

OUT OF STATE VIOLATIONS

IBTTA

Communications and Administration

Workshop

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Tolling 101

- Toll Plaza – Minimal out of state violations
- ORT – Out of state violations a growing concern
- Current practice for collection of these unpaid amounts:
 - Send multiple violation notices
 - Refer to collection agencies

Interoperable Agreements help to reduce out of state violations for those motorists with a prepaid account with the home agency



Are Out of State Violations a Problem for Your Agency?

- Percentage of Violations
- Toll Plaza vs ORT
- Commuter road vs interstate
- Toll revenue increasingly looked at to finance transportation projects
 - FAST Act encouraging P3 projects
 - New administration in DC
- Are you a borrower? TIFIA, TRBs
- Perception problem if only enforcing in state violators

Is the Juice Worth the Squeeze?

- Why is it so hard to collect from out of state violators?
 - Jurisdiction
 - Lack of Penalties
 - Not enough violations per violator
 - Cost prohibitive
 - Federal Driver's License law makes sharing of information difficult



Lets Reduce the Out of State Violations Rate

- Enforcement Reciprocity Agreements
- Traditional collection companies
- National interoperability



What is a Enforcement Reciprocity Agreement

- We agree to help you enforce toll violations on your toll roads by the citizens of our state and you agree to enforce toll violations on our roads by the citizens of your state
 - The away state continues to notify all violators of the violations on its roads
 - The home state will request DMV to suspend vehicle registration
- Key Features of an Enforcement Reciprocity Agreement
 - Parties include tolling agency/DOT and DMVs
 - Similar violation fees and penalties
 - Court/administrative process
 - Transfer of violator information
 - Confidentiality of violator information

Who Has ERAs?

- The following states have implemented a reciprocity agreement:
 - Maine, New Hampshire and Massachusetts (2011)
- The following states have enacted legislation allowing reciprocity agreements
 - North Carolina (passed 2012)
 - Delaware (passed 2013)
 - Pennsylvania (passed 2016)
 - Virginia (passed 2016)

Why Doesn't Everyone Have an ERA?

- Political buy-in
- Need legislation
- Guidelines addressing privacy and personal identifying information
- Cost of address look ups and other DMV costs to comply
- States must agree to a common standard of enforcement
- Reliant on other states/DMV's for enforcement
- Need to automate data sharing abilities and information
- Due process
- Some states won't benefit or participate

National Interoperability



Maybe we will just wait until NIOP

Will not address violations as a whole but could minimize violations by narrowing the gap between violations by account holders and those without accounts.

Collection Companies

- CSC burden transferred to collection company
- Variety of collection options offered by collection companies
 - different payment structures
 - court filing for larger violators
- Savvy violators will know that there is no bite behind the bark
 - Exception: Credit Agency Reporting
- Gap in leakage remains



Collections Agreement with a twist

- All tolls paid up front
- Share in the collection of administrative fees
- Process
 - ICD
 - Send list of out of state plates to our vendor
 - They send requests to various state DMVs
 - List gets sent back to us to scrub for customers
 - Revised list to vendor for collections
 - Accounts assigned not sold

Questions?