

Resolution – HPTE #103

Authorizing the High Performance Transportation Enterprise Director to Enter into an Agreement with E-470 Public Highway Authority to Manage Toll Enforcement Vehicle Registration Holds.

WHEREAS pursuant to § 43-4-806, C.R.S., the General Assembly created the Colorado High Performance Transportation Enterprise (HPTE) as a government-owned business within the Colorado Department of Transportation (CDOT); and

WHEREAS HPTE is the entity that manages and operates the I-25 Express Lanes on the reversible lane portions of Interstate 25 from mile post 210.8 to 219.8 and on US 36 from mile post 52.5 to 57.26; and

WHEREAS HPTE anticipates it will manage and operate other Colorado toll and managed lanes; and

WHEREAS the HPTE Board of Directors has authority to establish and collect tolls and fees for the use of HPTE toll and managed lanes pursuant to § 43-4-808, C.R.S.; and

WHEREAS HPTE has adopted Rules Governing the Administrative Toll Enforcement Process, 2 CCR 606-1, effective April 14, 2013 (Toll Enforcement Rules); and

WHEREAS pursuant to the Toll Enforcement Rules and § 43-4-806(2)(g), C.R.S., a court with jurisdiction in a toll evasion case or HPTE (or a vendor engaged by HPTE), if it has jurisdiction in a toll evasion case, may report to the Colorado Department of Revenue any outstanding judgment or warrant or any failure to pay a toll, fee, or civil penalty for any toll evasion; and

WHEREAS pursuant to the Toll Enforcement Rules and § 43-4-806(2)(g), C.R.S., upon receipt of a certified report from a court or HPTE (or a vendor engaged by HPTE) stating that the owner of a registered vehicle has failed to pay a toll, fee, or civil penalty, the Colorado Department of Revenue shall not renew the registration of the vehicle until the toll, fee, and civil penalty are paid in full; and

WHEREAS pursuant to the Toll Enforcement Rules and § 43-4-806(2)(g), C.R.S., HPTE is expressly permitted to contract with a vendor to carry out toll enforcement vehicle registration holds, as described above; and

WHEREAS the HPTE Board of Directors desires to enter into an agreement with E-470 Public Highway Authority to manage and carry out such toll enforcement vehicle registration holds.

NOW THEREFORE BE IT RESOLVED: The High Performance Transportation Enterprise Board of Directors hereby authorizes HPTE's Director to enter into an agreement with E-470 Public Highway Authority, on behalf of HPTE, to carry out and manage toll enforcement and vehicle registration holds, consistent with E-470 policies.

Signed as of June 19, 2013



Jane Hickey
Secretary, HPTE Board of Directors