



MEMORANDUM

TO: THE TRANSPORTATION COMMISSION
FROM: OFFICE OF POLICY AND GOVERNMENT RELATIONS, CDOT
DATE: AUGUST 3, 2021
**SUBJECT: CONCERNING BOARD APPOINTMENTS FOR THE NEWLY
CREATED NONATTAINMENT AREA AIR POLLUTION MITIGATION ENTERPRISE**

Purpose

The purpose of this memorandum is to provide the Transportation Commission guidance concerning the timeline and criteria for appointments to the Governing Board for the newly created Nonattainment Area Air Pollution Mitigation Enterprise, pursuant to C.R.S. § 43-4-1303

Action

No immediate action required; this memorandum is for informational purposes only

Board Appointments and Composition

The governing board of the enterprise consists of up to seven (7) members, appointed as follows:

- Five (5) members appointed by the Governor with the consent of the Senate, as follows:
 - One member with expertise on environmental, environmental justice, or public health issues
 - One member who is an elected official of a disproportionately affected community that is a member of the Denver Regional Council of Governments
 - One member who is an elected official of a local government that is a member of the North Front Range Metropolitan Planning Organization
 - Up to two (2) members who are representatives of disproportionately impacted communities
- The Executive Director of the Department of Transportation or the Executive Director's designee
- The Executive Director of the Department of Public Health and Environment or the Executive Director's designee composition

Term of Board Appointees



- Appointed members of the board serve at the pleasure of the Governor
- Other board members serve for as long as they hold their Executive Director positions or are designated to serve by an Executive Director

Background

The **Nonattainment Area Air Pollution Mitigation Enterprise** is created to serve the primary business purpose of mitigating the environmental and health impacts of increased air pollution from motor vehicle emissions in nonattainment areas that results from the rapid and continuing growth in retail deliveries made by motor vehicles and in prearranged rides provided by transportation network companies by:

- Providing funding for eligible projects that reduce traffic
- Including demand management projects that encourage alternatives to driving alone or that directly reduce air pollution, such as retrofitting of construction equipment, construction of roadside vegetation barriers
- Planting trees along medians

Next Steps

Language in SB21-260 does not specify a no-later-than date for board appointments

- Recommendation is to follow the date set for the newly created Clean Transit Enterprise: No later than October 1, 2020 for initial appointments

Attachments

No attachments

