

Resolution – HPTE #431

Adopting updates to the High Performance Transportation Enterprise¹ Tolling Policy

WHEREAS, pursuant to C.R.S. § 43-4-806, *et seq.*, the General Assembly of the State of Colorado created the Colorado High Performance Transportation Enterprise (“HPTE”) as a government-owned business within the Colorado Department of Transportation (“CDOT”) to pursue innovative means of more efficiently financing important surface transportation projects that will improve the safety, capacity, and accessibility of the surface transportation system; and

WHEREAS, pursuant to C.R.S. § 43-4-806(2)(c)(I), the HPTE Board of Directors (the “Board”) has the authority to establish user fees for the privilege of using surface transportation infrastructure; and

WHEREAS, pursuant to C.R.S. Section 43-4-808(3)(b), HPTE may incorporate congestion management and congestion pricing into its schedule of user fees for any highway or highway system; and

WHEREAS, HPTE has a Tolling Policy which provides a framework for the setting and adjustment of toll rates on HPTE-operated Express Lanes corridors; and

WHEREAS, on October 18, 2023, HPTE staff submitted to the Board a draft updated Tolling Policy that included proposed dynamic pricing algorithm criterion with key areas such as toll rate cap, rate change interval and increment or decrement amount; and

WHEREAS, the Board provided its comments and reviewed the updated draft Tolling Policy, and based on the information presently available, considers the proposed updates to the Tolling Policy to be reasonable, transparent, and appropriate.

NOW THEREFORE BE IT RESOLVED, the Board of the High Performance Transportation Enterprise hereby approves and adopts the updated High Performance Transportation Enterprise Tolling Policy, set forth in the attached as Exhibit A to this Resolution, to be effective as of this date.

Signed as of November 15, 2023

Simon Logan
Secretary, HPTE Board of Directors

¹ The High Performance Transportation Enterprise (HPTE) is now doing business as the Colorado Transportation Investment Office (CTIO). CTIO is how the enterprise refers to itself now and in the future. However, the HPTE name is retained for legislative and legal documents.