

**ORDINANCE NO. 19-001**  
**AN AMENDED AND RESTATED**  
**ORDINANCE OF**  
**THE RIVERSIDE COUNTY TRANSPORTATION COMMISSION**  
**RELATING TO**  
**THE ADMINISTRATION OF TOLLS AND**  
**THE ENFORCEMENT OF TOLL VIOLATIONS FOR THE**  
**RIVERSIDE COUNTY TRANSPORTATION COMMISSION EXPRESS LANES**

**WHEREAS**, Section 130244 (c) of the Public Utilities Code authorizes the Riverside County Transportation Commission (“Commission”) to collect tolls on the Riverside County portion of State Highway Route 91 Express Lanes (“91 Express Lanes”); and

**WHEREAS**, Section 149.8 of the Streets and Highways Code authorizes the Commission to collect tolls on the Interstate 15 Express Lanes within Riverside County (“15 Express Lanes”), once completed and placed into operation; and

**WHEREAS**, the 91 Express Lanes and the 15 Express Lanes and any other toll lanes operated by the Commission are collectively referred to in this Ordinance as the “Riverside Express Lanes”; and

**WHEREAS**, Section 23302.5 of the California Vehicle Code (“Code”) provides that it is unlawful for a person to evade or attempt to evade the payment of tolls or other charges on any vehicular crossing or toll highway, and provides that such acts are subject to civil penalties; and

**WHEREAS**, Section 40250, et seq., of Chapter 1 of Division 17 of the Code provides for enforcement of civil penalties for violation of Code Section 23302.5 and any ordinance enacted by local authorities pursuant to civil administrative procedures set forth in Article 4 of Chapter 1 of Division 17 of the Code; and

**WHEREAS**, the Riverside Express Lanes, which are owned, maintained and operated by Commission constitutes a “toll highway” for the purposes of section 23302.5 of the Code; and

**WHEREAS**, the Commission deems it necessary to establish penalties for passing through the Riverside Express Lanes without payment of the proper toll, pursuant to section 23302.5 and 40250, et. seq., of the Code and to establish the procedures for issuing of violation notices and enforcement of penalties, consistent with sections 40250, et seq., of the Code; and

**WHEREAS**, this Ordinance No. 19-001 (“Ordinance”) is intended to amend and restate, in its entirety, Ordinance No. 16-001, which was adopted by the Commission on June 8, 2016 (“Original Ordinance”), and governed administration of tolls and enforcement of toll policies for the 91 Express Lanes; and

**WHEREAS**, the purpose of this Ordinance is to expand the toll administration and enforcement provisions to cover the Riverside Express Lanes, and to correct a Scrivener's error in the definition of "Violation" included in the Original Ordinance; and

**WHEREAS**, as of the effective date of this Ordinance, Ordinance No. 16-001 shall have no further force or effect, and this Ordinance will be retroactive to June 8, 2016 as applies to correction of the Scrivener's error in the Original Ordinance.

**NOW, THEREFORE**, THE BOARD OF DIRECTORS OF THE COMMISSION DOES HEREBY ORDAIN THAT AMENDED AND RESTATED ORDINANCE NO. 19-001 RELATING TO THE ADMINISTRATION OF TOLLS AND THE ENFORCEMENT OF TOLL VIOLATIONS FOR THE RIVERSIDE COUNTY TRANSPORTATION COMMISSION IS AS FOLLOWS:

Section 1. Definitions

The following terms shall have the meanings as set forth below:

- a) "Code" shall mean the California Vehicle Code.
- b) "Commission" shall mean the Riverside County Transportation Commission.
- c) "Department" shall mean the California Department of Motor Vehicles or other state's department of motor vehicles.
- d) "Due Date" shall mean the date specified in the Notice of Toll Evasion Violation or the Notice of Delinquent Toll Evasion Violation, as applicable, by which payment of the Penalty or affidavit of non-liability or written explanation of the contest must be received by the Processing Agency, which date shall provide no less than the minimum time required by the relevant Code section for such receipt.
- e) "Motorists" shall mean and include the Registered Owner, rentee, lessee and driver of a Vehicle.
- f) "Notice of Delinquent Toll Evasion Violation" shall mean the written notice provided to the Registered Owner of a Vehicle when the payment of the Penalty or completion of an affidavit of non-liability or written explanation of contest has not been returned by the due date.
- g) "Notice of Toll Evasion Violation" shall mean the written notice provided to the Registered Owner of a Vehicle which has committed a Violation.

- h) "Processing Agency" shall mean the entity under contract with the Commission, which may be a private vendor or another public agency, as provided in Code Section 40252, for the processing of the Notice of Toll Evasion and Notice of Delinquent Toll Evasions.
- i) "Registered Owner" shall mean a person registered by the Department as the owner of a Vehicle or a person registered as the owner of the Vehicle by the appropriate agency or authority of another state, the District of Columbia, or a territory or possession of the United States
- j) "Repeat Violator" shall mean any Registered Owner for whom more than five violations have been issued within the preceding 12-month period.
- k) "Riverside Express Lanes" shall mean the 91 Express Lanes, the I-15 Express Lanes and any other toll lanes in the future constructed and operated by the Commission in accordance with its legal authority
- l) "Toll" shall mean the monetary charges established by the Commission for use of the Riverside Express Lanes.
- m) "Toll Enforcement Officer" shall mean any member of the California Highway Patrol or any employee or contractor of Commission whose duties include the enforcement of the payment of tolls.
- n) "Toll Evasion Penalty" or "Penalty" shall mean, but is not limited to, any penalty, late payment penalty, administrative fee, fine, assessment, and costs of collection as provided by law.
- o) "Transponder" shall mean a FasTrak electronic device issued by any of the California toll operators that meets the specifications of California Code of Regulations Title 21 and is used to pay Toll(s) electronically.
- p) "Vehicle" shall mean any vehicle as defined in California Vehicle Code Section 670.
- q) "Violation" shall mean the commission of any activity proscribed in Section 3(a) hereof.

## Section 2 Payment of Proper Toll

- a) All Vehicles travelling on the Riverside Express Lanes shall have a Transponder located in or on the Vehicle in a location so as to be visible for the purpose of enforcement at all times when the Vehicle is located on the Riverside Express Lanes as prescribed by Code

Section 23302 (a)(2), unless otherwise permitted by the operating policies of the Commission, .

- b) The Transponder shall be associated with an account with a balance sufficient to pay the Toll amount as prescribed by Code Section 23302 (a)(1).
- c) Vehicles qualifying for a carpool discount shall pass through the designated carpool lane to receive any available carpool discount.
- d) Vehicles using the designated carpool lane or declaring carpool occupancy utilizing technology implemented or approved by the Commission without the qualifying number of vehicle occupants will be subject to payment of the full price Toll charge and may be subject to a Penalty.

### Section 3 Liability for Failure to Pay Toll

- a) No person shall cause a Vehicle to pass through or attempt to pass through the Riverside Express Lanes without payment of the proper Toll for the Vehicle.
- b) Except as provided herein, the Registered Owner(s), driver, rentee or lessee of a Vehicle which is the subject of any Violation shall be jointly and severally liable for the Penalties imposed under this Ordinance, unless the Registered Owner can show that the Vehicle was used without the express or implied consent of the Registered Owner. Anyone who pays any Penalty pursuant to this Ordinance shall have the right to recover the same from the driver, rentee or lessee.
- c) The driver, rentee or lessee of a Vehicle who is not the owner of the Vehicle may contest the Notice of Toll Evasion Violation in accordance with this Ordinance.
- d) Any Motorists assessed a Penalty for a Violation shall be deemed to be charged with a non-criminal, civil violation, pursuant to Section 23302.5 subdivision (a) of the Code.

### Section 4 Penalties and Processing of Violation(s)

- a) The Penalties for a Violation of this Ordinance shall be the amounts set forth in the Schedule of Penalties, attached hereto as Schedule A and incorporated by reference herein. The Schedule of Penalties, as prescribed under Schedule A, may be amended from time to time by the Commission's Executive Director provided they do not exceed the amounts set forth in Code Section 40258(a). Any increases to the Penalties shall be posted on the applicable Riverside Express Lanes website and the Commission website 90 days in advance of enactment. If the Executive Director determines it is in the best interest of the Commission, Penalties in amounts less than specified in Schedule A may be implemented for any portion of the Riverside Express Lanes or categories of Penalties may not be applied, all in accordance with documented Commission business rules.
- b) If a Vehicle is found by automated devices, by visual observation, or otherwise, to have evaded Tolls on the Riverside Express Lanes, the Commission or the Processing Agency

shall, within 21 days of the Violation, deliver by first-class mail a Notice of Toll Evasion Violation to the Registered Owner at the address as shown on the record of the Department. If accurate information concerning the identity and address of the Registered Owner is not available to the Processing Agency within 21 days of the Violation, the Processing Agency shall have an additional 45 calendar days to obtain such information and forward the Notice of Toll Evasion. Where the Registered Owner is a Repeat Violator, the Processing Agency shall forward the Notice of Toll Evasion Violation within 90 calendar days of the Violation.

- c) The Processing Agency shall use its best efforts to obtain accurate information concerning the identity and address of the Registered Owner for the purpose of forwarding a Notice of Toll Evasion Violation.
- d) Toll evasion Penalties shall be collected as civil penalties.

#### Section 5 Notice of Toll Evasion Violation

- a) The Notice of Toll Evasion Violation shall contain (1) the date, approximate time and location of the alleged violation, (2) the section of the Code allegedly violated, (3) the Vehicle license plate number, and if practicable, the make and registration expiration date of the Vehicle (4) the Penalty due for the Violation, (5) the procedure to follow for payment of the amount due, including the address of the person authorized to receive payments (6) a statement in bold that payments may be sent through the mail (7) the Due Date for payment, contesting the Notice or submission of the affidavit of non-liability and (8) a clear and concise explanation of the procedures for contesting the violation and appealing an adverse decision pursuant to Code section 40255 and 40256.
- b) The Notice of Toll Evasion Violation shall contain, or be accompanied with, an affidavit of non-liability and information of what constitutes non-liability, information as to the effect of executing the affidavit, and instructions for returning the affidavit to the issuing agency, as further specified below.

#### Section 6 Basis for Non-Liability; Return of Affidavit of Non-Liability

- a) If the affidavit of non-liability is returned to the Processing Agency by the Due Date set forth in the Notice of Toll Evasion Violation together with proof that the driver at the time of the Violation did not possess express or implied consent to drive the Vehicle evidenced by a stolen vehicle police report, and if the Processing Agency is satisfied that the Registered Owner is not responsible for the Violation, the Processing Agency shall terminate proceedings against the originally served Registered Owner and proceed against the unauthorized driver at the time of the Violation.

- b) If the affidavit of non-liability is returned to the Processing Agency by the Due Date set forth in the Notice of Toll Evasion Violation with proof that the Registered Owner given the Notice of Toll Evasion Violation has made a bona fide sale or transfer of the Vehicle and has delivered possession thereof to the purchaser prior to the date of the alleged Violation and either (1) has complied with section 5602 of the Code, or (2) the Processing Agency is satisfied with evidence establishing that the transfer of ownership and possession of the Vehicle occurred prior to the date of the alleged Violation, and has obtained verification from the Department of either of the foregoing, then the Processing Agency shall terminate proceedings against the originally served Registered Owner and proceed against the new owner of the Vehicle.
- c) If the affidavit of non-liability is returned to the Processing Agency by the Due Date on the Notice of Toll Evasion Violation together with proof of an executed written rental agreement or lease between a bona fide renting or leasing company and its customer that identifies the rentee or lessee and provides the driver's license number, name and address of the rentee or lessee, the Processing Agency shall serve or mail to the rentee or lessee identified in the affidavit of non-liability a Notice of Toll Evasion Violation.

#### Section 7 Dismissal of Notice of Toll Evasion Violation

- a) If, after a copy of a Notice of Toll Evasion Violation has been sent to the Motorist, the Processing Agency determines that due to failure of proof of apparent Violation the Notice of Toll Evasion Violation should be dismissed, the Processing Agency shall cancel the Notice of Toll Evasion Violation, and the Motorist shall be notified by first-class mail.
- b) Under no circumstances shall a personal relationship with any law enforcement officer, public official, law enforcement agency, processing agency or toll operations agency or entity be ground for dismissal of the Violation.
- c) If non-liability has been established pursuant to an affidavit of non-liability as detailed in Section 6 of this Ordinance, proceedings against the party found not liable shall terminate, unless otherwise specified in Section 6 above.
- d) If the description of the Vehicle in the Notice of Toll Evasion Violation does not match the corresponding information on the registration card for that Vehicle, or other information provided by the Department, the Processing Agency may, on written request of the Motorists, cancel the Notice of Toll Evasion Violation without the necessity of appearance by that person.
- e) If the full amount of the Penalty is received by the person authorized to receive it by the Due Date, and there is no contest as to that Violation, proceedings under this Ordinance shall terminate.

## Section 8 Notice of Delinquent Toll Evasion Violation; Failure to Pay Penalties

- a) If payment of the Penalty is not received by the Processing Agency by the Due Date on the Notice of Toll Evasion Violation, and proceedings hereunder have not otherwise been terminated, the Processing Agency shall deliver by first-class mail to the Registered Owner a Notice of Delinquent Toll Evasion Violation.
- b) The Processing Agency shall provide to the Registered Owner, upon request, a photostatic copy of the original Notice of Toll Evasion Violation Notice or an electronically produced facsimile of the original Notice of the Toll Evasion Violation within 15 days of a request. The Commission may charge a fee sufficient to recover the actual cost of providing the copy, not to exceed \$2. Until the Processing Agency complies with the request for a copy of the original Notice of Toll Evasion Violation, the Processing Agency may not proceed to collection of the Penalty due.
- c) The Notice of Delinquent Toll Evasion Violation shall contain information required to be contained in the original Notice of Toll Evasion Violation and additionally, shall contain a notice to the Registered Owner that, unless the Registered Owner pays the Penalty, contests the Violation pursuant to the procedure set forth in the Notice of Delinquent Toll Evasion Violation, or completes and returns to the Processing Agency an affidavit of non-liability, as provided with the Notice of Delinquent Toll Evasion Violation, within the Due Date set forth in the Notice of Delinquent Toll Evasion Violation: (1) the Penalty shall be considered a debt due and owing to the Commission, (2) the renewal of the Vehicle registration shall be contingent upon compliance with the Notice of Delinquent Toll Evasion Violation at the Commission's election and (3) the Commission may seek recovery of the debt in any lawful manner, as provided for in section 13 below.
- d) The Notice of Delinquent Toll Evasion Violation shall contain, or be accompanied with, an affidavit of non-liability and information of what constitutes non-liability, information as to the effect of executing the affidavit, and instructions for returning the affidavit to the Processing Agency. Non-liability may be established pursuant to an affidavit of non-liability returned to the Processing Agency by the Due Date set forth in the Notice of Delinquent Toll Evasion Violation, on any basis set forth in Section 6 of this Ordinance.
- e) If a rentee or lessee identified by a bona fide renting or leasing company in the affidavit of non-liability, in accordance with the requirements in Section 6(c) above, is forwarded the Notice of Delinquent Toll Evasion Violation, and the rentee or lessee does not pay the Penalty, contest the Violation pursuant to the procedure set forth in the Notice of Delinquent Toll Evasion Violation, or complete and return to the Processing Agency an affidavit of non-liability, as provided with the Notice of Delinquent Toll Evasion Violation, within the Due Date set forth in the Notice of Delinquent Toll Evasion Violation, the Penalty shall be considered a debt due and owing the Commission and the Commission may seek recovery in any lawful manner, as provided for in section 13 below.

#### Section 9 Payment After Notice of Delinquent Toll Evasion Violation

- a) Unless paragraph (b) below applies, if a Motorist who was mailed a Notice of Delinquent Toll Evasion Violation pursuant to section 8, or any other person who presents the Notice of Toll Evasion Violation or Notice of Delinquent Toll Evasion Violation, deposits the Penalty due with a person authorized to receive it, then the Processing Agency shall terminate all proceedings where the amount deposited satisfies the amount due. If the Registered Owner, by appearance or by mail, makes payment to the Processing Agency by the Due Date set forth in the Notice of Delinquent Toll Evasion Violation, the Penalty shall consist of the amount of the Penalty set forth in the notice, without any additional administrative fees or charges.
- b) If the Notice of Delinquent Toll Evasion Violation has been filed with the Department pursuant to subdivision (a) of Code section 40267 or a civil judgment has been entered pursuant to Code section 40267(b) and payment of the Penalty together with the administrative fee of the Department and the administrative service fee of the Processing Agency for costs of service and any applicable assessment is received, the Processing Agency shall immediately transmit the payment information to the Department in the manner prescribed by the Department, and terminate proceeding on the Notice of Delinquent Toll Evasion Violation.

#### Section 10 Contest of Notice of Toll Evasion Violation or Notice of Delinquent Toll Evasion Violation

- a) A person may contest a Notice of Toll Evasion Violation or Notice of Delinquent Toll Evasion Violation by the Due Date set forth in the applicable notice.
- b) The Processing Agency shall establish and implement a fair and impartial investigation process to investigate the circumstance of the notice with respect to the contestant's written explanation of reasons for contesting a Violation. The Processing Agency shall investigate with its own records and staff the circumstances of the notice with respect to the contestant's written explanation of reasons for contesting the Violation. If based upon the results of that investigation, the Processing Agency is satisfied that the Violation did not occur or that the Registered Owner was not responsible for the Violation, the Processing Agency shall cancel the Notice of Toll Evasion Violation or Notice of Delinquent Toll Evasion Violation and make an adequate record of the reasons for cancelling the notice. The Processing Agency shall mail the results of the investigation to the person who contested the Notice of Toll Evasion Violation or the Notice of Delinquent Toll Evasion Violation.
- c) A person who contests a Notice of Toll Evasion Violation or Notice of Delinquent Toll Evasion Violation and is not satisfied with the results of the investigation may, within 15



days of the mailing of the results of the investigation, deposit the amount determined pursuant to paragraph (d) below, and request an administrative review. An administrative review shall be held within 90 calendar days following the receipt of the request for an administrative review accompanied by the required deposit amount. The person requesting the administrative review may request one continuance, not to exceed 21 calendar days. The person requesting the administrative review shall indicate to the Processing Agency his or her election for a review by mail or personal conference.

- d) The deposit for requesting an administrative review shall be as follows:
  - 1) Except as provided herein, an individual seeking an administrative review shall deposit the full amount of the Penalty due at the time of the request.
  - 2) For Violations arising out of the same set of operative facts and belonging to the same Registered Owner, the maximum amount of the Penalty to be deposited shall be a) \$250 or b) \$250 plus 10 percent of Penalty above \$1,000, whichever is greater.
  - 3) Individuals unable to pay the required deposit may apply for a hardship exception.
- e) If the person requesting an administrative review is a minor, that person shall be permitted to appear at an administrative review or admit responsibility for a Violation without the necessity of the appointment of a guardian. The Processing Agency may proceed against that person in the same manner as if that person were an adult.
- f) As evidence of the Violation, the Processing Agency shall produce the Notice of Toll Evasion Violation or a copy thereof, information received from the Department identifying the Registered Owner of the Vehicle, and a statement under penalty of perjury from the person authorized to issue a notice of Violation that the Tolls or other charges and any applicable fee were not paid in accordance with the Commission's policies. This documentation in proper form shall be prima facie evidence of the Violation.

#### Section 11 Hearing Officers; Administrative Reviews

- a) The Commission's Executive Director shall designate a hearing officer or reviewer to conduct administrative reviews. The hearing officer shall demonstrate the qualifications, training and objectivity necessary to perform fair and impartial reviews. The hearing officer's employment, performance evaluation, compensation and benefits shall not be directly or indirectly linked to the outcome of reviews or the revenue generated by such reviews.
- b) Reviews shall be conducted in accordance with the written procedures established by the Processing Agency, which shall ensure fair and impartial review of contested Toll evasion Violations. The hearing officer's final decision may be delivered personally or by first-class mail.

- c) If a notice of appeal to the California Superior Court is not filed within the period set forth in section 12, the decision of the hearing officer shall be deemed final.

#### Section 12 Appeal to Superior Court

A person who requests an administrative review and is not satisfied with the results of the review, may within 20 days after the mailing of the administrative review final decision, seek review by filing an appeal to the California Superior Court. The matter shall be heard de novo, except that the contents of the Processing Agency's file in the case on appeal shall be received in evidence. For the purpose of computing the 20-day period, Section 1013 of the Code of Civil Procedure shall be applicable. The Processing Agency shall admit into evidence as prima facie evidence of the facts stated therein, a copy of the Notice of Toll Evasion Violation and/or Delinquent Toll Evasion Violation. A copy of the notice of appeal shall be served in person or by first-class mail upon the Processing Agency by the contestant. The fee for filing the notice of appeal shall be the amount specified in Section 40256 of the Code. If the appellant prevails this fee, together with any deposit of the Penalty made by the contestant, shall be promptly refunded by the Processing Agency in accordance with the judgment of the court.

#### Section 13 Collection of Unpaid Penalties

If payment is not received within the time periods set forth herein, and no contest has been timely filed, or has been resolved in favor of Commission, Commission and the Processing Agency are authorized to proceed under one or more of the following options for the collection of unpaid Penalties:

- a) Transmit an itemization of unpaid Penalties to the Department for collection with the registration of the Vehicle. Commission shall pay the fees assessed by the Department associated with the recording of the Notice of Delinquent Toll Evasion Violation and may charge the amount of the fee to the Motorist.
- b) If more than four hundred dollars (\$400) in unpaid Penalties have been accrued by any person or Registered Owner, Commission may file proof of that fact with the Superior Court with the same effect as a civil judgment. Execution may be levied and other measures may be taken for the collection of the judgement as are authorized for the collection of any unpaid civil judgment entered against a defendant in an action on a debt. The court may assess costs against a judgment debtor to be paid upon satisfaction of the judgment. The Processing Agency shall mail a notice by first-class mail to the person or Registered Owner indicating that a judgment shall be entered for the unpaid Penalties, fees and costs and that after 30 days from the date of the mailing of the notice, the judgment shall have the same effect as an entry of judgment against a judgement debtor. The person or Registered Owner shall also be notified at that time that execution may be

levied against his or her assets, liens may be placed against his or her property, his or her wages may be garnished, and other steps may be taken to satisfy the judgment amount. The notice shall include all information required by Code section 40267. The filing fee and any costs of the collection shall be added to the judgment amount.

- c) If the Processing Agency has determined that registration of the Vehicle has not been renewed for 60 days beyond the renewal date, and the Penalty has not been collected by the Department pursuant to section 4770 of the Code, file proof of unpaid Penalties with the court with the same effect as a civil judgment as provided above, except that if the amount of the unpaid Penalty is not more than four hundred dollars (\$400), the filling fee shall be collectible by the court from the debtor.
- d) Contract with a collection agency to collect the outstanding tolls and Penalty amounts.
- e) Submit a request to the California State Controller for an offset of unpaid Penalty amounts owing by a Motorist against any amount owing the person or entity by a claim for a refund from the Franchise Tax Board under Personal Income Tax Law or the Bank and Corporation Law or from winnings in the California State Lottery, as authorized by California Government Code section 12419.10. Commission shall provide a notice of intent to request an offset by first-class mail to the Motorist 30 days prior to the request date, or within such time as required by law.
- f) Pursue such other remedies and enforcement procedures that are authorized under laws of the State of California.

#### Section 14 Termination of Proceedings

The Commission and/or the Processing Agency shall terminate proceedings on the Notice of Delinquent Toll Evasion Violation:

- a) Upon receipt of collected Penalties and administrative fees remitted by the Department under Section 4772 for that Notice of Delinquent Toll Evasion Violation.
- b) If the Notice of Delinquent Toll Evasion Violation was returned to the Processing Agency pursuant to section 4774 and five years have elapsed since the date of the Violation.
- c) The Processing Agency received information, which it verified, that the Penalty has been paid to the Department pursuant to Section 4772.
- d) If the Registered Owner of the Vehicle provides proof to the Processing Agency that he or she was not the registered owner on the date of the toll evasion violation.

- e) This section does not limit or impair the ability or the right of the Commission to pursue the collection of delinquent Penalties from the person who was the Registered Owner or lessee of the Vehicle on the date of the alleged Violation.

#### Section 15 Confidentiality

Any information obtained through the use of automated devices during the enforcement of Violations hereunder shall not be used for any purpose other than to identify and obtain the mailing address information of the Toll evasion violator in order to facilitate the serving of Notices of Toll Evasion Violations and Notices of Delinquent Toll Evasion Violations.

#### Section 16 Other Notices

Nothing herein shall prohibit the Commission or the Processing Agency from establishing informal methods of notifying Motorists of Violations and from collecting Tolls and Penalties for Violations through such means.

#### Section 17 Implementation


The Executive Director of the Commission is hereby authorized and directed to develop procedures, forms, documents and directives which may be necessary to implement the terms of this Ordinance and may delegate his/her duties and obligation under this Ordinance to the Toll Program Manager.

#### Section 18 Severability

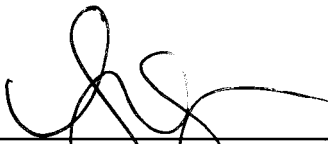
If any term, covenant or condition of this Ordinance shall be held by a court of competent jurisdiction to be invalid or unenforceable, then the remainder of this Ordinance shall not be affected and each remaining provision shall be valid and enforceable to the fullest extent permitted by law unless any of the stated purposes of this Ordinance would be defeated.

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RELATING TO  
THE ADMINISTRATION OF TOLLS AND  
THE ENFORCEMENT OF TOLL VIOLATIONS FOR THE  
RIVERSIDE COUNTY TRANSPORTATION COMMISSION EXPRESS LANES**

ADOPTED BY THE RIVERSIDE COUNTY TRANSPORTATION COMMISSION ON JUNE 12, 2019

  
\_\_\_\_\_  
Chuck Washington, Chair *DIENOLT M*  
Riverside County Transportation Commission

ATTEST:

  
\_\_\_\_\_  
Lisa Mobley, Clerk of the Board  
Riverside County Transportation Commission

## Schedule "A"

### Schedule of Penalties and Fees

<b>Description</b>	<b>Amount</b>
Notice of Toll Evasion Violation (NTEV) Penalty	\$25.00
Notice of Delinquent Toll Evasion Violation (NDTEV) Penalty	\$30.00
Collection Agency Assignment Fee	\$25.00
Collection Demand Notice Fee	\$20.00
DMV Registration Hold Administrative Fee	\$3.00
Non-Sufficient Fund Check Administrative Fee	\$25.00

The following fees shall only apply on the 91 Express Lanes for the period from adoption of the Ordinance through no later than December 31, 2019. Following such date, these fees shall no longer be applied.

<b>Additional Collection Agency Assignment Fees</b>	<b>Amount</b>
Second violation in one year	\$70.00
Third and additional violations in one year	\$120.00