



ALT Fuels Colorado Update

Statewide Transportation Advisory Committee (STAC)

Wes Maurer, Transportation Program Manager

Friday, February 27, 2015



COLORADO
Energy Office

The Colorado Energy Office

MISSION STATEMENT

The CEO's mission is to improve the effective use of all of Colorado's energy resources and the efficient consumption of energy in all economic sectors, through providing technical guidance, financial support, policy advocacy and public communications.

DEPARTMENT VISION

The CEO's vision is to help Coloradans live more prosperous and healthy lives by promoting innovative energy production and efficient energy consumption practices that are beneficial to the economic and environmental health of the state.



COLORADO
Energy Office



ALT Fuels Colorado Fueling Station Update



COLORADO
Energy Office

Program Goals

1. Foster the establishment of a sustainable, statewide alternate fuels market in Colorado, with an emphasis on Compressed Natural Gas (CNG)
2. Remove barriers to the adoption of alternate fuel vehicles (AFVs)
3. Address the lack of fueling infrastructure currently available along major statewide transportation corridors
4. Reduce the initial costs of AFVs and alternate fuel infrastructure by providing incentive to offset incremental costs



COLORADO
Energy Office

Market Implementation Plan

How do we get a sustainable market?

Medium- and heavy-duty fleets are best sources of demand

Stations along major transportation corridors are essential

Building working relationships with local governments, fleets, utilities, and others



COLORADO
Energy Office

Congestion Mitigation & Air Quality Funding

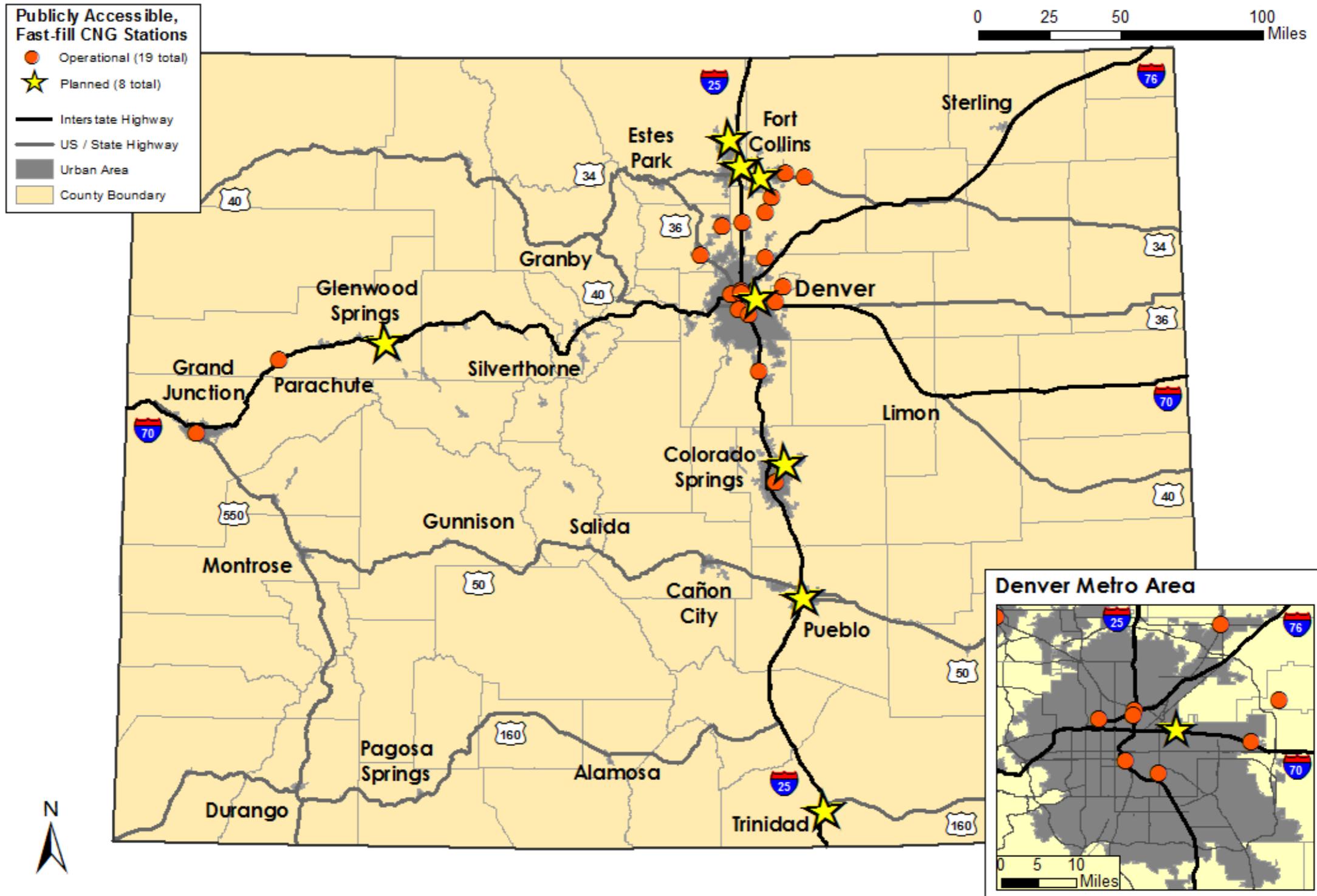
\$30M over four years; \$10M in first year with roughly even installments over following three years.

Approximately \$15M each to stations and vehicles; CEO leads administration and station grants; RAQC leads vehicle grants.

First year - \$7M to stations, \$3M to vehicles to jumpstart stations; latter years lean more toward vehicles.



Current Infrastructure + Station Awards

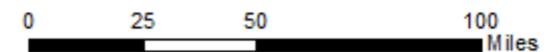
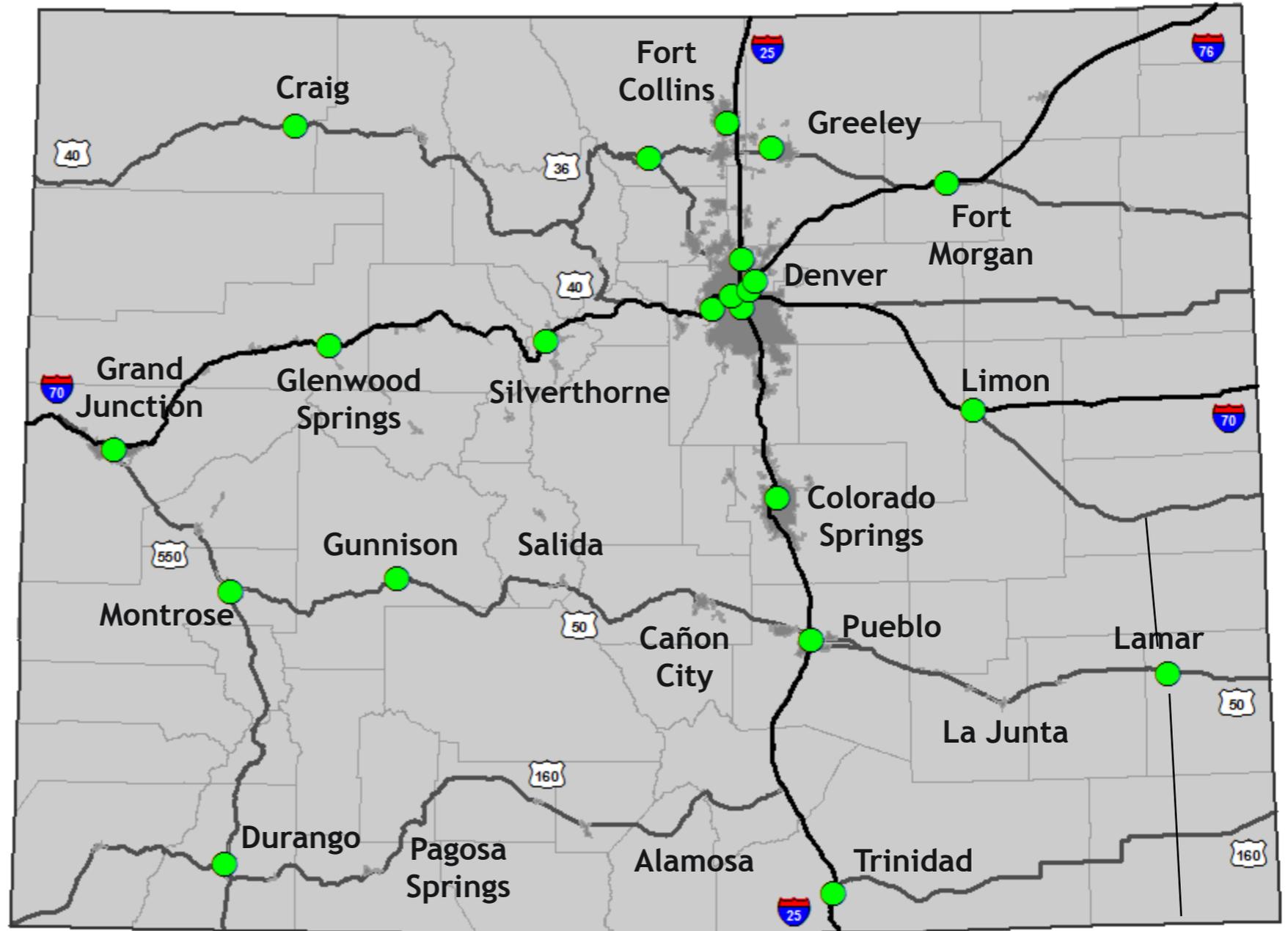


COLORADO
Energy Office

Statewide Alternative Fuels Interest

● CNG Interest

• Expressed interest from Colorado fleets



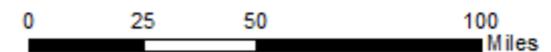
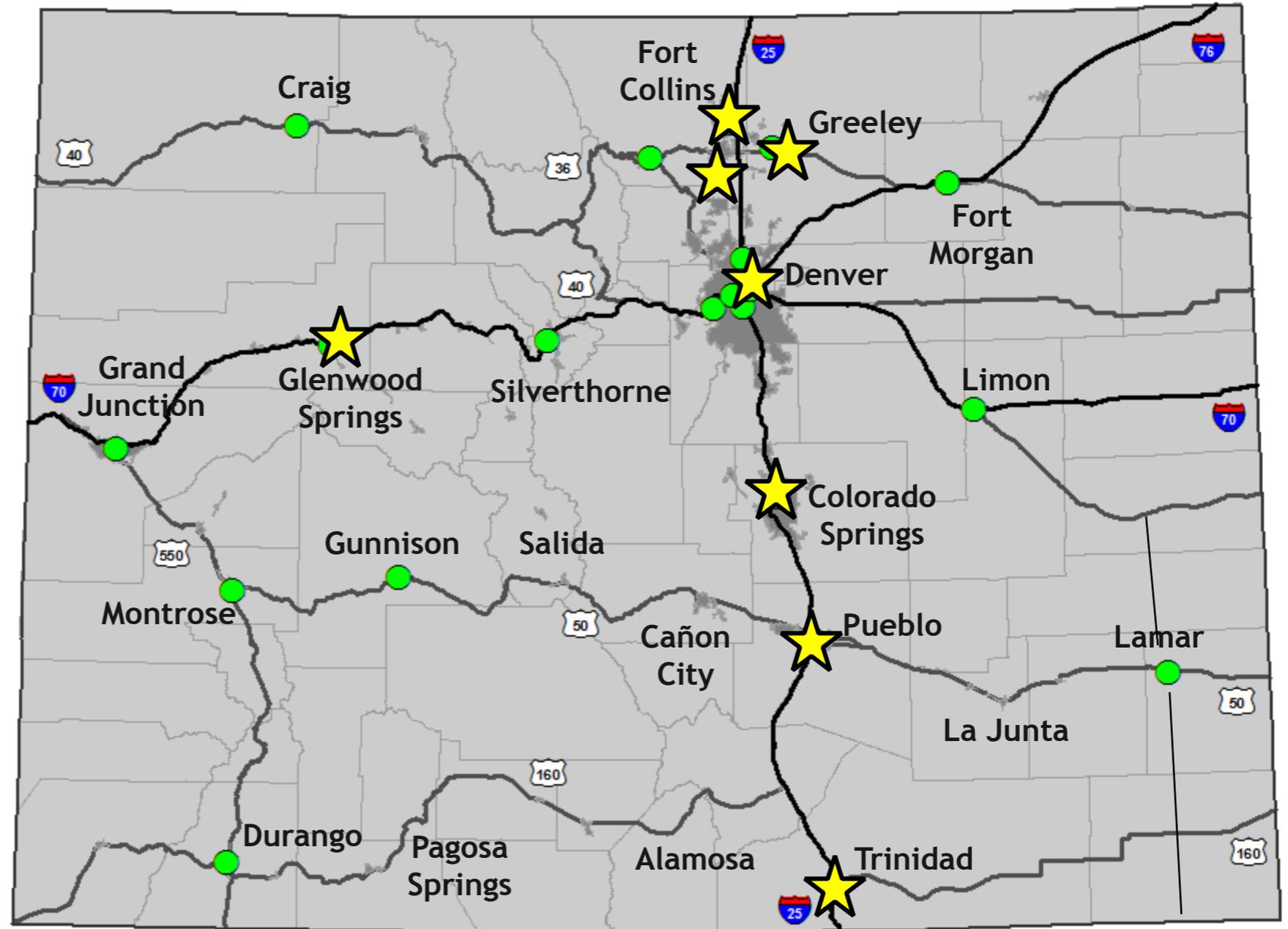
COLORADO
Energy Office

Statewide Alternative Fuels Interest

● CNG Interest ★ Awarded Stations (Round I)

• Expressed interest from Colorado fleets

• Awarded CNG Fueling Locations

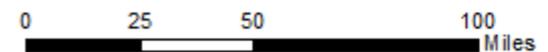
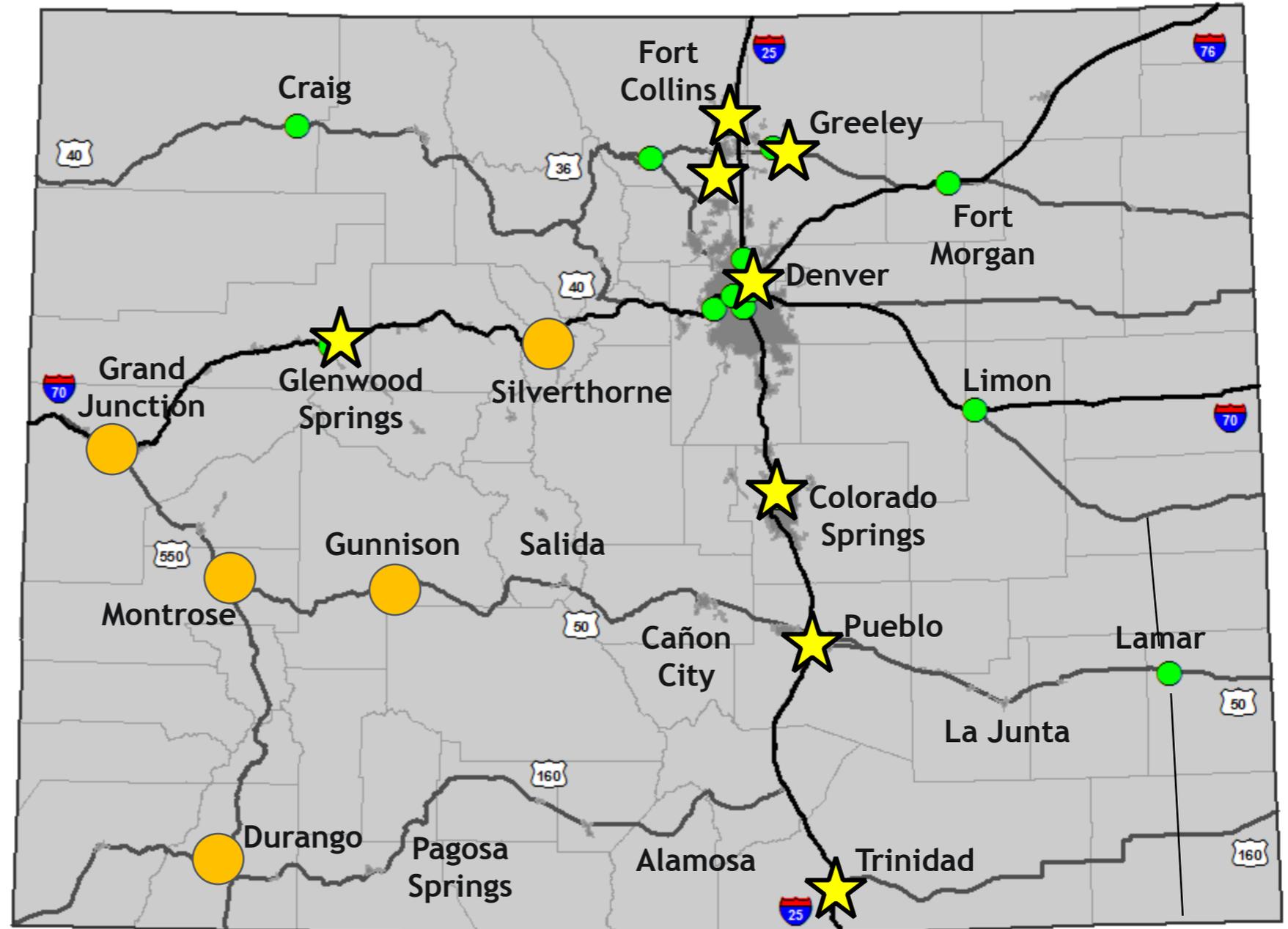


COLORADO
Energy Office

Statewide Alternative Fuels Interest

● CNG Interest ★ Awarded Stations (Round I) ● Program Outreach

- Expressed interest from Colorado fleets
- Awarded CNG Fueling Locations
- Program Outreach



COLORADO
Energy Office

CEO Station Funding & Timeline

8 stations awarded within preliminary funding round

~3.4 million gasoline gallon equivalent (GGE) sales projected in first full year

March, 2015 - Award second round of funding for CNG station development

Next round to be announced summer 2015 / every 6 months through 2017



COLORADO
Energy Office

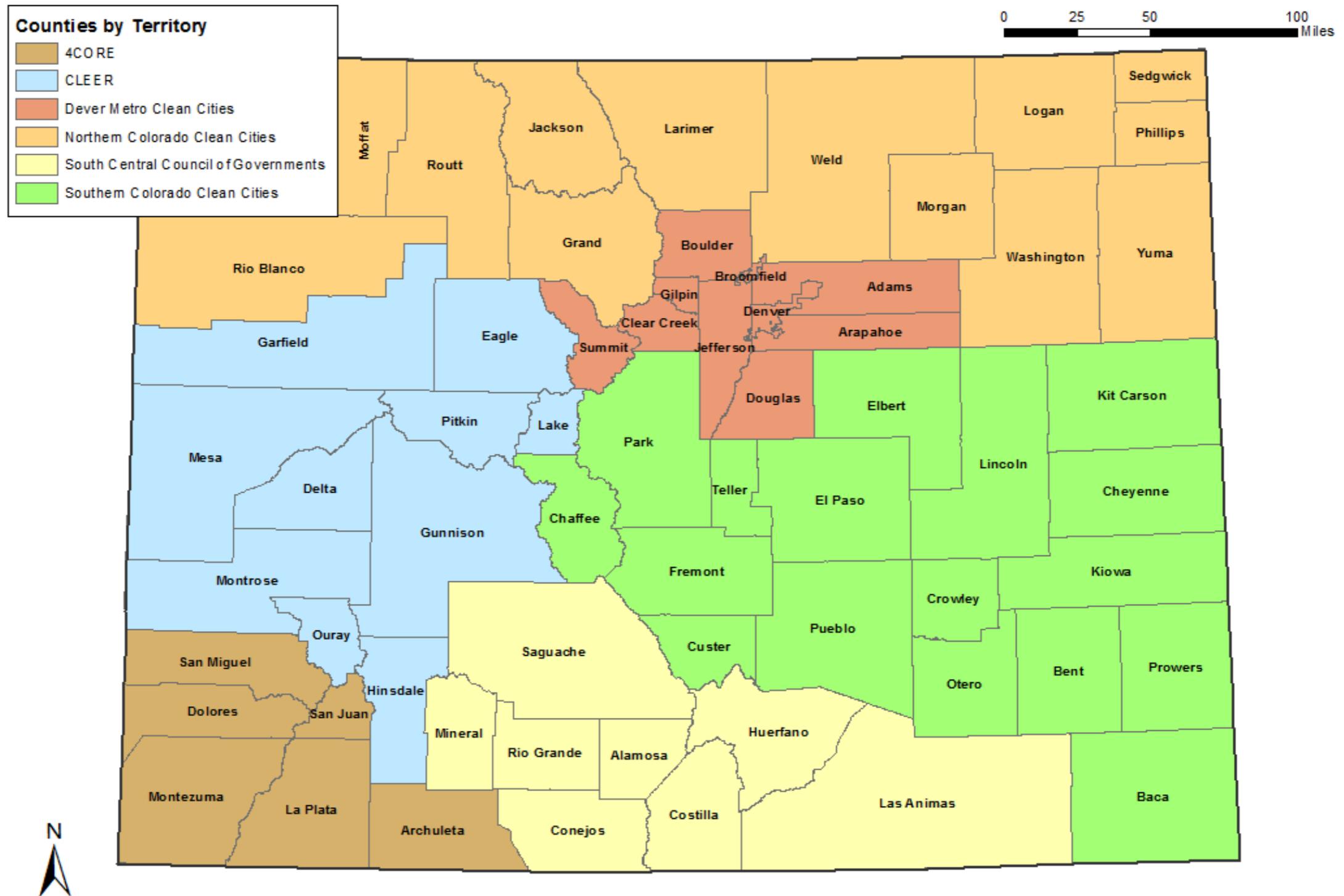


Technical Assistance: Refuel Colorado Fleets



COLORADO
Energy Office

Updated Statewide Fleet Coaching



COLORADO
Energy Office

More information at
www.RefuelColorado.com



Wes Maurer

Email: Wes.Maurer@state.co.us

Phone: 303.866.2064



COLORADO
Energy Office



REGIONAL AIR QUALITY COUNCIL

Alternative Fuels & Vehicle Grant Programs

Steve McCannon
Mobile Sources Program Manager
STAC

February 27, 2015

ALT Fuels Colorado Program

AFC Vehicle Program

- CEO/RAQC/CDOT/DOLA/FHWA/Noble Energy partnership on a \$52M project.
 - \$15M CMAQ from CEO is dedicated to infrastructure
 - \$15M CMAQ from RAQC is dedicated to vehicles.
 - DOLA has \$10M for infrastructure and \$10M for vehicles
 - Noble Energy has \$2M for matching funds in the RAQC vehicle program area and \$2.8 designated only for Weld
- Eligible Counties for RAQC Vehicle Program: Adams, Arapahoe, Boulder, Broomfield, Denver, Douglas, Jefferson, and parts of Larimer, Weld, El Paso and Teller Counties

AFC Vehicle Program – Cont.

- RAQC has \$4M in year two funding
 - Compressed natural gas (CNG), CNG bi-fuel, electric and propane vehicles are eligible
- Eligible applicants include public, non-profit and private Front Range fleets that operate light, medium and heavy-duty vehicles.
- Fleets must operate predominantly in the eligible counties above 60% of their VMT

Incentives

- RAQC can cover up to 80% of the incremental AFV (classes 2-8) cost up to the caps below
 - Fleets must provide 20% matching funds
 - Private fleets could be eligible for state income tax credits

	Public and Non-profit Fleets	Private Fleets
Light-duty AFV (6,001-10,000 lbs.)	\$7,000	\$3,000
Medium-duty AFV (10,001-26,000 lbs.)	\$25,000	\$15,000
Heavy-duty AFV (26,001 + lbs.)	\$35,000	\$22,000

AFC Awards To-Date

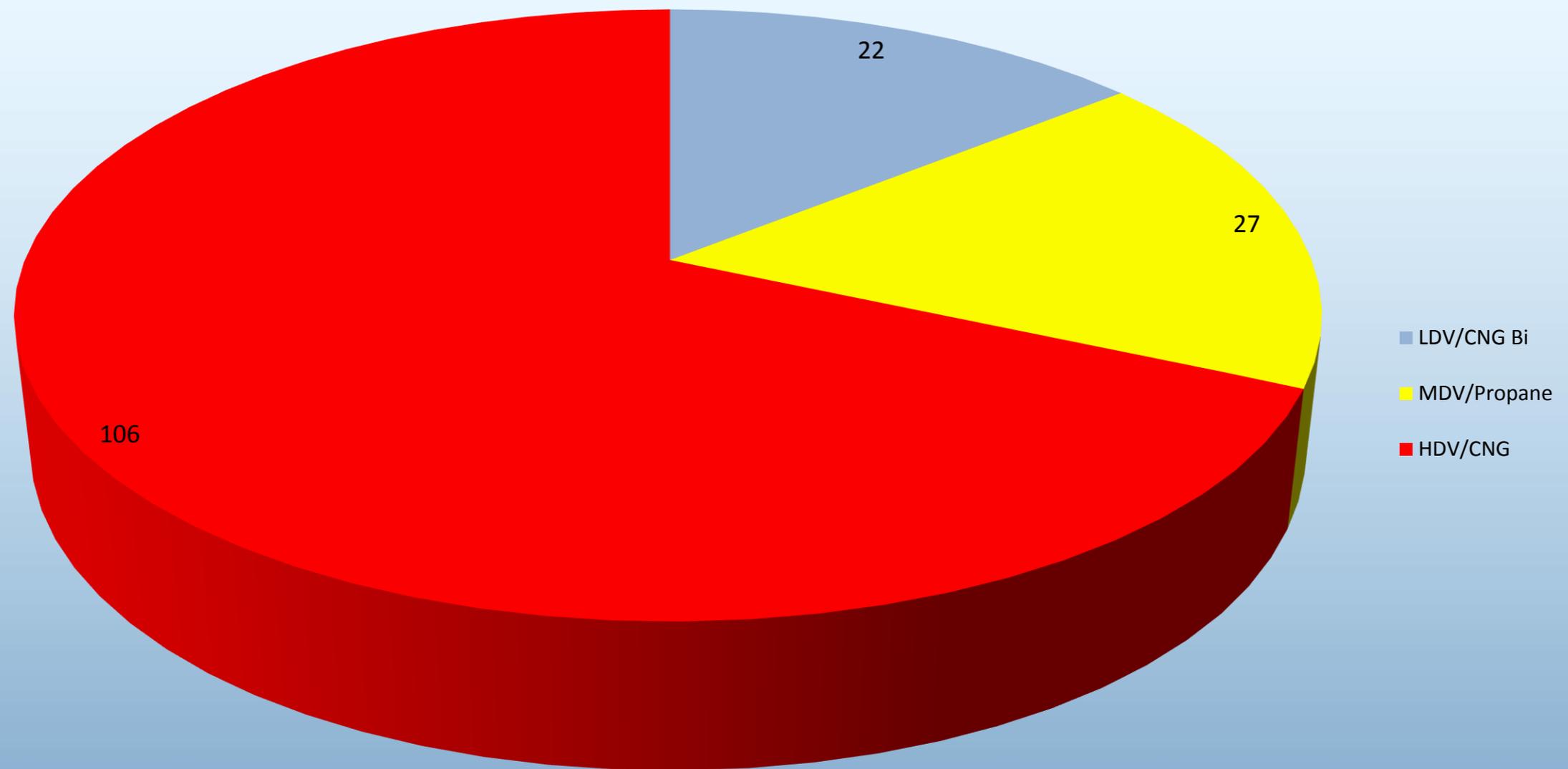
- 155 fleet vehicles funded for 18 fleets
- \$2.8 million in awards

Fleet	County	Vehicles	Fuel Type
Black Hills Colorado Gas Utility Company	El Paso	12 Utility Trucks	CNG bi-fuel
City and County of Denver	Denver	5 Refuse Trucks	CNG
City of Fort Collins	Larimer	2 Dump Trucks	CNG
Colorado Springs Utilities	El Paso	6 Utility Trucks	CNG bi-fuel
Dillon Transport, Inc.	Weld	20 Tractors	CNG
International School of Denver	Denver	1 School Bus	CNG
Ryder Truck Rental	Denver	20 Tractors	CNG
University Schools Foundation	Weld	1 School Bus	CNG
Waste Management of Colorado, Inc.	Arapahoe	20 Refuse Trucks	CNG
Weld County School District Re-1	Weld	2 School Buses	CNG
Weld County School District Re-3j	Weld	1 School Bus	CNG
Weld Food Bank	Weld	1 Delivery Truck	CNG
Western Disposal, Inc.	Weld	5 Trash Trucks	CNG

AFC Awards To-Date

Fleet	County	Vehicles	Fuel Type
Bimbo Bakeries USA	Adams	27	Propane
Dillon Transport, Inc.	Weld	20	CNG
Mapleton Public Schools	Adams	2	CNG
Weld County School District 6	Weld	3	CNG
Weld County School District RE-2	Weld	1	CNG bi-fuel
Weld County School District RE-8	Weld	2	CNG
Western Disposal, Inc.	Boulder	1	CNG
Western Disposal, Inc.	Boulder	3	CNG bi-fuel

Awarded Vehicles by Weight & Fuel



Future Applications

Round 3 Application Timeline	Date
Application period opens	February 5, 2015
Deadline for questions	February 19, 2015
Applications due	March 3, 2015
Awards announced	March 2015
Begin purchasing vehicle	Spring 2015

Contacts

- Please let us know if you'd like to be added to our contact lists
- RAQC
 - Website is www.cleanairfleets.org
 - Phone number (303) 629-5450
 - Steve McCannon, Program Manager (ext. 230)
smccannon@raqc.org
 - Kate Ruygrok, Program Coordinator (ext. 290)
kruygrok@raqc.org
 - Anne Ritter, Program Administrative Assistant (ext. 210)
aritter@raqc.org

Department of Local Affairs

Alternative Fuels Program - Funding Decisions

Project	Award	Match
STATIONS/FACILITIES		
Weld County RE-1 Valley School District Fueling Station	\$600,000	\$1,000,000
Roaring Fork Transportation Authority Maintenance Facility	\$105,000	\$105,000
Design	\$137,000	\$163,000
Grand Junction Fueling Station Expansion		
VEHICLES		
Mesa County Grand Valley Transit	\$145,000	\$543,710
Pueblo County	\$120,000	\$234,000
Garfield County	\$185,000	\$458,362
Roaring Fork Transportation Authority	\$165,049	\$704,951
OTHER		
Grand Junction Persigo Biogas Pipeline	\$500,000	\$500,000
TOTAL	\$1,957,049	\$3,709,023





COLORADO

Department of Transportation

Office of Policy and Government Relations

DATE: February 27, 2015
TO: Transportation Commissioners, Executive Director, Executive Management Team, Branch Managers, and Office Directors
FROM: Andy Karsian, Office of Policy & Government Relations
RE: Weekly Legislative Report – 2015 Session of the Colorado General Assembly

Overview

Another short week at the legislature with both chambers closed for a snow day on Monday. Nonetheless, plenty happened under the dome concerning CDOT. The Department's Highway Division bill cleaning up organizational language in statute passed unanimously out of the House. HB 1173, the I-70 Tire Tread bill passed 2nds in the House over the objection of some (see below). The bill allowing CDOT to approve contracts with fewer than three bids also passed the House and is on its way to the Senate. A very special thank you to Kathy Young, Leo Milan and Jill Ferguson for taking the time to explain the nuanced world of contract indemnification.

Legislation

As of today CDOT is tracking 40 bills for possible direct or indirect impacts to its employees, or the state's transportation network. In the next few weeks legislators will vote on these bills while preparing to introduce the next round of legislation. Some key bills that have been introduced are below.

House Bill 15-1197 (Indemnity in Public Construction Contracts). This bill's goal is to stop the use of 'duty to defend' clauses that require third parties to legally defend a public body against that entity's liability. Some municipalities use this clause in public works contracts. The part of the bill that concerns CDOT, however, is a requirement that the public body face all legal defense first prior to assigning liability to third parties. This would inhibit CDOT's ability to negotiate settlements with contractors. CDOT would be forced to litigate more lawsuits instead of going through the dispute resolution process. The sponsor continues to express a desire to amend CDOT out of the bill as state departments are not his target with the legislation.

House Bill 15-1173 (Tire Tread Requirements for I-70). The House approved HB 1173 on a voice vote during second readings on Thursday. Friday Representatives will vote it out of the House for the Senate to tackle next. The bill requires passenger vehicles to have adequate tire treads or traction control devices during winter months along the west I-70 corridor. The bill will have more difficulties in the Senate where arguments of new fines, impacts to consumers and worries about police enforcement are gaining traction.

If you have any questions on these or any other legislative issues please contact Andy Karsian at 303-757-9073. Weekly memos and our bill tracking chart are available online at: <http://www.coloradodot.info/about/governmentrelations/state-government-liaison>.



CDOT 2015 Legislative Bill Tracking Sheet

HB15-1003

Fund Safe Routes To School Program

Bill Summary: The bill allows the Safe Routes to School (SRTS) program to continue to fund projects across the state that encourage K-8 children to walk/bike to school.

CDOT Analysis: The funding mechanism currently in the bill is problematic for the Department as it is \$3M coming out of CDOT's existing revenue. The bill is on hold after conversations with the sponsor. Some are trying to use this bill as an excuse to deny a CDOT JBC request to roll over existing SRTS funding from last year.

Fiscal Impact: HB 1003 requires CDOT to use \$3 million of existing CDOT revenues to continue paying for the SRTS program.

Position: **Deliberating**

Calendar Notification: NOT ON CALENDAR

Sponsors: TYLER / TODD

Status: 01/07/2015 Introduced In House - Assigned to Transportation & Energy

HB15-1004

Firefighter Motorcycle License Plate

Bill Summary: This bill adds motorcycles to the list of vehicles that firefighters may apply for to receive special plates. CDOT tracks license plate bills to ensure the correct portion of the fee is credited to the HUTF.

CDOT Analysis: CDOT tracks license plate bills to ensure the correct portion of the fee is credited to the HUTF.

Fiscal Impact: \$2670 increase in revenue to CDOT.

Position: **Monitor**

Calendar Notification: NOT ON CALENDAR

Sponsors: TYLER / TODD
Status: 02/19/2015 Senate Committee on Transportation Refer Unamended to Appropriations

HB15-1012 **Sales & Use Tax Exemption For Dyed Diesel**

Bill Summary: At the state level dyed diesel is already exempt so the main impact of the legislation is to cities and counties that currently opt to not exempt dyed diesel from sales and use taxes.

CDOT Analysis: Continuing to monitor the bill to ensure bill does not expand use of dyed diesel in a way that reduces revenue to HUTF.

Fiscal Impact: Minimal and indeterminate.

Position: **Monitor**

Calendar Notification: Thursday, March 5 2015
SENATE FINANCE COMMITTEE
Upon Adjournment SCR 354
(1) in senate calendar.

Sponsors: BECKER J. / SONNENBERG
Status: 02/25/2015 Introduced In Senate - Assigned to Finance

HB15-1014 **Biennial Registration Seasonal Farm Motor Vehicles**

Bill Summary: The bill seeks to reduce the number of times agriculture vehicles register, from annually to every other year.

CDOT Analysis: The bill's impact is difficult to determine as written. As long as the bill does not reduce HUTF revenue, CDOT is neutral. It passed out of Transportation Committee 12-1.

Fiscal Impact: The fiscal note shows an increase of \$1.5M in revenue due to the double fees paid to cover two years. The bill, however, states the specific ownership tax and registration fees are reduced, which the fiscal note reflects in year two of the bill. The bill has been laid over a couple of time in Appropriations.

Position: **Monitor**

Calendar Notification: Thursday, March 5 2015
Finance
Upon Adjournment Room LSB-A
(1) in house calendar.

Sponsors: DORE

Status: 02/04/2015 House Committee on Transportation & Energy Refer Unamended to Finance

HB15-1026 **Reserved Parking Disabled Military License Plates**

Bill Summary: The bill allows any military license plate to have an identifying figure for handicapped parking if the applicant demonstrates a physical impairment affecting mobility.

CDOT Analysis: No policy impact to CDOT. Will continue monitoring for impacts.

Fiscal Impact: No fiscal impact to CDOT.

Position: **Monitor**

Calendar Notification: NOT ON CALENDAR

Sponsors: ROUPE

Status: 02/25/2015 House Committee on Finance Refer Unamended to Appropriations

HB15-1043 **Felony Offense For Repeat DUI Offenders**

Bill Summary: This bill creates a felony offense for 3 or more DUI/DWAI convictions under certain circumstances.

CDOT Analysis: The bill was laid over while Corrections, Public Safety and State Patrol negotiate on how to implement the policy. The Governor wants a felony DUI bill passed this year.

Fiscal Impact: None

Position: **Monitor/Support**

Calendar Notification: Wednesday, March 18 2015
Finance
1:30 p.m. Room LSB-A
(1) in house calendar.

Sponsors: SAINE / COOKE

Status: 02/05/2015 House Committee on Judiciary Refer Amended to Finance

HB15-1044 **Periodic Legislative Review Executive Branch Rules**

Bill Summary: The bill creates a schedule for the legislative review, including a policy review and a legal review, over a 4-year period of all of the existing rules of the principal departments in the state executive branch, the office of the governor, the public employees' retirement association, and the independent ethics commission.

CDOT Analysis: CDOT administration would see increased hours of rule preparation and oversight hearings for no appreciable outcome.

Fiscal Impact: 2,889 hours of work. Absorbed within existing resources, but approximately \$86,670 if an hourly rate of \$30 is assumed.

Position: **Oppose**

Calendar Notification: Monday, March 2 2015
State, Veterans, and Military Affairs
1:30 p.m. Room LSB-A
(4) in house calendar.

Sponsors: KLINGENSCHMITT

Status: 01/07/2015 Introduced In House - Assigned to State, Veterans, & Military Affairs

HB15-1046 **Highway Project Contract Amount Limit Waivers**

Bill Summary: Bill allows the Executive Director to approve low bid project even if fewer than three bids applied. Transparency sideboards, such as a three year sunset and additional reporting to the General Assembly.

CDOT Analysis: This bill helps increase the number of projects CDOT may accomplish in a year. Currently, CDOT needs to re-advertise bids with fewer than three bids, and this would allow those to go forward instead. The bill passed the House on a strong bipartisan vote.

Fiscal Impact: Around \$10,000 ea time CDOT re advertised a bid. The bill is heading to Appropriations next because of the positive fiscal impact to the state. Then on to the House floor.

Position: **Actively Support**

Calendar Notification: NOT ON CALENDAR

Sponsors: MORENO / SCOTT

Status: 02/25/2015 House Third Reading Passed - No Amendments

HB15-1054 **Off-Highway Vehicle Roadway Registration**

Bill Summary: Allows OHVs onto county roads. Establishes a titling and registration process for OHVs. Would allow young children, ages 10 and up, to drive OHVs under direct parental supervision.

CDOT Analysis: CDOT and CSP have safety concerns about OHVs on county roads, but the sponsor amended out language allowing young kids to drive OHVs. With these amendments, CO State Patrol and CDOT are neutral on the bill.

The bill died in the House Finance committee.

Fiscal Impact: none

Position: **Monitor**

Calendar Notification: NOT ON CALENDAR

Sponsors: BROWN

Status: 02/19/2015 House Committee on Finance Postpone Indefinitely

HB15-1055 Participation In State Employee Assistance Program

Bill Summary: The bill clarifies that the dependant of a state employee is not eligible to be the sole and direct recipient of services from an employee assistance program, but that the program may allow the participation of a state employee's dependant or any other person who is not a state employee in an employee assistance program if such participation is necessary to provide effective counseling and assistance to a state employee.

CDOT Analysis: Under current law, state employees may participate in assistance programs to address conflict resolution, crisis intervention, anger management, employer and employee mediation, consultations regarding problem employees, violence in the workplace training, sexual harassment training, and any other facilitated groups and workshops deemed necessary to address workplace challenges. There are certain situations in which the participation of a dependent of a state employee may improve the effectiveness of the employee assistance program. The bill passed out of committee unanimously.

Fiscal Impact: No impact

Position: **Monitor**

Calendar Monday, March 2 2015

Notification: SENATE BUSINESS, LABOR, & TECHNOLOGY COMMITTEE
1:30 PM SCR 354
(1) in senate calendar.

Sponsors: ESGAR

Status: 01/28/2015 Introduced In Senate - Assigned to Business, Labor, & Technology

HB15-1065 Regulatory Reform Act Of 2015

Bill Summary: This bill establishes a process for small businesses to receive information about state department rules. If a small business violates a new rule a state agency to issue a written warning and engage the business in educational outreach as to the methods of complying with the new rule.

CDOT Analysis: This bill was narrowed down in scope after the bill's prime sponsor in the House, Rep. Szabo, left her seat to become a Jefferson County commissioner and another legislator picked up the baton. The new

sponsor took out language that impacted CDOT, e.g. state licenses, federally funded projects, bidding and others. In its new iteration, the bill only applies to CDOT if a small business breaks a rule, the Department would send them a letter first and work with them to ensure compliance in the future.

Fiscal Impact: No fiscal impact to CDOT.
Position: **Monitor**
Calendar Notification: NOT ON CALENDAR
Sponsors: SZABO / NEVILLE T.
Status: 01/09/2015 Introduced In House - Assigned to State, Veterans, & Military Affairs + Appropriations

HB15-1068 **Motor Vehicle Impeding Traffic**

Bill Summary: The bill creates a presumption that a person is impeding traffic if at least 4 motor vehicles are following immediately behind and the person is traveling at least 5 miles per hour below the speed limit. Vehicles with the slow-moving vehicle emblem are exempted from the law against impeding traffic.

CDOT Analysis: The bill would have helped in traffic safety and flow on two lane roads. There would have been some small increase to the HUTF from the traffic tickets citations, but the bill was PI'd in House Transportation.

Fiscal Impact: The fiscal impact would've been minimal and indeterminate.

Position: **Monitor**
Calendar Notification: NOT ON CALENDAR
Sponsors: WILSON
Status: 01/28/2015 House Committee on Transportation & Energy Postpone Indefinitely

HB15-1077 **Modify Late Vehicle Registration Fee**

Bill Summary: Bill seeks to create a maximum limit of \$10 for FASTER late fees. - Bill died in House State Affairs.

CDOT Analysis: By reducing the amount of the FASTER late fee charge, there would have been a significant fiscal impact to the FASTER budget for the state.

Fiscal Impact: \$10,536,000 revenue loss in FY2016-17 and beyond.

Position: **Monitor/Oppose**

Calendar Notification: NOT ON CALENDAR

Sponsors: WILSON

Status: 01/28/2015 House Committee on State, Veterans, & Military Affairs
Postpone Indefinitely

HB15-1089 **Register Title Kei Vehicle For Roadway**

Bill Summary: This bill authorizes a person to drive a kei vehicle on a roadway if it is registered with the division of motor vehicles. It sets the cost of registration to \$15 and specifies that the kei vehicle must follow the rules of the road and cannot be driven on limited-access highways or roads with a speed limit greater than 55 mph.

CDOT Analysis: CDOT looks at bills like these to ensure only safe vehicles are allowed on roads, and to apply appropriate FASTER fees to the vehicles. In the case of kei vehicles, they are NHTSA certified and have the ability to flow with the rest of road traffic. Unfortunately, the sponsor did not amend in all of the CDOT request on registration fees, so we continue to work with her to treat kei vehicles as Class C vehicles for registration purposes.

Fiscal Impact: Defer to DOR. No fiscal impact for CDOT.

Position: **Monitor**

Calendar Notification: Wednesday, March 4 2015
Finance
1:30 p.m. Room LSB-A
(2) in house calendar.

Sponsors: PRIMAVERA

Status: 02/04/2015 House Committee on Transportation & Energy Refer
Amended to Finance

HB15-1090 **County Retail Marijuana Impacts Grant Program**

Bill Summary: This bill would have skimmed 30% off the top from the Marijuana Tax Cash Fund for grants to counties looking for help with the impacts of marijuana.

CDOT Analysis: The MTCF is \$24.3M, so around \$7M off the top would have gone to the grant program in DOLA. Eight Departments receive MTCF money, with CDPHE and DHS with the most at \$9.7M.

Fiscal Impact: CDOT administers the Marijuana Impaired Driving campaign at \$450,000/yr.

Position: **Monitor**

Calendar Notification: NOT ON CALENDAR

Sponsors: DORE

Status: 02/05/2015 House Committee on Local Government Postpone Indefinitely

HB15-1098 **Red Light Camera**

Bill Summary: The bill would prohibit the state and local governments from using technology that captures photos of vehicles breaking traffic laws.

CDOT Analysis: CDOT has opposed these bills over the last years because of the negative impact a prohibition of red light cameras has on traffic safety. Additionally, CDOT would be prohibited from using red light cameras in our work zones to protect worker safety.

Fiscal Impact: No fiscal impacts to CDOT.

Position: **Monitor/Oppose**

Calendar Notification: NOT ON CALENDAR

Sponsors: HUMPHREY / NEVILLE T.

Status: 02/25/2015 House Committee on Transportation & Energy Refer Amended to Appropriations

HB15-1109 **Additional SB09-228 Transfers To HUTF & Cap Constr**

Bill Summary: This bill continues SB228 transfers beyond the current five year limit if, during any of those years, the amount of SB228 funds zeros out because of TABOR growth limits. CDOT would receive SB228 transfers in subsequent years when the growth trigger does not apply.

CDOT Analysis: The protection of SB228 funding is of highest priority for CDOT. This bill allows additional funding to come to the Department outside of the current five year window, which is good. One risk is that this is seen as THE fix for SB228 funding and the General Assembly just kicks the problem down the road for future legislators. The bill was laid over while conversations continue about TABOR revenues.

Fiscal Impact: Significant positive impact for CDOT. Potentially up to \$800M over all years of the transfer.

Position: **Monitor/Support**

Calendar Notification: NOT ON CALENDAR

Sponsors: DELGROSSO

Status: 01/15/2015 Introduced In House - Assigned to Finance + Appropriations

HB15-1110 **Review Of Principal Departments Of State Gov**

Bill Summary: Requires the OSPB to do an audit/review of every state department to recommend whether to terminate, continue or reestablish the departments.

CDOT Analysis: This would mean additional time and energy conforming with any new OSPB reviews. This bill has a negative impact on CDOT. See fiscal note.

Fiscal Impact: CDOT's preparation and participation in this process would occur once. It is twofold in that 1) CDOT would provide sufficient info and data to DORA upon which to make a recommendation to OLLS on whether CDOT be terminated, continue or reestablished through discussions with the CFO (10 hours), COO (5 hours) and individual management divisions and offices (5 hours). Multiply the 5 hour number by the number of management participating in any analysis; and 2) Preparing the Exec Dir and CFO for appearing at any hearing(s), a min of 2 hours, and an 3 add'l hours attending any hearing(s).

Position: **Monitor**

Calendar Notification: NOT ON CALENDAR

Sponsors: SZABO

Status: 01/15/2015 Introduced In House - Assigned to State, Veterans, & Military Affairs + Appropriations

HB15-1115 **Use Of Unmanned Aerial Vehicles**

Bill Summary: This bill defines some privacy issues surrounding the use of unmanned aerial vehicles (UAVs).

CDOT Analysis: CDOT continues to monitor to ensure economic development for UAV industry isn't harmed and CDOT can still use UAVs for CDOT purposes.

Fiscal Impact: none

Position: **Monitor**

Calendar Notification: Tuesday, March 3 2015
Judiciary

1:30 p.m. Room 0112
(4) in house calendar.

Sponsors: LAWRENCE

Status: 01/15/2015 Introduced In House - Assigned to Judiciary

HB15-1134

New Diesel Motor Vehicles Emissions Testing

Bill Summary: This bill allows heavy diesel fuel vehicles above 26,000 pounds and manufactured 2014 or later an additional two years before having an emissions test.

CDOT Analysis: CDOT impact is financial as we get a portion of the emission testing costs.

Fiscal Impact: According to CDPHE, who manages the Diesel Opacity Program, the total hit to the state general fund would be just over \$3,000.

Position: **Monitor**

Calendar NOT ON CALENDAR

Notification:

Sponsors: CORAM / COOKE

Status: 02/25/2015 House Third Reading Passed - No Amendments

HB15-1148

Transfer Gen Fund Surplus To State Highway Fund

Bill Summary: This most excellent bill takes the general fund surplus for this fiscal year and deposits it into the State Highway Fund.

CDOT Analysis: This would be a nice windfall for the CDOT to help with needed infrastructure projects, however, the likelihood of the General Assembly agreeing to dedicate the entire surplus, refunds and all, to the highway fund is low.

Fiscal Impact: The latest surplus estimates range from \$125 - \$196M.

Position: **Monitor/Support**

Calendar Monday, March 2 2015

Notification: State, Veterans, and Military Affairs

1:30 p.m. Room LSB-A

(1) in house calendar.

Sponsors: BROWN

Status: 01/28/2015 Introduced In House - Assigned to State, Veterans, & Military Affairs + Finance + Appropriations

HB15-1173**Winter Driving I-70 Tread Depth & Tire Chains**

- Bill Summary:** Requires a 4/32 inch tread depth on West I 70 during certain months and bad weather conditions. Allows CSPATROL to enforce.
- CDOT Analysis:** This bill does not directly impact CDOT except we would provide information to motorists along the corridor using the electronic signs. CDOT will continue educational programs and outreach to motorists regarding adequate tire treads along the corridor. The bill passed 2nd readings in the House.
- Fiscal Impact:** Although some of the fees collected from this fine would be deposited into the Highway Users Tax Fund, the Department does not expect Colorado State Patrol to issue many tickets for this violation. CDOT expects this bill to have a minimal and indeterminate impact on revenues.
- Position:** **Monitor/Support**
- Calendar Notification:** Friday, February 27 2015
THIRD READING OF BILLS - FINAL PASSAGE
(1) in house calendar.
- Sponsors:** MITSCH BUSH
- Status:** 02/26/2015 House Second Reading Passed with Amendments -
Committee, Floor

HB15-1197**Indemnity In Public Construction Contracts**

- Bill Summary:** Currently, small professional design firms that contract with some public entities are under a duty to defend clause in their contracts. This requires the firm, who doesn't have insurance to pay for litigation costs, to step up and help defend a public entity against a lawsuit. The bill also requires the public entity to face all initial legal challenges before assigning liability.
- CDOT Analysis:** The scope of the bill initially included more construction contracts than the sponsor intended. He is amending the bill to focus specifically on contracts with smaller professional design firms that have a duty to defend clause in them. CDOT does not use duty to defend clauses in our contracts. The bill is still troublesome as it could mess with the existing mediation processes CDOT uses for contract dispute mitigation.
- Fiscal Impact:** Any impact will be absorbed within existing FTE resources.
- Position:** **Amend**

Calendar Notification: NOT ON CALENDAR

Sponsors: TATE / JAHN

Status: 02/02/2015 Introduced In House - Assigned to Judiciary

HB15-1209 **CDOT Highway Maintenance Division**

Bill Summary: Currently, there are two highway divisions operating under the CDOT and this bill aligns statute with current business practice.

The bill passed out of House unanimously unamended.

CDOT Analysis: This is a bill CDOT is running to true up statute language.

Fiscal Impact: None

Position: **Actively Support**

Calendar Notification: NOT ON CALENDAR

Sponsors: TYLER / SCOTT

Status: 02/25/2015 House Third Reading Passed - No Amendments

SB15-014 **Medical Marijuana**

Bill Summary: This bill seeks to clarify some local government taxing authority for marijuana.

CDOT Analysis: CDOT monitoring to ensure no language introduced affecting CDOT funding.

Fiscal Impact: No fiscal impact

Position: **Monitor**

Calendar Notification: NOT ON CALENDAR

Sponsors: AGUILAR / SINGER

Status: 01/07/2015 Introduced In Senate - Assigned to Health & Human Services

SB15-018 **Repeal Late Vehicle Registration Fee**

Bill Summary: This bill seeks to repeal the FASTER late fee.

CDOT Analysis: The fiscal impact on CDOT is significant and the Department opposes this loss of revenue. The bill passed through the Senate on party line votes and is heading to a quick and certain death in the House.

Fiscal Impact: \$10,536,000 in FY2016-17 and beyond.

Position: **Actively Oppose**

Calendar Notification: NOT ON CALENDAR

Sponsors: NEVILLE T. / NEVILLE P.

Status: 02/24/2015 Introduced In House - Assigned to State, Veterans, & Military Affairs + Finance

SB15-022

Wildfire Risk Reduction Grant Program

Bill Summary: This brings DNR money to local governments to help mitigate forest hazardous fuels (i.e. dead/dying trees).

CDOT Analysis: CDOT monitoring. It is possible that CDOT could be a partner with locals on a forest thinning project along state roads.

Fiscal Impact: No CDOT impact

Position: **Monitor**

Calendar Notification: NOT ON CALENDAR

Sponsors: ROBERTS

Status: 01/15/2015 Senate Committee on Agriculture, Natural Resources, & Energy Refer Amended to Appropriations

SB15-023

Off-highway Vehicle State Highway

Bill Summary: Bill allows OHVs to cross state highways under certain circumstances.

CDOT Analysis: Sponsor amended the bill ensuring OHVs aren't allowed on state highways running through metropolitan areas.

Fiscal Impact: No fiscal impact to CDOT, although look into FHWA statute.

Position: **Monitor**

Calendar Notification: NOT ON CALENDAR

Sponsors: CROWDER

Status: 02/25/2015 House Third Reading Passed - No Amendments

SB15-059

Use Of Unmanned Aerial Vehicles

Bill Summary: This bill defines the instances when a law enforcement agency may use unmanned aerial vehicles.

CDOT Analysis: Many state departments worked with the sponsors to craft a strike below amendment addressing concerns. The bill now just applies to any invasion of privacy and not all use of the UAVs cameras.

Fiscal Impact: None

Position: **Monitor**

Calendar Notification: NOT ON CALENDAR

Sponsors: NEWELL

Status: 02/25/2015 Senate Committee on Judiciary Postpone Indefinitely

SB15-080

Participation In PERA's Defined Contribution Plan

Bill Summary: Currently, only certain state employees may participate in PERA's defined contribution plan. This bill allows all employees of a PERA-eligible employer to have the option of the defined contribution plan.

CDOT Analysis: Technically the change would not directly affect CDOT employees as there is already an option to choose between PERA's DB or DC plans. If this bill were to pass, however, there is an assumption that more people would choose the DC plan thereby reducing the amount of funds in the DB plan and creating a more uncertain future for the fund.

Fiscal Impact: No direct fiscal impact to CDOT, possible future impacts to the DB PERA fund due to more people choosing the DC PERA plan.

Position: **Monitor**

Calendar Notification: NOT ON CALENDAR

Sponsors: HILL

Status: 02/20/2015 Introduced In House - Assigned to State, Veterans, & Military Affairs + Finance

SB15-081

Use Lottery Money For Recreational Bicycle Trails

Bill Summary: This bill allowed for lottery funds to be used to provide infrastructure projects for bicycles along state and local roads.

CDOT Analysis: While additional funding for bike lanes along roads would've been nice, there were two concerns with this bill: one, it was unclear if CDOT was going to have extra maintenance duties for bike paths in our right of ways, and two, the funding source was always problematic.

Fiscal Impact: None now.

Position: **Monitor**

Calendar Notification: NOT ON CALENDAR
Sponsors: CROWDER
Status: 01/29/2015 Senate Committee on Finance Postpone Indefinitely

SB15-090 **Temporary Registration Document Standards**

Bill Summary: Allows the Dept of Revenue to create rules guiding the development of new temporary registration tags so law enforcement and tolling technology may better read them. Also creates an electronic temporary licensing system.

CDOT Analysis: Stakeholders were able to come up with consensus language for the electronic temporary plate system. CDOT's original bill language is still included as well. This week the bill passed the Senate Transportation committee and the Senate Finance committee with only one no vote.

Fiscal Impact: No fiscal impact to CDOT.

Position: **Actively Support**

Calendar Notification: NOT ON CALENDAR

Sponsors: TODD / TYLER

Status: 02/12/2015 Senate Committee on Finance Refer Amended to Appropriations

SB15-097 **Supplemental Needs Trust For Certain PERA Benefits**

Bill Summary: The bill allows a PERA retiree to designate a supplemental needs trust as a cobeneficiary eligible to receive a continuing benefit upon the PERA retiree's death. The bill also states that a supplemental needs trust is an eligible survivor under PERA law and able to receive PERA survivor benefits as provided under the PERA law and rules.

CDOT Analysis: CDOT will continue to monitor for state employees.

Fiscal Impact: No fiscal impact

Position: **Monitor**

Calendar Notification: NOT ON CALENDAR

Sponsors: AGUILAR / LANDGRAF

Status: 02/25/2015 Introduced In House - Assigned to Finance

SB15-134 **Energy Cost-savings Contracts For Vehicle Fleets**

Bill Summary: This bill allows more flexibility for state agencies in calculating annual cost payments on a vehicle fleet operational and fuel cost-savings contract.

CDOT Analysis: This bill would not apply to CDOT's fleet as the Department is not planning on entering in to new energy cost saving contracts with a third party for the Department's fleet.

Fiscal Impact: None.

Position: **Monitor**

Calendar Notification: NOT ON CALENDAR

Sponsors: JONES / TYLER

Status: 02/12/2015 Senate Committee on Agriculture, Natural Resources, & Energy Postpone Indefinitely

[SB15-163](#) **Suppl Approp Dept Transportation**

Bill Summary: This is a guiding document for the JBC to do figure setting for CDOT's annual budget.

CDOT Analysis: Appropriations also include the rollover authority for the SRTS money CDOT requested.

Fiscal Impact: The total is \$1.28 billion for the Department.

Position: **Actively Support**

Calendar Notification: NOT ON CALENDAR

Sponsors: LAMBERT / HAMNER

Status: 02/12/2015 House Third Reading Passed - No Amendments

[SB15-165](#) **Suppl Approp Capital Construction**

Bill Summary:

CDOT Analysis: Includes annual appropriation of funds dedicated to CDOT under prior Ref C language.

Fiscal Impact: \$500,000 to CDOT

Position: **Actively Support**

Calendar Notification: NOT ON CALENDAR

Sponsors: LAMBERT / HAMNER

Status: 02/13/2015 Senate Considered House Amendments - Result was to Concur - Repass

[SB15-172](#) **High-performance Transp Enterprise Accountability**

Bill Summary: This bill would make the HPTE commissioners Senate confirmed appointments and add CDOT's Executive Director as an ex officio member of the commission. The bill also requires CDOT to hold town hall meetings at various times during the P3 process, as well as provide final information to the general assembly. Additionally, the bill requires CDOT to consider various transit options for any proposed P3 project and mandates 10% of P3 funds go to transit. Finally, the bill would add 14 new reporting requirements for CDOT annually.

CDOT Analysis: This bill echos the bill last year that Sen. Jones introduced in response to the P3 agreement on US-36. While the bill codifies certain points from the Executive Order, it goes further to create additional requirements on the Dept. The bill died in Senate Trasportation on a party line vote.

Fiscal Impact: There would be additional administrative costs associated with additional town hall presentations as well as the additional reporting requirements to the legislature.

Position: **Actively Oppose**

Calendar Notification: NOT ON CALENDAR

Sponsors: JONES / FOOTE

Status: 02/19/2015 Senate Committee on Transportation Postpone Indefinitely

SB15-176 Southwest Chief Rail Commission Spending Authority

Bill Summary: The bill removes the requirement for Kansas and New Mexico to agree on financial contributions prior to the Southwest Chief Rail Line Economic Development Commission to spend money on development and maintenance. It also would ask Amtrak to consider adding a rail stop in Pueblo and would require Amtrak and BNSF railroads to commit in writing to spending \$16M in repairs on the line.

CDOT Analysis:

Fiscal Impact: The bill asks for a general fund appropriation of \$8.91M.

Position: **Deliberating**

Calendar Notification: NOT ON CALENDAR

Sponsors: GARCIA / SALAZAR

Status: 02/24/2015 Senate Committee on Local Government Refer Unamended to Appropriations

SB15-179 US Highway 50 Economic Benefits Study

Bill Summary: This bill requires CDOT to conduct a study of the current economic benefits provided by US-50 between the Kansas border and US-285, as well as opportunities to increase those benefits. The results from the

study are to be compiled into a single report no later than December 1, 2015.

CDOT Analysis: This bill is another example of legislators seeking to help define the priorities for CDOT. While US 50 is an important corridor for Southern Colorado, CDOT continues to work on educating legislators about the federal and state planning processes that determine the department's priorities.

Fiscal Impact: In the past, detailed economic benefit and impact studies on portions of highways have cost CDOT approximately \$25,000 per study. It is expected this economic study would be in that same range.

Position: **Deliberating**

Calendar NOT ON CALENDAR

Notification:

Sponsors: GARCIA / ESGAR

Status: 02/17/2015 Introduced In Senate - Assigned to Transportation

SB15-180

Regulatory Reform Act 2015

Bill Summary: This bill establishes a process for small businesses to receive information about state department rules. If a small business violates a new rule, a state agency is required to issue a written warning and engage the business in educational outreach as to the methods of complying with the new rule.

CDOT Analysis: This is the same bill as HB-1065 which Rep. Szabo left when she became a Jefferson County commissioner. The bill applies to CDOT rules only if a small business breaks a minor rule, i.e. administrative/record keeping/filing reports. If a small business breaks a rule, the Department sends them a letter first and works with them to ensure compliance in the future.

Fiscal Impact: None to CDOT

Position: **Deliberating**

Calendar Monday, March 9 2015

Notification: SENATE BUSINESS, LABOR, & TECHNOLOGY COMMITTEE
1:30 PM SCR 354
(1) in senate calendar.

Sponsors: NEVILLE T. / NEVILLE P.

Status: 02/17/2015 Introduced In Senate - Assigned to Business, Labor, & Technology