

ASSEMBLY BILL

No. 1943

Introduced by Assembly Member Linder
(Coauthor: Senator Roth)

February 12, 2016

An act to amend Section 21113 of the Vehicle Code, relating to vehicles.

LEGISLATIVE COUNSEL'S DIGEST

AB 1943, as introduced, Linder. Vehicles: parking: public grounds.

Existing law prohibits a person from driving or parking a vehicle or animal upon the driveways, paths, parking facilities, or grounds of specified public entities, including a public transportation agency and a county transportation commission, except with the permission of, and subject to any condition or regulation that may be imposed by, the governing body of the specified public entity. Existing law defines "public transportation agency" for these purposes.

This bill would revise the definition of "public transportation agency" to include a county transportation commission.

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 21113 of the Vehicle Code is amended
2 to read:
3 21113. (a) ~~A person~~(1) *Except as provided in paragraph (2),*
4 *a person* shall not drive a vehicle or animal, or stop, park, or leave
5 standing a vehicle or animal, whether attended or unattended, upon

1 the driveways, paths, parking facilities, or the grounds of any public
2 of the following:

3 (A) A public school, state university, state college, ~~unit or an~~
4 ~~educational institution exempted, in whole or in part, from taxation.~~

5 (B) A unit of the state park system, ~~system.~~

6 (C) A county park, ~~park.~~

7 (D) A municipal airport, ~~airport.~~

8 (E) A rapid transit district, transit development board, transit
9 district, public transportation agency, county transportation
10 commission created pursuant to Section 130050 of the Public
11 Utilities Code, ~~or a joint powers agency operating or managing a~~
12 ~~commuter rail system, or any system.~~

13 (F) Any property under the direct control of the legislative body
14 of a ~~municipality, or a~~ municipality.

15 (G) A state, county, or hospital district institution or ~~building,~~
16 ~~or an educational institution exempted, in whole or in part, from~~
17 ~~taxation, or any building.~~

18 (H) Any harbor improvement district or harbor district formed
19 pursuant to Part 2 (commencing with Section 5800) or Part 3
20 (commencing with Section 6000) of Division 8 of the Harbors and
21 Navigation ~~Code, a~~ Code.

22 (I) A district organized pursuant to Part 3 (commencing with
23 Section 27000) of Division 16 of the Streets and Highways ~~Code,~~
24 ~~or state Code.~~

25 (J) State grounds served by the Department of the California
26 Highway ~~Patrol, or any~~ Patrol.

27 (K) Any property under the possession or control of a housing
28 authority formed pursuant to Article 2 (commencing with Section
29 34240) of Chapter 1 of Part 2 of Division 24 of the Health and
30 Safety ~~Code, except with~~ Code.

31 (2) The activities described in paragraph (1) may be performed
32 with the permission of, and upon and subject to any condition or
33 regulation that may be imposed by, the legislative body of the
34 municipality, or the governing board or officer of the public school,
35 state university, state college, county park, municipal airport, rapid
36 transit district, transit development board, transit district, public
37 transportation agency, county transportation commission, joint
38 powers agency operating or managing a commuter rail system, or
39 state, county, or hospital district institution or building, or
40 educational institution, or harbor district, or a district organized

1 pursuant to Part 3 (commencing with Section 27000) of Division
2 16 of the Streets and Highways Code, or housing authority, or the
3 Director of Parks and Recreation regarding units of the state park
4 system or the state agency with jurisdiction over the grounds served
5 by the Department of the California Highway Patrol.

6 (b) A governing board, legislative body, or officer shall erect
7 or place appropriate signs giving notice of any special conditions
8 or regulations that are imposed under this section and the governing
9 board, legislative body, or officer shall also prepare and keep
10 available at the principal administrative office of the governing
11 board, legislative body, or officer, for examination by all interested
12 persons, a written statement of all those special conditions and
13 regulations adopted pursuant to this section.

14 (c) When a governing board, legislative body, or officer permits
15 public traffic upon the driveways, paths, parking facilities, or
16 grounds under their control then, except for those conditions
17 imposed or regulations enacted by the governing board, legislative
18 body, or officer applicable to the traffic, all the provisions of this
19 code relating to traffic upon the highways shall be applicable to
20 the traffic upon the driveways, paths, parking facilities, or grounds.

21 (d) A public transportation agency that imposes any condition
22 or regulation upon a person who parks or leaves standing a vehicle,
23 pursuant to subdivision (a), is authorized to do either of the
24 following:

25 (1) Enforce that condition or regulation in the manner provided
26 in Article 3 (commencing with Section 40200) of Chapter 1 of
27 Division 17 of this code. The public transportation agency shall
28 be considered the issuing agency for that purpose.

29 (2) Designate regularly employed and salaried employees, who
30 are engaged in directing traffic or enforcing parking laws and
31 regulations, for the purpose of removing any vehicle in the same
32 manner as a city, county, or jurisdiction of a state agency pursuant
33 to Chapter 10 (commencing with Section 22650) of Division 11
34 of this code.

35 (e) With respect to the permitted use of vehicles or animals on
36 property under the direct control of the legislative body of a
37 municipality, no change in the use of vehicles or animals on the
38 property, that had been permitted on January 1, 1976, shall be
39 effective unless and until the legislative body, at a meeting open

1 to the general public, determines that the use of vehicles or animals
2 on the property should be prohibited or regulated.

3 (f) A transit development board may adopt ordinances, rules,
4 or regulations to restrict, or specify the conditions for, the use of
5 bicycles, motorized bicycles, electric bicycles, skateboards,
6 electrically motorized boards, and roller skates on property under
7 the control of, or any portion of property used by, the board.

8 (g) A public agency, including, but not limited to, the Regents
9 of the University of California and the Trustees of the California
10 State University, may adopt rules or regulations to restrict, or
11 specify the conditions for, the use of bicycles, motorized bicycles,
12 electric bicycles, skateboards, electrically motorized boards, and
13 roller skates on public property under the jurisdiction of that
14 agency.

15 (h) “Housing authority,” for the purposes of this section, means
16 a housing authority located within a county with a population of
17 over 6,000,000 people, and any other housing authority that
18 complies with the requirements of this section.

19 (i) “Public transportation agency,” for purposes of this section,
20 means a public agency that provides public transportation as
21 defined in paragraph (1) of subdivision (f) of Section 1 of Article
22 XIX A of the California Constitution *or a county transportation*
23 *commission created pursuant to Section 130050 of the Public*
24 *Utilities Code.*