

CHAPTER 334

TRANSPORTATION

SENATE BILL 10-184

BY SENATOR(S) Romer and Gibbs, Penry, Schwartz, Hodge, Kopp, Williams, Bacon, Boyd, Carroll M., Foster, Heath, Hudak, Johnston, Kester, Lundberg, Mitchell, Morse, Newell, Renfroe, Scheffel, Schultheis, Shaffer B., Spence, Steadman, Tapia, Tochtrop, Whitehead, King K., White;
 also REPRESENTATIVE(S) Scanlan and King S., Casso, Court, Curry, Ferrandino, Fischer, Frangas, Kerr A., Kerr J., Levy, Looper, Massey, McCann, McFadyen, Miklosi, Pace, Peniston, Pommer, Primavera, Rice, Schafer S., Soper, Swalm, Todd, Tyler, Labuda, Merrifield, Summers, Vigil.

AN ACT

CONCERNING TRANSPORTATION DEMAND MANAGEMENT SOLUTIONS FOR TRAFFIC CONGESTION IN THE INTERSTATE 70 MOUNTAIN CORRIDOR, AND, IN CONNECTION THEREWITH, AUTHORIZING THE HIGH-PERFORMANCE TRANSPORTATION ENTERPRISE TO CONTRACT WITH THE DEPARTMENT OF TRANSPORTATION TO PROVIDE AND OPERATE REVERSIBLE HIGHWAY LANES WITHIN A SPECIFIED PORTION OF THE CORRIDOR.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. 43-4-806, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

43-4-806. High-performance transportation enterprise - creation - board - funds - powers and duties - limitations - reporting requirements - legislative declaration. (7.5) IN ADDITION TO ANY OTHER POWERS AND DUTIES SPECIFIED IN THIS SECTION, THE TRANSPORTATION ENTERPRISE MAY ENTER INTO A TRANSPORTATION DEMAND MANAGEMENT CONTRACT WITH THE DEPARTMENT UNDER WHICH THE DEPARTMENT COMPENSATES THE TRANSPORTATION ENTERPRISE FOR RELIEVING TRAFFIC CONGESTION DURING PEAK TRAVEL TIMES, AS DETERMINED BY THE DEPARTMENT AND THE TRANSPORTATION ENTERPRISE, IN THE PORTION OF THE INTERSTATE 70 MOUNTAIN CORRIDOR THAT INCLUDES AND LIES BETWEEN FLOYD HILL AND THE EISENHOWER-JOHNSON TUNNELS BY PROVIDING AND OPERATING REVERSIBLE HIGHWAY LANES WITHIN THAT PORTION OF THE CORRIDOR. IF A FEASIBILITY STUDY OF A MOVEABLE BARRIER SYSTEM ON INTERSTATE 70 IS COMPLETED AND DEMONSTRATES THAT SUCH A SYSTEM IS VIABLE AND THAT LIFE SAFETY ISSUES CAN BE ADDRESSED, A TRANSPORTATION DEMAND MANAGEMENT CONTRACT MAY ESTABLISH, CONSISTENT WITH PLANNING PROVISIONS IN SECTION

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

43-1-1103, C.R.S., THE INTERSTATE 70 COLLABORATIVE EFFORT, CONTEXT SENSITIVE SOLUTIONS, AND THE PROCESSES REQUIRED BY THE FEDERAL "NATIONAL ENVIRONMENTAL POLICY ACT OF 1969", 42 U.S.C. 4321 ET SEQ., THE GOAL OF BEGINNING THE PROVISION AND OPERATION OF REVERSIBLE HIGHWAY LANES AND REPORTING TO THE GENERAL ASSEMBLY NO LATER THAN JANUARY 1, 2011. A TRANSPORTATION DEMAND MANAGEMENT CONTRACT MAY AUTHORIZE THE TRANSPORTATION ENTERPRISE TO ENTER INTO SINGLE-FISCAL YEAR OR MULTIPLE-FISCAL YEAR OPERATING LEASE AGREEMENTS OR CAPITAL LEASE OR LEASE-PURCHASE AGREEMENTS WITH A PRIVATE CONTRACTOR AS NEEDED TO PROVIDE AND OPERATE THE REVERSIBLE HIGHWAY LANES.

SECTION 2. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: May 27, 2010