

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011**

H

1

HOUSE BILL 422*

Short Title: No High-Speed Rail Money from Federal Gov't. (Public)

Sponsors: Representatives Killian, Frye, and Shepard (Primary Sponsors).
For a complete list of Sponsors, see Bill Information on the NCGA Web Site.

Referred to: Transportation, if favorable, Commerce and Job Development, if favorable,
Finance.

March 22, 2011

A BILL TO BE ENTITLED

1
2 AN ACT TO PROHIBIT THE DEPARTMENT OF TRANSPORTATION FROM
3 ACCEPTING FEDERAL FUNDS FOR A HIGH-SPEED RAIL PROJECT WITHOUT
4 EXPLICIT AUTHORIZATION FROM THE GENERAL ASSEMBLY, AND TO
5 PROVIDE A PENALTY FOR THE DEPARTMENT OF TRANSPORTATION FOR
6 NONCOMPLIANCE.

7 The General Assembly of North Carolina enacts:

8 **SECTION 1.** Notwithstanding G.S. 136-44.36 or any other provision of law, the
9 Department of Transportation shall not apply for, accept, or expend any grant funding from the
10 federal government for any high-speed rail project unless the project has been approved
11 through an act of the General Assembly.

12 **SECTION 2.** If the Department of Transportation accepts funds in contravention of
13 Section 1 of this act, then, notwithstanding Section 5.6 of S.L. 2009-451, as amended by
14 Section 5.4 of S.L. 2010-31, G.S. 136-44.36, or any other provision of law, any funds received
15 by the State from the federal government for high-speed rail projects shall be deposited into the
16 General Fund to be appropriated at the discretion of the General Assembly by a later act.
17 Additionally, the Department of Transportation shall pay from the Highway Fund any
18 penalties, interest, or other charges that result from its acceptance of funds in contravention of
19 Section 1 of this act.

20 **SECTION 3.** Except as otherwise provided, this act becomes effective March 1,
21 2011.

