

Introduced by Senator De León

February 25, 2015

An act to amend Section 40800 of the Vehicle Code, relating to vehicles.

LEGISLATIVE COUNSEL'S DIGEST

SB 404, as introduced, De León. Vehicles: traffic officers.

Existing law requires a traffic officer on duty for the exclusive or main purpose of enforcing specified provisions of the Vehicle Code relating to accidents and accident reports and rules of the road to wear a full distinctive uniform, and if the officer while on duty uses a motor vehicle, requires the vehicle to be painted a distinctive color specified by the Commissioner of the California Highway Patrol.

This bill would delete the requirement that the motor vehicle be painted, but would continue to require the vehicle be a distinctive color.

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 40800 of the Vehicle Code is amended
- 2 to read:
- 3 40800. (a) A traffic officer on duty for the exclusive or main
- 4 purpose of enforcing the provisions of Division 10 (commencing
- 5 with Section 20000) or *division* 11 (commencing with Section
- 6 21000) shall wear a full distinctive uniform, and if the officer while
- 7 on duty uses a motor vehicle, it ~~must~~ *shall* be ~~Painted~~ a distinctive
- 8 color specified by the commissioner.

1 (b) This section does not apply to an officer assigned exclusively
2 to the duty of investigating and securing evidence in reference to
3 the theft of a vehicle~~or~~, failure of a person to stop in the event of
4 an accident, or violation of Section 23109 or 23109.1, or in
5 reference to a felony charge, or to an officer engaged in serving a
6 warrant when the officer is not engaged in patrolling the highways
7 for the purpose of enforcing the traffic laws.

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