

SB001_L.069

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Transportation & Energy.

SB18-001 be amended as follows:

1 Amend reengrossed bill, page 10, after line 11 insert:

2 "SECTION 5. In Colorado Revised Statutes, 42-4-1012, **amend**
3 (1)(b)(III) introductory portion, (1)(b)(III)(A), and (1)(b)(IV); and **add** (4)
4 as follows:

5 **42-4-1012. High occupancy vehicle (HOV) and high occupancy**
6 **toll (HOT) lanes.** (1) (b) (III) Any contract entered into between the
7 department and a private entity pursuant to ~~subparagraph (f) of this~~
8 ~~paragraph (b)~~ SUBSECTION (1)(b)(I) OF THIS SECTION shall:

9 (A) SUBJECT TO THE LIMITATION SET FORTH IN SUBSECTION (4) OF
10 THIS SECTION, authorize the private entity to impose tolls for use of the
11 high occupancy toll lane;

12 (IV) SUBJECT TO THE LIMITATION SET FORTH IN SUBSECTION (4) OF
13 THIS SECTION, the department shall structure a variable toll or fee to
14 ensure a level of service C and unrestricted access to the lanes at all times
15 by eligible vehicles, including buses, carpools, and EPA certified
16 low-emitting vehicles with a gross vehicle weight rating over ten
17 thousand pounds.

18 (4) WITH RESPECT TO ANY LANE FIRST DESIGNATED AS A HIGH
19 OCCUPANCY VEHICLE LANE OR AS A HIGH OCCUPANCY TOLL LANE ON OR
20 AFTER THE EFFECTIVE DATE OF THIS SUBSECTION (4), THE DEPARTMENT OF
21 TRANSPORTATION OR A PRIVATE ENTITY MAY LIMIT TRAVEL ON THE LANE
22 TO HIGH OCCUPANCY VEHICLES OR IMPOSE A TOLL ONLY DURING PEAK
23 TRAVEL PERIODS FOR THE LANE. THE EXECUTIVE DIRECTOR OF THE
24 DEPARTMENT OF TRANSPORTATION SHALL DESIGNATE PEAK TRAVEL
25 PERIODS FOR A HIGH OCCUPANCY TOLL LANE THROUGH RULES
26 PROMULGATED IN ACCORDANCE WITH ARTICLE 4 OF TITLE 24, SUBJECT TO
27 THE LIMITATION THAT PEAK TRAVEL PERIODS SHALL NOT EXCEED SIX
28 HOURS FOR ANY DAY."

29 Renumber succeeding sections accordingly.

30 Page 21, after line 14 insert:

31 "SECTION 13. In Colorado Revised Statutes, 43-4-808, **amend**
32 (3)(b) and (3)(c); and **add** (3)(d) as follows:

33 **43-4-808. Toll highways - special provisions - limitations.**
34 (3) Notwithstanding any other provision of law and subject to the
35 requirements of section 43-4-806 (8) and any limitations set forth in the
36 state constitution or in federal law, the transportation enterprise may:

1 (b) SUBJECT TO THE LIMITATION SET FORTH IN SUBSECTION (3)(d)
2 OF THIS SECTION, incorporate congestion management and congestion
3 pricing into its schedule of user fees for any highway or highway system;
4 and

5 (c) Authorize the investment of highway-derived user fee
6 revenues for cost-effective multimodal transportation projects that
7 promote mobility, reductions in emissions of greenhouse gases, and
8 energy efficiency; AND

9 (d) WITH RESPECT TO ANY EXISTING OR NEW HIGHWAY SEGMENT
10 OR HIGHWAY LANE ON WHICH A USER FEE IS FIRST IMPOSED ON OR AFTER
11 THE EFFECTIVE DATE OF THIS SUBSECTION (3)(d), IMPOSE THE USER FEE
12 ONLY DURING PEAK TRAVEL PERIODS FOR THE HIGHWAY SEGMENT OR
13 HIGHWAY LANE. THE EXECUTIVE DIRECTOR SHALL DESIGNATE PEAK
14 TRAVEL PERIODS FOR A HIGHWAY SEGMENT OR HIGHWAY LANE THROUGH
15 RULES PROMULGATED IN ACCORDANCE WITH ARTICLE 4 OF TITLE 24,
16 SUBJECT TO THE LIMITATION THAT PEAK TRAVEL PERIODS SHALL NOT
17 EXCEED SIX HOURS FOR ANY DAY."

18 Renumber succeeding sections accordingly.

19 Page 22, line 3, strike "10" and substitute "11".

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