

**CALIFORNIA TRANSPORTATION COMMISSION**

**Guidelines for the Determination of Eligible  
Public Partnership Transportation Projects  
High Occupancy Toll Lanes**

**RESOLUTION G-07-08**

- 1.1 WHEREAS Assembly Bill 1467, Nunez, added Section 149.7 to the Streets and Highways Code to allow a Regional Transportation Agency, as defined in Section 143, in cooperation with the Department, to apply to the Commission to develop and operate high-occupancy toll lanes, including the administration and operation of a value pricing program and exclusive or preferential lane facilities for public transit, consistent with the established standards, requirements, and limitations that apply to those facilities in Sections 149, 149.1, 149.3, 149.4, 149.5 and 149.6, and
- 1.2 WHEREAS Assembly Bill 1467 requires that the Commission shall review each application for the development and operation of the facilities described in subdivision (a) according to eligibility criteria established by the Commission, and
- 1.3 WHEREAS Assembly Bill 1467 requires that for each eligible application, the Commission shall conduct at least one public hearing in Northern California and one in Southern California, and
- 1.4 WHEREAS Assembly Bill 1467 requires that following public hearings, the Commission shall submit an eligible application and any public comments made during the hearings to the Legislature for approval or rejection. Approval shall be achieved by the enactment of a statute, and
- 1.5 WHEREAS Assembly Bill 1467 requires that the number of facilities approved under this section shall not exceed four, two in Northern California and two in Southern California, and
- 1.6 WHEREAS Assembly Bill 1467 requires that a Regional Transportation Agency that develops or operates a facility, or facilities, described in subdivision (a) as set forth in Assembly Bill 1467 shall provide any information or data requested by the Commission or the Legislative Analyst, and
- 1.7 WHEREAS Assembly Bill 1467 requires that the Commission, in cooperation with the Legislative Analyst, shall annually prepare a report on the progress of the

development and operation of a facility authorized under this section. The Commission may submit this report as a section in its annual report to the Legislature required pursuant to Section 14535 of the Government Code, and

- 1.8 WHEREAS Assembly Bill 1467 requires that no applications may be approved under this section on or after January 1, 2012, and
- 1.9 WHEREAS the Commission determined that in order to ensure that Public Partnership Transportation High Occupancy Toll (HOT) Lane Projects selected promote California's transportation goals and advance the public interest, the Commission established guidelines to set forth the proposed eligibility criteria and procedures for the Commission to evaluate PP transportation project eligibility, and
- 1.10 WHEREAS the Commission intends to adopt the Public Partnership Transportation HOT Lane Guidelines, as presented by Commission staff at the Commission's October 24, 2007 meeting, and
- 1.11 WHEREAS the draft Public Partnership Transportation HOT Lane Guidelines were presented to the Regional Transportation Planning Agencies for review and comment on October 18, 2007, and
- 1.12 WHEREAS all comments received were addressed by Commission staff,
- 2.1 NOW THEREFORE BE IT RESOLVED that the Commission adopts the Public Partnership Transportation HOT Lane Guidelines as presented by Commission staff at the Commission's October 24, 2007 meeting, and
- 2.2 BE IT FURTHER RESOLVED that the Commission adopts the attached Public Partnership Transportation HOT Lane project application, and
- 2.3 BE IT FURTHER RESOLVED that the Commission requests that the Department, in cooperation with Commission staff, distribute copies of the Public Partnership Transportation HOT Lane Guidelines and Application, as amended, to regional agencies, county transportation commissions and representatives of local agencies and transit agencies.