

AMENDED IN SENATE JUNE 9, 2015
AMENDED IN ASSEMBLY APRIL 16, 2015
AMENDED IN ASSEMBLY APRIL 8, 2015
CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL

No. 764

Introduced by Assembly Member Quirk

February 25, 2015

An act to add Section 18940.7 to the Health and Safety Code, and to add Chapter 6 (commencing with Section 11895) to Part 3 of Division 2 of the Insurance Code, relating to parking lots.

LEGISLATIVE COUNSEL'S DIGEST

AB 764, as amended, Quirk. Parking lots: design: insurance discount.

Existing law provides that building standards shall be filed by the California Building Standards Commission with the Secretary of State and codified only after they have been approved by the commission. Existing law regulates the issuance and renewal of liability insurance policies in this state.

This bill would ~~authorize~~ *require* the ~~commission to adopt building standards to require that the installation of vehicle barriers, as defined, be considered in the design of any new public parking lot.~~ *commission, in collaboration with the State Architect and the State Fire Marshal, to consider standards, at each model code adoption review, for the installation of vehicle barriers in the design of any new building.* The bill would also authorize an insurer to consider the installation of vehicle barriers on a commercial property parking lot as a safety measure and seek a discount on the property owner's insurance covering damage or

loss to the covered commercial property, or liability arising out of the ownership, maintenance, or use of the commercial property.

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 18940.7 is added to the Health and Safety
2 Code, to read:

3 18940.7. (a) ~~The California Building Standards Commission~~
4 ~~may adopt building standards to require that the installation of~~
5 ~~vehicle barriers are considered in the design of any new public~~
6 ~~parking lot.~~ *Commission, in collaboration with the State Architect*
7 *and the State Fire Marshal, shall consider standards, at each*
8 *model code adoption review, for the installation of vehicle barriers*
9 *in the design of any new building.*

10 (b) For the purposes of this section, a vehicle barrier includes
11 a horizontal or vertical protective device placed to protect buildings
12 or pedestrians from collisions by motor vehicles.

13 (c) *For purposes of subdivision (a), the standards considered*
14 *shall include existing standards adopted or developed by a*
15 *standard-setting organization recognized by the commission,*
16 *including, but not limited to, the American Society for Testing and*
17 *Materials (ASTM) or another similar organization.*

18 SEC. 2. Chapter 6 (commencing with Section 11895) is added
19 to Part 3 of Division 2 of the Insurance Code, to read:

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21 CHAPTER 6. COMMERCIAL PROPERTY PARKING LOTS: VEHICLE
22 BARRIER DISCOUNT
23

24 11895. (a) An insurer may consider the installation of vehicle
25 barriers on a commercial property parking lot as a safety measure
26 and, consistent with Article 10 (commencing with Section 1861.01)
27 of Chapter 9 of Part 2 of Division 1, seek a discount on the property
28 owner's insurance covering damage or loss to the covered
29 commercial property, or liability arising out of the ownership,
30 maintenance, or use of the commercial property.

- 1 (b) For the purposes of this section, a vehicle barrier includes
- 2 a horizontal or vertical protective device placed to protect buildings
- 3 or pedestrians from collisions by motor vehicles.

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