

**Resolution # TC-2098**

**Open Rule Making and Authorize an Administrative Hearing Officer to Conduct a Hearing Concerning 2 CCR 604-2, Rules Governing the Statewide Transportation Planning Process and Transportation Planning Regions (“Statewide Planning Rules”).**

**Approved by the Transportation Commission on: June 21, 2012**

WHEREAS, § 43-1-106 (8)(k) C.R.S. (2011) directs the Transportation Commission of Colorado (“Commission”) to make all necessary and reasonable orders, rules, and regulations in order to carry out the provisions of § 43-1-101 *et seq.* C.R.S. (2011); and

WHEREAS, § 43-1-1103 (5) C.R.S. (2011) requires the Department to integrate and consolidate the regional transportation plans for the transportation planning regions into a comprehensive statewide transportation plan which is accomplished through a statewide planning process set by the Statewide Planning Rules; and

WHEREAS, the Statewide Planning Rules were originally adopted in October 1992 and were last amended in October 2006 and require minor revisions; and

WHEREAS, the purpose of the Statewide Planning Rules and the proposed amendments is to prescribe the statewide transportation planning process through which a long-range multimodal, comprehensive statewide transportation plan will be developed; and

WHEREAS, the Commission has the authority to delegate its authority to an Administrative Hearing Officer for the purposes of conducting a rule making hearing, making a complete procedural record of the hearing, and submitting that record and any recommendations to the Commission for its review and action concerning the Rules.

NOW THEREFORE BE IT RESOLVED, the Commission authorizes staff to prepare a draft of the proposed Rules, and to take all necessary actions in accordance with the Colorado Administrative Procedures Act to initiate rule making for the purpose of amending the Statewide Planning Rules, 2 CCR 604-2.

BE IT FURTHER RESOLVED, the Commission delegates its authority to conduct the rule making hearing to a CDOT Administrative Hearing Officer to prepare a complete record of the hearing and forward said record and Rules to the Commission for consideration and adoption of the Rules.

Herman J. Stockinger III

Herman Stockinger, Secretary  
Transportation Commission of Colorado