

6511. Rates and Charges.

- (d) Rates and charges for ~~non-consensual~~nonconsensual tows. Subject to the provisions of this paragraph, the maximum rate that a towing carrier may charge for a ~~non-consensual~~nonconsensual tow of a motor vehicle with a GVWR of less than 10,000 pounds performed upon the authorization of the property owner is \$~~100~~154.00. Except as provided in paragraphs (b), (c), (e), (f), (g), ~~and (h) and (i), (i), and (j)~~ of this rule, this maximum rate shall include, but not be limited to, charges for the following:
- (I) all towing services rendered;
 - (II) hookup;
 - (III) use of dollies or go-jacks;
 - (IV) access to or release of the motor vehicle from storage;
 - (V) except for an abandoned motor vehicle, removal of personal property that is not attached to or a part of the equipment of the motor vehicle;
 - (VI) all commissions paid; and
 - (VII) all other services rendered in performing such ~~non-consensual~~nonconsensual tow.
- (e) The maximum rates for a ~~non-consensual~~nonconsensual tow from storage ~~(i.e., directed by a law enforcement officer who is performing an accident reconstruction or stolen vehicle investigation)~~ are as follows:
- (I) \$91.00 for one additional hookup; and
 - (II) \$91.00 per hour waiting time; and
 - (III) mileage charges as provided in paragraph

(f) Mileage.

- (I) The maximum mileage charge that may be assessed for a nonconsensual tow of a motor vehicle with a GVWR of less than 10,000 pounds is \$3.80 per laden mile up to the maximum set forth below. (For purposes of this paragraph, laden mile means a mile when the towed motor vehicle is being transported.) A towing carrier may not apply mileage charges in excess of:
- (A) 12 miles for all tows originating within 20-miles of Interstate 25; or
 - (B) 16.5 miles for all other tows.
- (II) Fuel surcharge. The maximum per mile charge shall be adjusted monthly by the Public Utilities Commission by setting a fuel surcharge. The surcharge shall be based on the United States Department of Energy "weekly retail on-highway diesel prices" for the Rocky Mountain region using the price per gallon of \$2.60 as the base rate. The adjustment shall provide a one-percent increase in the mileage rate for every ten-cent increase in fuel cost, or a one-percent decrease in the mileage rate for every ten-cent decrease in fuel cost, but in no event decreasing below the base rate.