

AMENDED IN ASSEMBLY AUGUST 11, 2016

AMENDED IN SENATE MAY 3, 2016

AMENDED IN SENATE APRIL 6, 2016

SENATE BILL

No. 998

Introduced by Senator Wieckowski

February 10, 2016

An act to amend Section 22500 of, and to add Section 21655.1 to, the Vehicle Code, relating to vehicles.

LEGISLATIVE COUNSEL'S DIGEST

SB 998, as amended, Wieckowski. Vehicles: ~~mass transit guideways.~~ *public transit bus lanes.*

Existing law makes it unlawful for a person to stop or park a motor vehicle in specified places, including an area designated as a fire lane by the fire department or fire district, as specified. A violation of these provisions is an infraction.

This bill would prohibit a person from operating a motor vehicle, or stopping, parking, or leaving a vehicle standing, on a portion of the highway designated for the exclusive use of public transit buses, subject to specified exceptions. Because a violation of these provisions would be a crime, this bill would impose a state-mandated local program. *The bill would also require a public transit agency to place and maintain signs and traffic control devices indicating that a portion of a highway is designated for the exclusive use of public transit buses, as specified.*

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.

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

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

1 SECTION 1. Section 21655.1 is added to the Vehicle Code,
2 to read:

3 21655.1. (a) A person shall not operate a motor vehicle on a
4 portion of a highway that has been designated for the exclusive
5 use of public transit buses, except in compliance with the directions
6 of a peace officer or official traffic control device.

7 (b) *This section does not apply to a driver who is required to*
8 *enter a lane designated for the exclusive use of public transit buses*
9 *in order to make a right turn or a left turn in a location where*
10 *there is no left-turn lane for motorists, or who is entering into or*
11 *exiting from a highway, unless there are signs prohibiting turns*
12 *across the lane or the lane is delineated by a physical separation,*
13 *including, but not limited to, a curb, fence, landscaping, or other*
14 *barrier.*

15 (c) *A public transit agency, with the agreement of the agency*
16 *with jurisdiction over the highway, shall place and maintain, or*
17 *cause to be placed and maintained, signs and other official traffic*
18 *control devices, as necessary, indicating that a portion of a*
19 *highway is designated for the exclusive use of public transit busses*
20 *and to advise motorists of the hours of operation of the lane as an*
21 *exclusive public transit bus lane.*

22 SEC. 2. Section 22500 of the Vehicle Code is amended to read:

23 22500. A person shall not stop, park, or leave standing any
24 vehicle whether attended or unattended, except when necessary
25 to avoid conflict with other traffic or in compliance with the
26 directions of a peace officer or official traffic control device, in
27 any of the following places:

28 (a) Within an intersection, except adjacent to curbs as may be
29 permitted by local ordinance.

30 (b) On a crosswalk, except that a bus engaged as a common
31 carrier or a taxicab may stop in an unmarked crosswalk to load or
32 unload passengers when authorized by the legislative body of a
33 city pursuant to an ordinance.

1 (c) Between a safety zone and the adjacent right-hand curb or
2 within the area between the zone and the curb as may be indicated
3 by a sign or red paint on the curb, which sign or paint was erected
4 or placed by local authorities pursuant to an ordinance.

5 (d) Within 15 feet of the driveway entrance to a fire station.
6 This subdivision does not apply to any vehicle owned or operated
7 by a fire department and clearly marked as a fire department
8 vehicle.

9 (e) (1) In front of a public or private driveway, except that a
10 bus engaged as a common carrier, schoolbus, or a taxicab may
11 stop to load or unload passengers when authorized by local
12 authorities pursuant to an ordinance.

13 (2) In unincorporated territory, where the entrance of a private
14 road or driveway is not delineated by an opening in a curb or by
15 other curb construction, so much of the surface of the ground as
16 is paved, surfaced, or otherwise plainly marked by vehicle use as
17 a private road or driveway entrance, shall constitute a driveway.

18 (f) On a portion of a sidewalk, or with the body of the vehicle
19 extending over a portion of a sidewalk, except electric carts when
20 authorized by local ordinance, as specified in Section 21114.5.
21 Lights, mirrors, or devices that are required to be mounted upon
22 a vehicle under this code may extend from the body of the vehicle
23 over the sidewalk to a distance of not more than 10 inches.

24 (g) Alongside or opposite a street or highway excavation or
25 obstruction when stopping, standing, or parking would obstruct
26 traffic.

27 (h) On the roadway side of a vehicle stopped, parked, or standing
28 at the curb or edge of a highway, except for a schoolbus when
29 stopped to load or unload pupils in a business or residence district
30 where the speed limit is 25 miles per hour or less.

31 (i) Except as provided under Section 22500.5, alongside curb
32 space authorized for the loading and unloading of passengers of a
33 bus engaged as a common carrier in local transportation when
34 indicated by a sign or red paint on the curb erected or painted by
35 local authorities pursuant to an ordinance.

36 (j) In a tube or tunnel, except vehicles of the authorities in
37 charge, being used in the repair, maintenance, or inspection of the
38 facility.

39 (k) Upon a bridge, except vehicles of the authorities in charge,
40 being used in the repair, maintenance, or inspection of the facility,

1 and except that buses engaged as a common carrier in local
2 transportation may stop to load or unload passengers upon a bridge
3 where sidewalks are provided, when authorized by local authorities
4 pursuant to an ordinance, and except that local authorities pursuant
5 to an ordinance or the Department of Transportation pursuant to
6 an order, within their respective jurisdictions, may permit parking
7 on bridges having sidewalks and shoulders of sufficient width to
8 permit parking without interfering with the normal movement of
9 traffic on the roadway. Local authorities, by ordinance or
10 resolution, may permit parking on these bridges on state highways
11 in their respective jurisdictions if the ordinance or resolution is
12 first approved in writing by the Department of Transportation.
13 Parking shall not be permitted unless there are signs in place, as
14 may be necessary, to indicate the provisions of local ordinances
15 or the order of the Department of Transportation.

16 (l) In front of or upon that portion of a curb that has been cut
17 down, lowered, or constructed to provide wheelchair accessibility
18 to the sidewalk.

19 (m) In a portion of a highway that has been designated for the
20 exclusive use of public transit buses.

21 SEC. 3. No reimbursement is required by this act pursuant to
22 Section 6 of Article XIII B of the California Constitution because
23 the only costs that may be incurred by a local agency or school
24 district will be incurred because this act creates a new crime or
25 infraction, eliminates a crime or infraction, or changes the penalty
26 for a crime or infraction, within the meaning of Section 17556 of
27 the Government Code, or changes the definition of a crime within
28 the meaning of Section 6 of Article XIII B of the California
29 Constitution.