

SAN FRANCISCO
MUNICIPAL TRANSPORTATION AGENCY
BOARD OF DIRECTORS

RESOLUTION No. 13-060

WHEREAS, AB 144, which took effect on January 2, 2010, authorizes a civil penalty of not less than \$250 and not more than \$1,000 for various disabled parking violations. AB 144 permits local jurisdictions to establish fine amounts for disabled parking violations, and permits SFMTA parking enforcement officers to cite disabled parking violations by issuing a parking citation; and,

WHEREAS, Misuse of disabled parking placards causes hardship for persons with disabilities and degrades San Francisco's transportation system; and,

WHEREAS, Currently, base fine amounts for the above violations in San Francisco are set at \$966, and are scheduled to rise to \$989 effective July 1, 2013. If violators do not pay their citations within certain time limits, additional penalties added to the base fine amounts will result in a total amount due of over \$1,000; and,

WHEREAS, Each year, a substantial number of people do not pay the assessed fines for disabled parking violations; and,

WHEREAS, One important method for the SFMTA to encourage someone to pay a fine is by forwarding the unpaid fine to the Department of Motor Vehicles (DMV), which will not allow a vehicle to be registered until the fine is paid; and,

WHEREAS, Because the DMV's logging system only permits the entry of up to three digit numbers, fine amounts in excess of \$1,000 can be entered into the DMV's logging system only for the amount in excess of \$1,000; and,

WHEREAS, Because the fine amount for disabled parking violations are substantial, the current system actually encourages people not to pay their fines until those fines are referred to the DMV; and,

WHEREAS, Since the DMV has no immediate plans to update its logging system, SFMTA proposes to reduce the base fine amounts for disabled parking violations so that the total fine amount will not exceed \$999, including any additional penalties; and,

WHEREAS, The proposed Division II modification would amend Section 303 to reduce the fine amounts for violations of California Vehicle Code sections 4461, 4463, 22507.8, and 22511.57; and,

WHEREAS, Pursuant to Charter Section 16.112 and Section 10 of the SFMTA Board of Directors' Rules of Order, advertisements were placed in the City's official newspaper to provide notice for a five-day period beginning on May 2, 2013, that the Board of Directors will hold a public hearing on May 21, 2013; and,

WHEREAS, The Department of City Planning has reviewed the proposed modifications to the Transportation Code and has determined that the proposed changes are exempt from the California Environmental Quality Act (CEQA) pursuant to Title 14 of the California Code of Regulations Section 15273 (Rates, Tolls, Fare and Charges); therefore, be it

RESOLVED, That the San Francisco Municipal Transportation Agency Board of Directors amends Transportation Code Division II, Section 303 to reduce the penalty for various disabled parking violations.

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of May 21, 2013.

Secretary to the Board of Directors
San Francisco Municipal Transportation Agency

[Transportation Code – California Vehicle Code Penalty Schedule]

Resolution amending San Francisco Transportation Code, Division II, by amending Section 303 to reduce fine amounts for violations of California Vehicle Code sections 4461, 4463, 22507.8, and 22511.57.

NOTE: Additions are single-underline Times New Roman;
deletions are ~~strike-through Times New Roman~~.

The Municipal Transportation Agency Board of Directors of the City and County of San Francisco enacts the following regulations:

Section 1. Article 300 of Division II of the Transportation Code is hereby amended by amending Section 303, to read as follows:

SEC. 303. CALIFORNIA VEHICLE CODE PENALTY SCHEDULE

Violation of any of the following subsections of the Vehicle Code (VC) shall be punishable by the fines set forth below. The fine amounts listed in this Section 303 shall apply to any citation issued using a former Traffic Code section number that is listed next to the corresponding Vehicle Code section below.

CODE	DESCRIPTION	FINE AMOUNT Effective July 1, 2012	FINE AMOUNT Effective July 1, 2013 **
VC4461C	Displaying Placard Not Issued to Person	\$966.00 *	\$877989.00 *
VC4463C	Fraudulent Display of Placard	\$966.00 *	\$877989.00 *
VC22507.8A	Parking in Blue Zone Without Placard/Plate	\$966.00 *	\$877989.00 *
VC22507.8B	Blocking Access to Blue Zone	\$966.00 *	\$877989.00 *
VC22507.8C	Parking in the Crosshatch Area Adjacent to a Blue Zone	\$966.00 *	\$877989.00 *
VC22511.57A	Lost, Stolen or Expired Placard/Plate	\$966.00 *	\$877989.00 *
VC22511.57B	Misuse of Placard/Plate	\$966.00 *	\$877989.00 *
VC22511.57C	Counterfeit, Forged or Altered	\$966.00 *	\$877989.00 *

CODE	DESCRIPTION	FINE AMOUNT Effective July 1, 2012	FINE AMOUNT Effective July 1, 2013 **
	Placard/Plate		

* This fine includes a 10% additional penalty assessment as mandated by California Vehicle Code section 40203.6.

**** Editor's Note:**

The California State Legislature extended the \$3.00 Trial Court Trust Fund fee, pursuant to California Government Code Section 76000.3, effective January 1, 2013. An additional \$3.00 will be added to all parking citation penalties listed in this column to recover this State fee.

Section 2. Effective Date. This ordinance shall become effective 30 days after enactment.

Section 3. Scope of Ordinance. In enacting this ordinance, the San Francisco Municipal Transportation Agency Board of Directors intends to amend only those words, phrases, paragraphs, subsections, sections, articles, numbers, letters, punctuation marks, charts, diagrams, or any other constituent parts of the Transportation Code that are explicitly shown in this ordinance as additions or deletions in accordance with the "Note" that appears under the official title of the ordinance.

APPROVED AS TO FORM:
DENNIS J. HERRERA, City Attorney

By: _____
JOHN I. KENNEDY
Deputy City Attorney

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Secretary to the Board of Directors
San Francisco Municipal Transportation Agency