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AB-591 Vessels: arrests. (2021-2022)

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Assembly Bill No. 591

CHAPTER 57

An act to amend Section 40303.5 of the Vehicle Code, relating to vessels.

[Approved by Governor July 09, 2021. Filed with Secretary of State July 09, 2021.]

LEGISLATIVE COUNSEL'S DIGEST

AB 591, Villapudua. Vessels: arrests.

Existing law provides that whenever any person is arrested for certain offenses, including, among other things, an infraction involving vehicle equipment, the arresting officer is required to permit the arrested person to execute a notice, prepared by the officer in triplicate, containing a promise to correct the violation and to deliver proof of correction to the issuing agency, unless the arresting officer finds that a disqualifying condition exists.

Existing law generally requires every undocumented vessel, as defined, using the waters or on the waters of the state to be currently numbered. The owner of each vessel requiring numbering by the state is required to, among other things, paint on or attach to each side of the forward half of the vessel the identification number, as specified.

This bill would additionally require an arresting officer to permit a person arrested for various offenses, including, among others, the failure to paint on or attach to each side of the forward half of the vessel the identification number, as specified, to execute a notice, prepared by the officer in triplicate, containing a promise to correct the violation and to deliver proof of correction to the issuing agency, unless the officer finds that a disqualifying condition exists.

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

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

SECTION 1. Section 40303.5 of the Vehicle Code is amended to read:

40303.5. An arresting officer shall permit a person arrested for any of the following offenses to execute a notice containing a promise to correct the violation in accordance with the provisions of Section 40610 unless the arresting officer finds that any of the disqualifying conditions specified in subdivision (b) of Section 40610 exist:

(a) A registration infraction set forth in Division 3 (commencing with Section 4000).

(b) A driver's license infraction set forth in Division 6 (commencing with Section 12500), and subdivision (a) of Section 12951, relating to possession of a driver's license.

(c) Section 21201, relating to bicycle equipment.

(d) Subdivision (a) of Section 21212.

(e) An infraction involving equipment set forth in Division 12 (commencing with Section 24000), Division 13 (commencing with Section 29000), Division 14.8 (commencing with Section 34500), Division 16 (commencing with Section 36000), Division 16.5 (commencing with Section 38000), and Division 16.7 (commencing with Section 39000).

(f) Section 2482, relating to registration decals for vehicles transporting inedible kitchen grease.

(g) Section 9850, relating to expired vessel registration.

(h) Section 9853.2, relating to the display of vessel identification numbers.

(i) Section 678.11 of the Harbors and Navigation Code, relating to possessing a vessel operator card.

(j) Subparagraph (a) or (c) of Section 190.00 of Title 13 of the California Code of Regulations, relating to the display of vessel identification numbers.

(k) Section 190.01 of Title 13 of the California Code of Regulations, relating to vessel registration stickers.

(l) Section 6565.8 of Title 14 of the California Code of Regulations, relating to personal floatation devices on vessels.

(m) Section 6569 of Title 14 of the California Code of Regulations, relating to serviceable fire extinguishers on vessels.

(n) Section 6572 of Title 14 of the California Code of Regulations, relating to markings on fire extinguishers on vessels.