

CONCURRENCE IN SENATE AMENDMENTS

AB 1943 (Linder)

As Amended June 8, 2016

Majority vote

ASSEMBLY:

SENATE:

Original Committee Reference: **TRANS.**

SUMMARY: Revises the definition of “public transportation agency” to include county transportation commissions to clarify they have the ability to enforce parking regulations on their property and authorizes the Riverside County Transportation Commission (RCTC) to contract with private vendors for parking enforcement services.

The Senate amendments authorize RCTC to enter into contracts with private vendors for the enforcement of parking regulations and the removal of vehicles parked in violation of a parking regulations adopted by the Commission.

EXISTING LAW:

- 1) Establishes county transportation commissions to coordinate public transportation services and perform various transportation planning activities.
- 2) Authorizes county transportation commissions to enter into contracts of any nature whatsoever, including to employ labor.
- 3) Authorizes certain public entities to impose parking regulations on property they own, including cities and counties, public schools, parks, municipal airports, hospitals, harbor districts, rapid transit districts, public transportation agencies, transit development boards, and county transportation commissions.
- 4) Gives public transportation agencies the ability to enforce the parking laws and regulations on property they own in the manner of other public entities such as cities and counties.
- 5) Establishes procedures regarding the enforcement of parking violations and the removal of vehicles.

FISCAL EFFECT: Unknown. This bill is keyed non-fiscal by the Legislative Counsel.

COMMENTS: SB 953 (Roth), Chapter 192, Statutes of 2014, added county transportation commissions to the list of public entities with the authority to regulate parking on their property. However, after passage, it was determined that SB 953 did not also confer to county transportation commissions the authority to enforce the parking regulations. Specifically, “public transportation agencies” are authorized to enforce parking regulations in the same manner as a city, county or jurisdiction of a state agency, but county transportation commissions were not included in this section of SB 953.

According to the author, SB 953 and the clarification in AB 1943 were introduced to allow the RCTC to enforce parking restrictions in the parking lots of five Metrolink stations currently within the county, plus an additional four stations that RCTC is constructing. Although RCTC

can create parking regulations for the Metrolink stations, they cannot enforce those regulations. According to RCTC, as they would take over enforcement of parking regulation, including issuing citations, they are working with local law enforcement who would continue to patrol the stations and take actions as appropriate pursuant to state and local laws. AB 1943 also clarifies that RCTC can contract with private vendors for parking enforcement services.

Counties create county transportation commissions, pursuant to state law, to coordinate public transportation services within counties, reduce traffic congestion, avoid redundant public transportation services, and provide adequate transit options for all residents. Although county transportation commissions may own and operate transit stations, they do not directly provide or operate transportation services and therefore do not fall under the definitions and authorized activities of a public transportation agency. AB 1943, and the clarifications included in it, are needed to both regulate and enforce parking at the stations.

Please see the policy committee analysis for full discussion of this bill.

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FN: