

CONCURRENCE IN SENATE AMENDMENTS

AB 2285 (Committee on Transportation)

As Amended August 20, 2020

Majority vote

SUMMARY:

Makes various non-controversial changes to transportation-related statutes.

Major Provisions

- 1) Extends the requirement for a person driving a vehicle to slow down and move over for certain stationary vehicles displaying flashing amber or emergency lights on the freeway to also apply on local streets and roads.
- 2) Extends the pilot program for alternative license plates and vehicle registrations issued by the Department of Motor Vehicles (DMV) until January 1, 2023.
- 3) Extends by one year, until January 1, 2022, the requirement that the California Air Resources Board (ARB) dedicate 20% of California Clean Truck, Bus, and Off-Road Vehicle and Equipment Technology Program (Clean Truck Program) to support early commercial deployment of existing zero- and near-zero-emission heavy-duty trucks.

The Senate Amendments:

Remove a provision of the bill that continuously appropriates interest earnings derived from revenues deposited in the Road Maintenance and Rehabilitation Account to the California Department of Transportation for maintenance of the state highway system or for purposes of the State Highway Operation and Protection Program.

COMMENTS:

In light of the novel coronavirus pandemic, The Transportation Committee had decided to consolidate several noncontroversial measures that had been introduced this year into a single bill. These provisions are substantive, but are minor, and most amend provisions of law that have already been considered by the Legislature and have passed unanimously.

Slow Down, Move over: According to the Center for Disease Control, between 2006 and 2016 more than one officer per week has been killed on the road nationally. Roadside deaths have been the leading cause of death for officers while on duty. Between 2007 and 2016, 130 officers were killed in the United States as a result of being struck by a vehicle while on foot. In 2006, the Legislature passed and Governor Schwarzenegger signed SB 1610 (Simitian), Chapter 375, Statutes of 2006 which established the requirement for drivers to slow down and move over when approaching a stationary emergency vehicle, tow truck, or Caltrans vehicle while on the side of the freeway. This bill extends that provision to also include local streets and roads.

Pilot program alternative license plates and vehicle registration: In 2013, the Legislature passed and Governor Brown signed SB 806 (Hueso), Chapter 569, Statutes of 2013, authorizing DMV to establish a pilot program to evaluate the use of alternatives to license plates, registration stickers, and registration cards. That pilot has been extended multiple times since its introduction. Last year DMV recommended making the program permanent, and this year

Assemblymember Gipson introduced AB 2770 to make this program permanent. This bill instead extends the pilot by two years.

Zero and near-zero heavy duty trucks: To help accelerate the deployment of zero- and near-zero-emission heavy-duty trucks, the Legislature passed and Governor Brown signed SB 1204 (Lara), Chapter 524, Statutes of 2014 that created the Clean Truck Program. This Program was designed to utilize GGRF funds to develop, demonstrate, pilot, and deploy zero- and near-zero-emission truck, bus, and off-road vehicle and equipment technologies. To help the Clean Truck Program better meet the goal of benefiting disadvantaged communities, SB 1204, among other things, required ARB, until January 1, 2018, to dedicate no less than 20% of the program's funding to support early commercial deployment of zero- and near-zero emission heavy duty truck technology. By creating this set aside, SB 1204 sought to ensure that cleaner trucks were be deployed sooner to provide immediate emissions reduction and air quality improvement benefits. The set aside was later extended until January 1, 2021.

According to the Author:

No author statement provided.

Arguments in Support:

According to the California Association of Highway Patrolmen, who is sponsoring the "Slow Down Move Over" provision, and only this provision, of the bill, "As you know, California Highway Patrol (CHP) officers are run down on the freeways far too often. The fact that we have a "Slow Down – Move Over" law has not stopped all of the deaths; although, it has helped reduce them. Your bill will further reduce deaths and injuries on highways and roadways. We are currently gathering statistics about crashes caused by motorists not moving over, but I can tell you, anecdotally, in talking to CHP officers all over California, the number of near-misses is staggering."

Arguments in Opposition:

None on file

FISCAL COMMENTS:

According to the Senate Appropriations Committee,

- 1) Cost pressures, potentially over ten million in 2021-22, related to the extension the requirement to use 20% of specified program funds to support deployment of existing heavy-duty truck technology, to the extent the California Air Resources Board (CARB) would have otherwise allocated funds for other purposes. (Greenhouse Gas Reduction Fund - GGRF)
- 2) DMV indicates any costs to continue the program for alternative license plates and registration stickers would be minor and absorbable. The department further notes that any ongoing costs must be paid by vendors of alternative products and technologies. (Motor Vehicle Account)

VOTES:

ASM TRANSPORTATION: 15-0-0

YES: Frazier, Fong, Aguiar-Curry, Berman, Chu, Cunningham, Daly, Diep, Friedman, Gipson, Grayson, Kiley, Medina, Nazarian, O'Donnell

ASM APPROPRIATIONS: 18-0-0

YES: Gonzalez, Bigelow, Bauer-Kahan, Bloom, Bonta, Calderon, Carrillo, Chau, Megan Dahle, Diep, Eggman, Fong, Gabriel, Eduardo Garcia, Petrie-Norris, McCarty, Robert Rivas, Voepel

ASSEMBLY FLOOR: 78-0-1

YES: Aguiar-Curry, Arambula, Bauer-Kahan, Berman, Bigelow, Bloom, Boerner Horvath, Bonta, Brough, Burke, Calderon, Carrillo, Cervantes, Chau, Chen, Chiu, Choi, Chu, Cooley, Cooper, Cunningham, Megan Dahle, Daly, Diep, Eggman, Flora, Fong, Frazier, Friedman, Gabriel, Gallagher, Cristina Garcia, Eduardo Garcia, Gipson, Gloria, Gonzalez, Gray, Grayson, Holden, Irwin, Jones-Sawyer, Kalra, Kamlager, Kiley, Lackey, Levine, Limón, Low, Maienschein, Mathis, Mayes, McCarty, Medina, Mullin, Muratsuchi, Nazarian, O'Donnell, Obermolte, Patterson, Petrie-Norris, Quirk-Silva, Ramos, Reyes, Luz Rivas, Robert Rivas, Rodriguez, Blanca Rubio, Salas, Santiago, Smith, Mark Stone, Ting, Voepel, Waldron, Weber, Wicks, Wood, Rendon

ABS, ABST OR NV: Quirk

SENATE FLOOR: 39-0-1

YES: Allen, Archuleta, Atkins, Bates, Beall, Borgeas, Bradford, Caballero, Chang, Dahle, Dodd, Durazo, Galgiani, Glazer, Lena Gonzalez, Grove, Hertzberg, Hill, Hueso, Hurtado, Jackson, Leyva, McGuire, Melendez, Mitchell, Monning, Moorlach, Morrell, Nielsen, Pan, Portantino, Roth, Rubio, Skinner, Stern, Umberg, Wieckowski, Wiener, Wilk

ABS, ABST OR NV: Jones

UPDATED:

VERSION: August 20, 2020

CONSULTANT: David Sforza / TRANS. / (916) 319-2093

FN: 0003548