

Assembly Bill No. 2200

Passed the Assembly August 29, 2012

Chief Clerk of the Assembly

Passed the Senate August 28, 2012

Secretary of the Senate

This bill was received by the Governor this _____ day
of _____, 2012, at _____ o'clock ____M.

Private Secretary of the Governor

CHAPTER _____

An act to add and repeal Section 21655.10 of the Vehicle Code, relating to vehicles.

LEGISLATIVE COUNSEL'S DIGEST

AB 2200, Ma. Vehicles: high-occupancy vehicle lanes.

Existing law authorizes the Department of Transportation and local agencies, with respect to highways under their respective jurisdictions, to designate certain lanes for preferential or exclusive use by high-occupancy vehicles.

This bill, until January 1, 2020, or until the Director of Transportation determines otherwise, as provided under the bill, and files that determination with the Secretary of State, would suspend, consistent with the state implementation plan for the San Francisco Bay area adopted pursuant to the federal Clean Air Act and other federal requirements, the hours of operation for highway lanes designated for high-occupancy vehicles, in the Interstate 80 corridor within the Metropolitan Transportation Commission's jurisdiction, in the morning reverse commute direction, as defined. Because the commission would be required to post signage of the above requirements along the Interstate 80 corridor, the bill would impose a state-mandated local program.

This bill would make legislative findings and declarations as to the necessity of a special statute for the Interstate 80 corridor in the San Francisco Bay area.

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, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

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

SECTION 1. Section 21655.10 is added to the Vehicle Code, to read:

21655.10. (a) To the extent consistent with the state implementation plan for the San Francisco Bay area adopted pursuant to the federal Clean Air Act (42 U.S.C. Sec. 7401 et seq.) and other requirements pursuant to federal law, the hours of operation for highway lanes designated for high-occupancy vehicles, pursuant to Section 21655.55 or 21655.8, in the Interstate 80 corridor within the Metropolitan Transportation Commission's jurisdiction, shall be suspended during the morning reverse commute direction.

(b) For purposes of this section, "morning reverse commute direction" means eastbound on Interstate 80 between the hours of 5 a.m. and 10 a.m., inclusive.

(c) This section shall remain in effect only until January 1, 2020, or until the Director of Transportation determines that the lanes designated for high-occupancy vehicles subject to this section have been converted to high-occupancy toll lanes, whichever comes first.

(d) The director shall submit a notice of the determination under subdivision (c) to the Secretary of State, and this section shall be repealed upon the receipt of that notice by the Secretary of State.

SEC. 2. The Legislature finds and declares that a special law is necessary and that a general law cannot be made applicable within the meaning of Section 16 of Article IV of the California Constitution because of the unique nature of the Interstate 80 corridor in the San Francisco Bay area.

SEC. 3. If the Commission on State Mandates determines that this act contains costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.

Approved _____, 2012

Governor