



COLORADO
Transportation
Investment Office

Safety & Toll Enforcement Program (STEP)

Proposed Business Rules Revisions

Staff Proposal

- Add threshold(s) to business rules related to DMV Holds and Hot List
 - Minimum number of unpaid Notices of Civil Penalty (NOCP)
 - Minimum number of days NOCP is overdue
 - Minimum dollar amount owed

Escalation Timeframe of a Civil Penalty



Original Business Rules

Section O - Notice Non-Payment Rules (Collections, Hot List and DMV Hold)

BR	Description
010	<u>Any</u> Notice that is past due after a Hearing Officer Final Order of liability (30 days) will be sent to collections by the Vendor.
020	<u>Any</u> license plate that has <u>excessive</u> Notices shall be sent to DMV hold if the following criteria has been met: <ul style="list-style-type: none">• Notice is 45 days or more past the due date e.g., liable by default for not scheduling or appearing to a hearing; or• Past due the final order of liability date by decision of a hearing officer, over 30 days, that has not been appealed at the county court or• past due the court order decision of “liable” over the period specified by the county court.
030	<u>Any</u> orphan license plate (a name and address could not be obtained for) that has Excessive Violations should be placed on the HOT list (for law enforcement); maintained by the Roadside System Vendor.

Proposed Business Rules - Collections Activity

BR	Description
O10	<u>Any</u> Notice that is past due after a Hearing Officer Final Order of liability (30 days) will be sent to collections by the Vendor.

Threshold	Currently Defined As	Staff Recommendation
"Any"	License plates from any state	License plates from any state
	No minimum number of unpaid Notices	No minimum number of unpaid Notices
	No minimum amount due	No minimum amount due

Proposed Business Rules - DMV Hold

BR	Description
O20	<p><u>Any</u> license plate that has <u>excessive</u> Notices shall be sent to DMV hold if the following criteria has been met:</p> <ul style="list-style-type: none"> • Notice is 45 days or more past the due date e.g., liable by default for not scheduling or appearing to a hearing; or • Past due the final order of liability date by decision of a hearing officer, over 30 days, that has not been appealed at the county court or • Past due the court order decision of “liable” over the period specified by the county court.

Threshold	Currently Defined As	Staff Recommendation
“Any”	All Colorado license plates	All Colorado Plates
“Excessive”	No minimum number of unpaid Notices	5 or more unpaid Notices
	No minimum amount due	\$900 or more owed

Proposed Business Rules - DMV Hold Continued

BR	Description
O20	<p>Any license plate that has excessive Notices shall be sent to DMV hold if the following criteria has been met:</p> <ul style="list-style-type: none"> • Notice is 45 days or more past the due date e.g., liable by default for not scheduling or appearing to a hearing; or • Past due the final order of liability date by decision of a hearing officer, <u>over 30 days</u>, that has not been appealed at the county court or • Past due the court order decision of “liable” over the period <u>specified by the county court</u>.

Threshold	Currently Defined As	Staff Recommendation
“Past Due” Hearing Officer Final Order	Over 30 days from date of decision by a hearing officer.	120 days or more past due after a Hearing Officer Final Order of liability and no county court appeal has been filed.
“Past Due” Court of Appeals Judgement	Past due the court order decision of “liable” over the period specified by the county court.	Payment is 60 days or more past due after a court Judgment is entered against the ROV. The date the Judgment is entered is the date from which the 60 days commences.

Proposed Business Rules - Orphan License Plates

BR	Description
030	<u>Any</u> orphan license plate (a name and address could not be obtained for) that has <u>Excessive</u> Violations should be placed on the HOT list (for law enforcement); maintained by the Roadside System Vendor.

Threshold	Currently Defined As	Staff Recommendation
“Any”	License plates from any state	<ul style="list-style-type: none"> • Colorado license plates • Sovereign citizen license plates • No state
“Excessive”	No minimum number of unpaid Notices	5 or more unpaid Notices
	No minimum amount due	\$900 or more owed

Next Steps

- Update Section O - Notice Non-Payment Rules (Hot List and DMV Hold) Business Rules per Board comments
- Pending B.O.D. Comments, Staff will take steps towards implementation

Questions?