

**Resolution #TC-2022-12-10**

Resolution to adopt proposed changes to the State Infrastructure Bank interest rate for loans originating in the second half of State fiscal year 2022-2023, and the origination fee schedule for fiscal year 2022-2023.

**Approved by the Transportation Commission on December 14, 2022.**

**WHEREAS**, the Colorado State Infrastructure Bank (bank) is a transportation investment bank with the ability to make loans to public and private entities for the formation of public transportation projects within the state; and

**WHEREAS**, 43-1-113.5 CRS establishes certain provisions for the bank and established within the bank, a highway account, a transit account, an aviation account and a rail account; and

**WHEREAS**, the Transportation Commission has adopted rules, pursuant to 43-1-113.5 CRS, regarding the eligibility requirements, disbursement of funds, interest rates, and repayments of loans from the bank; and

**WHEREAS**, pursuant to 2CCR 605-1 (rule 5) the Transportation Commission is required to set the bank's interest rate on loans no later than June 30, of each year for loans originating during the ensuing months of July, August, September, October, November, and December of the next fiscal year; and

**WHEREAS**, pursuant to 2CCR 605-1 (rule 5) the Transportation Commission is required to set the bank's interest rate on loans no later than December 31, of each year for loans originating during the ensuing months of January, February, March, April, May, June of the fiscal year; and

**WHEREAS**, pursuant to 2CCR 605-1 (rule 5) the Transportation Commission is, at their discretion, able to apply the origination fee schedule on loans originating during Resolution period; and

**WHEREAS**, pursuant to 2CCR 605-1 (rule 5) the Transportation Commission adopted the Rule's established origination fee for all loans originating in State fiscal year 2022-2023 based on the following schedule: the fee shall be a maximum of: 1.00% for loan proceeds up to \$1 million, 3/4th a percent on loan proceeds over \$1 million and up to \$2.5 million, one-half percent on the amount of loan proceeds over \$2.5 million and up to \$5 million, and one quarter percent on the amount of loan proceeds over \$5 million; and

**WHEREAS**, based on current market conditions, the Division of Accounting and Finance (DAF) has recommended an interest rate of three percent (3.50%) on all loans applied for in the second half of the State fiscal year 2022-2023; and

**NOW THEREFORE BE IT RESOLVED**, the Transportation Commission authorizes the Chief Financial Officer (CFO), under the terms and provisions set forth in the adopted rules to assess an interest rate of three percent (3.50%) on all bank loans, and at the discretion of the Transportation Commission apply the origination fee schedule on bank loans for the second half of the State fiscal year 2022-2023.

Herman  
Stockinger

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Herman Stockinger  
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Herman Stockinger, Secretary  
Transportation Commission of Colorado

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Date