

14-100.003 Express Lane Tolling.

(1) Purpose. The intent of this rule is to establish criteria for express lane tolling by the Florida Department of Transportation.

(2) Definitions. Unless defined below, words, phrases, or terms contained herein shall have the definitions set forth in Chapters 316, 334, and 338, F.S. As used in this rule the following words, phrases, or terms shall mean:

(a) “Authorized user” means any person operating a motor vehicle in an express lane with a ~~an~~ active SunPass transponder, or interoperable transponder-based pre-paid account, having sufficient funds to pay the applicable toll, or operating a motor vehicle which is exempt from payment of the applicable toll pursuant to Rule 14-100.004 or Rule 14-100.006.

(b) “Department” means Florida Department of Transportation.

(c) “Express lane” means a travel lane delineated or physically separated from a general use lane or general toll lane within a roadway corridor in which tolls ~~amounts~~ are set based on traffic conditions.

(d) “Free-flow” means conditions under which travel is unimpeded and motor vehicles are able to safely operate at speeds of at least 45 miles per hour in the express lanes.

(e) “General toll lane” means a tolled roadway lane within a toll facility that is not an express lane and for which the applicable toll ~~amount~~ for its use is not established by variable tolling.

(f) “General use lane” means an untolled roadway lane.

(g) “Multi-axle” means a motor vehicle with three or more axles.

(h) “Over-the-Road bus” means a bus characterized by an elevated passenger deck located over a baggage compartment and operated by a for hire company registered on the US Federal Motor Carrier Safety Administration (USFMCSA) registration system.

(i) “Point of entry or continuation” means either the location at which a motor vehicle enters an express lane, or the location at which a motor vehicle continues on an express lane and passes an electronic message sign where toll ~~amount~~ information is displayed.

(j) “Public transit bus” means a bus regularly scheduled for transport of the general public and owned, operated, rented, contracted, or leased by a governmental entity.

(k) “School bus” means a bus regularly used for the transportation of prekindergarten, disability program, or kindergarten through grade 12 students of the public schools to and from school or to and from school activities and owned, operated, rented, contracted, or leased by any district school board.

(l) “Toll point” means the physical location at which a SunPass transponder, interoperable transponder, and/or license plate information is read and a toll is assessed to authorized users or violators operating a motor vehicle in an express lane or general toll lane.

(m) “Transaction” is when a motor vehicle passes a toll point and incurs a toll. An electronic record of each transaction contains vehicle and location information necessary for processing of the transaction.

(n) “Vanpool” means a van designed to transport seven or more passengers, including the driver, and registered by a public entity that is authorized by a local government or Metropolitan Planning Organization to register vanpools for transport of employees to and from their place of employment.

(o) ~~(h)~~ “Variable tolling” means the setting of tolls ~~amounts~~ in an express lane for authorized users based on the toll ~~amount~~ criteria set forth in this rule.

(p) ~~(m)~~ “Violator” means a ~~the~~ registered owner of a motor vehicle operated in an express lane without being an authorized user.

~~(j) “Point of exit” means either the location at which a vehicle exits an express lane, or the location at which a vehicle on an express lane passes an electronic message sign where toll amount information is displayed.~~

~~(k) “Trip” means that portion of an express lane travelled by a vehicle between the point of entry and the point of exit from an express lane.~~

(3) Toll ~~Rate~~ Criteria for Variable Tolling:

(a) ~~Toll amounts for trip collection and~~ The variable toll of an express lane will be determined by analysis of traffic data such as traffic volume, operating speeds, level of service, and trend data in the express lane, general use lanes, general toll lanes, or a combination thereof, to promote free-flow traffic conditions.

(b) The minimum toll for authorized users of an express lane that is not on the Turnpike System will be \$0.50.

(c) The minimum toll for authorized users of an express lane on the Turnpike System will be as follows:

1. All authorized users, except for school buses, public transit buses, Over-the-Road buses, or vanpools that register in the manner described in subsection (3)(c)2., will pay at least \$0.25 more than the SunPass toll for the general toll lanes that are adjacent to the express lanes.

2. School buses, public transit buses, Over-the-Road buses or vanpools will pay the SunPass toll for the general toll lane after properly registering with SunPass to include:

a. Completing registration on the SunPass Express Lane Exemption webpage on SunPass.com.

b. Providing documentation for each bus or van to qualify for the exemption.

c. Upon approval from SunPass and receipt of a SunPass mini transponder from SunPass for each exempt bus or van, the issued SunPass mini transponder must be properly affixed to the windshield of each corresponding exempt bus or van.

d. Renewing exemption registration annually prior to the expiration date.

~~(b) The minimum toll amount for authorized users of an express lane that is not on the Turnpike System will be \$0.50. The minimum toll amount for authorized users of an express lane on the Turnpike System will be at least \$0.25 greater than the SunPass toll amount for the general toll lane.~~

~~(d) (e) The maximum toll amount for authorized users of the express lanes on Interstate 95 between Mile Marker 4 and Mile Marker 12 will not exceed \$1.50 per mile. If those express lanes reach the maximum toll amount on any 45 days in a six month period, the maximum toll amount will increase by \$0.50 per mile effective the first day of the following month. The maximum toll amount for authorized users of those express lanes will increase by \$0.50 in any subsequent six month period meeting the same condition.~~

~~(4) Authorized users shall pay all express lane toll transactions.~~

~~(5) Multi-axle motor vehicles are not allowed to operate on an express lane unless otherwise indicated by regulatory signage. If the Department allows multi-axle motor vehicles on an express lane, the multi-axle toll amount will be equal to the applicable two-axle toll amount divided by two, multiplied by the number of axles.~~

~~(6) Display of Toll Amounts:~~

~~(a) To the extent feasible, an electronic message sign in advance of each point of entry to an express lane from a general use lane or general toll lane will display the current toll amount from the point of entry to one or more exit locations. The current toll amount also will be displayed for one or more additional exit locations if travel is continued in the express lanes beyond the exit locations displayed on the signage prior to the point of entry or a continuation.~~

~~(b) To the extent feasible, an electronic message sign in advance of each point of entry to an express lane from a general toll lane will display the current additional toll amount for the express lane above the toll amount for the general toll lane, from the point of entry to one or more exit locations.~~

(7) Violators shall pay all express lane transactions. Violators ~~also shall be charged~~ pay \$25.00 for each day that the violator has an express lane transaction per trip plus the applicable toll amount. A violator must pay the total invoice amount, which will include an administrative charge in the amount established by Rule 14-100.005 (6), within 20 30 days from the date on the invoice date. If an invoice is not paid in full within 20 30 days from the date on the invoice date, a second invoice will be sent. If the total invoice amount is toll violations amounts are not paid within 20 30 days after the invoice date on the second invoice, the Department, in its discretion, may issue a Uniform Traffic Citation for each individual unpaid toll transaction associated with the original invoice, initiate a motor vehicle license plate or revalidation sticker registration hold or stop process pursuant to section 316.1001(4), Florida Statutes, or refer the total unpaid amounts owed to a collection agency or attorney for collection a Uniform Traffic Citation will be issued or the amounts owed by the violator will be pursued to collection. All subsequent invoices will include all unpaid amounts and will be subject to the same enforcement procedures stated above if not paid within 20 days from the invoice date.

Rulemaking Authority 334.044(2), 338.155(1), 338.166(4) FS. Law Implemented 316.1001, 316.640(1), 318.14(12), 334.044(16), 338.155(1), 338.165, 338.166(4), 338.2216, 338.231 FS. History--New 5-8-08, Amended 2-19-14, _____.