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AB-1625 Inoperable parking meters. (2017-2018)

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Assembly Bill No. 1625

CHAPTER 352

An act to amend Section 22508.5 of the Vehicle Code, relating to parking meters.

[Approved by Governor September 28, 2017. Filed with Secretary of State September 28, 2017.]

LEGISLATIVE COUNSEL'S DIGEST

AB 1625, Rubio. Inoperable parking meters.

Existing law authorizes a local authority to adopt an ordinance or resolution prohibiting or restricting the parking of a vehicle at an inoperable parking meter or inoperable parking payment center, as defined. Existing law authorizes parking in a parking space that is regulated by an inoperable parking meter or an inoperable parking payment center for up to the posted time limit if no ordinance or resolution has been adopted to prohibit it.

This bill would authorize, subject to restrictions, parking without time limit at a parking space that is regulated by an inoperable parking meter or inoperable parking payment center when the parking space does not have a posted time limit. The bill would authorize a local authority to limit parking to 4 hours at a parking space regulated by an inoperable parking meter or inoperable parking payment center when the parking space does not have a posted time limit, if the local authority posts specified signs. The bill would prohibit a local authority from issuing a citation for nonpayment of fees for parking in a parking space regulated by a parking meter or parking payment center that cannot physically accept payment, notwithstanding the fact that other nonphysical methods of payment may be accepted.

The bill would prohibit a local authority from enacting an ordinance or resolution prohibiting or restricting the parking of a vehicle in a parking space that is regulated by an inoperable parking meter or inoperable parking payment center, as defined.

Vote: majority Appropriation: no Fiscal Committee: no Local Program: no

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Section 22508.5 of the Vehicle Code is amended to read:

22508.5. (a) A vehicle may park, for up to the posted time limit, in any parking space that is regulated by an inoperable parking meter or an inoperable parking payment center.

(b) A vehicle may park without time limit in any parking space that does not have a posted time limit and that is regulated by an inoperable parking meter or inoperable parking payment center, subject to any other applicable regulations regarding parking vehicles.

(c) A local authority may limit parking to four hours for a parking space that does not have a posted time limit and that is regulated by an inoperable parking meter or an inoperable parking payment center, if the local authority posts signs clearly providing notice of the time limitation applicable when that parking meter or parking payment center is inoperable.

(d) If a parking space is regulated by a parking meter or parking payment center that cannot physically accept payment, a local authority shall not issue a citation for nonpayment of parking fees notwithstanding the fact that the parking meter or parking payment center may accept payment by other nonphysical means.

(e) Except as provided in subdivision (c), a local authority shall not, by ordinance or resolution, prohibit or restrict the parking of vehicles in a space that is regulated by an inoperable parking meter or inoperable parking payment center.

(f) For purposes of this section:

(1) "Inoperable parking meter" means a meter located next to and designated for an individual parking space, that has become inoperable and cannot accept payment in any form or cannot register that a payment in any form has been made.

(2) "Inoperable parking payment center" means an electronic parking meter or pay station serving one or more parking spaces that is closest to the space where a person has parked and that cannot accept payment in any form, cannot register that a payment in any form has been made, or cannot issue a receipt that is required to be displayed in a conspicuous location on or in the vehicle.