility may

1 designate stalls or spaces in an offstreet parking facility owned or
2 operated by that local authority or person for the exclusive purpose
3 of charging and parking a vehicle that is connected for electric
4 charging purposes.

5 (b) If posted in accordance with subdivision (d) or (e), the owner
6 or person in lawful possession of a privately owned or operated
7 offstreet parking facility, after notifying the police or sheriff’s
8 department, may cause the removal of a vehicle from a stall or
9 space designated pursuant to subdivision (a) in the facility to the
10 nearest public garage if the vehicle is not connected for electric
11 charging purposes.

12 (c) If posted in accordance with subdivision (d), the local
13 authority owning or operating an offstreet parking facility, after
14 notifying the police or sheriff’s department, may cause the removal
15 of a vehicle from a stall or space designated pursuant to subdivision
16 (a) in the facility to the nearest garage, as defined in Section 340,
17 that is owned, leased, or approved for use by a public agency if
18 the vehicle is not connected for electric charging purposes.

19 (d) The posting required for an offstreet parking facility owned
20 or operated either privately or by a local authority shall consist of
21 a sign not less than 17 by 22 inches in size with lettering not less
22 than one inch in height that clearly and conspicuously states the
23 following: “Unauthorized vehicles not connected for electric
24 charging purposes will be towed away at owner’s expense. Towed
25 vehicles may be reclaimed at

26 _____ or by telephoning
27 _____
28 (Address)
29 _____.”
30 (Telephone number of local law enforcement agency)

31
32 The sign shall be posted in either of the following locations:
33 (1) Immediately adjacent to, and visible from, the stall or space.
34 (2) In a conspicuous place at each entrance to the offstreet
35 parking facility.

36 (e) If the parking facility is privately owned and public parking
37 is prohibited by the posting of a sign meeting the requirements of
38 paragraph (1) of subdivision (a) of Section 22658, the requirements
39 of subdivision (b) may be met by the posting of a sign immediately
40 adjacent to, and visible from, each stall or space indicating that a

1 vehicle not meeting the requirements of subdivision (a) will be
2 removed at the owner's expense and containing the telephone
3 number of the local traffic law enforcement agency.

4 (f) This section does not interfere with existing law governing
5 the ability of *a* local-~~authorities~~ *authority* to adopt ordinances
6 related to parking programs within-~~their~~ *its* jurisdiction, such as
7 programs that provide free parking in metered areas or municipal
8 garages for electric vehicles.

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