

NORTH CAROLINA GENERAL ASSEMBLY



HOUSE SELECT COMMITTEE ON STRATEGIC TRANSPORTATION PLANNING AND LONG TERM FUNDING SOLUTIONS

REPORT TO THE 2016 SESSION of the 2015 GENERAL ASSEMBLY OF NORTH CAROLINA

APRIL 4, 2016

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TRANSMITTAL LETTER

April 4, 2016

TO THE MEMBERS OF THE 2016 REGULAR SESSION
OF THE 2015 GENERAL ASSEMBLY

The House Select Committee on Strategic Transportation Planning and Long Term Funding Solutions respectfully submits the following report to the 2016 Regular Session of the 2015 General Assembly.



Representative John A. Torbett, Chair

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COMMITTEE PROCEEDINGS

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The House Select Committee on Strategic Transportation Planning and Long Term Funding Solutions met eight times after the 2015 Regular Session. The following is a brief summary of the Committee's proceedings. Detailed minutes and information from each Committee meeting are available in the Legislative Library, and at the Committee's website: <http://www.ncleg.net/gascripts/DocumentSites/browseDocSite.asp?nID=283>

December 15, 2015

The first meeting of the Committee was held December 15, 2015 at 9:00 a.m. in Room 544 of the Legislative Office Building. The Committee chair led a Committee discussion of the Committee's charge, purpose and future work. The Chair also appointed four Subcommittees: Primary Roads, Rep. Iler, Chair; Secondary Roads, Rep. Tine, Chair; Public Transit/Aviation, Rep. Jeter, Chair; and Ports/Rail, Rep. Shepard, Chair.

January 4, 2016

The second meeting of the Committee was held January 4, 2016 in the Legislative Office Building.

The Subcommittees of the Committee met first.

The Primary System Subcommittee met at 10:00 a.m. in Room 415 of the Legislative Office Building, and heard the following presentations: (1) Primary System Overview, Mike Holder, Chief Engineer, Division of Highways, Department of Transportation; (2) North Carolina Strategic Corridors, Patrick Norman, Branch Manager, Transportation Planning Branch, Department of Transportation; (3) I-95 Overview, Mike Holder, Chief Engineer, Division of Highways, Department of Transportation.

The Ports/Rail Subcommittee met at 10:00 a.m. in Room 414 of the Legislative Office Building, and heard the following presentation: Freight Rail System, Paul Worley, Director, Rail Division, Department of Transportation.

The Secondary System Subcommittee met at 11:00 a.m. in Room 415 of the Legislative Office Building, and heard the following presentations: (1) Secondary System Overview Mike Holder, Chief Engineer, Division of Highways, Department of Transportation; (2) Overview of State-Maintained Unpaved Secondary Roads, Mike Holder, Chief Engineer, Division of Highways, Department of Transportation; (3) Standards for Inclusion in State Highway System, Mike Holder, Chief Engineer, Division of Highways, Department of Transportation; (4) Deficient Bridges on Secondary Roads, Mike Holder, Chief Engineer, Division of Highways, Department of Transportation; (5) Ferry System, Sterling Baker, Department of Transportation; (6) Aid to Municipalities (Powell Bill) Overview, Calvin Leggett, Director, Division of Planning and Programming, Department of Transportation; (7) Bicycle/Pedestrian Overview, Lauren Blackburn, Director, Bicycle and Pedestrian Division, Department of Transportation.

The Public Transit/Aviation Subcommittee met at 11:00 a.m. in Room 414 of the Legislative Office Building and heard the following presentations: (1) Public Transportation Overview, Debra Collins, Director, Public Transportation Division, Department of Transportation; (2) Aviation Overview, Bobby Walston, Aviation Division, Department of Transportation.

The full Committee convened at 1:00 p.m. in Room 544 of the Legislative Office Building, and heard the following presentations: (1) Governor McCrory's 25 Year Vision, Susan Pullium, Director of Customer Service, NC Turnpike Authority Department of Transportation; (2) Strategic Transportation Investments Overview, Calvin Leggett, Director, Division of Planning and Programming, Department of Transportation; (3) Logistics – North Carolina's Transportation Network, Charles HW Edwards, Executive Director, NC Center for Global Logistics; (4) NCSPA Overview, Paul Cozza, Executive Director, North Carolina State Ports Authority; (5) Federal Funding Update, Burt Tasaico, State Program Analysis Engineer, Department of Transportation.

January 25, 2016

The third meeting of the Committee was held January 25, 2016 at 9:00 a.m. at Mattamuskeet Outpost near Swan Quarter, North Carolina. The Committee heard the following presentations: (1) General Aviation Economics & Unmanned Aerial System (UAS) Program, Bobby Walston, Director, Division of Aviation, Department of Transportation; (2) NGAT Program Update and Aviation Outlook, Kyle Snyder, Director, NextGen Air Transportation (NGAT) Center, North Carolina State University; (3) Ferry Division Overview, Sterling Baker, Division Maintenance Engineer, Division 1, Department of Transportation. Following a break for lunch, the Committee made a site visit to the Department of Transportation Swan Quarter ferry terminal, where they toured a ferry vessel, and heard an informal presentation from residents of Ocracoke Island concerning the importance of the ferry system to their community. The Committee proceeded next to a site visit at the Hyde County Airport, and viewed a demonstration of an unmanned aircraft system.

February 1, 2016

The fourth meeting of the Committee was held February 1, 2016 in the Legislative Office Building.

The Subcommittees of the Committee met first.

The Primary System Subcommittee met at 9:00 am in Room 544 of the Legislative Office Building, and heard the following presentations: (1) Overview of Metropolitan Planning Organizations (MPO), Chris Lukasina, Executive Director Capital Area MPO; (2) From Inception to Completion: Steps to Completing a Highway Project, Mike Holder, Chief Engineer, Division of Highways, Department of Transportation.

The Secondary System Subcommittee met at 10:00 am in Room 544 of the Legislative Office Building, and heard the following presentations: (1) Overview of Rural Transportation Planning Organizations (RPO), Janet Robertson, President of NCARPO and Rural Transportation Planner, Lumber River RPO, Lumber River Council of Governments; (2) Ferry Division Capital Needs, Sterling Baker, Division Maintenance Engineer, Highway Division 1, Department of Transportation.

The Public Transit/Aviation Subcommittee met at 11:00 am in Room 544 of the Legislative Office Building, and heard the following presentations: (1) Commercial Aviation Outlook, Michael Landguth, President and Chief Executive Officer, Raleigh-Durham International Airport; (2) General Aviation Outlook, Dan Danieleley, Airport Manager, Burlington-Alamance Airport Authority; (3) Governor's Aviation Task Force Update, John Lennon, Chairman, Governor's Aviation Task Force, North Carolina Board of Transportation.

The Ports/Rail Subcommittee met at 12:00 p.m. in Room 544 of the Legislative Office Building, and heard the following presentations: (1) Economic Impact of North Carolina's Supply Chain, Dana Magliola, Supply Chain Scholar, North Carolina State University, and Lindsay Schilleman, Supply Chain Scholar, North Carolina State University (2) Agricultural Export Trends & Opportunities, Rob Hosford, International Marketing Officer, Department of Agriculture and Consumer Services.

The full Committee convened at 2:00 p.m. in Room 544 of the Legislative Office Building, and heard the following presentation: State Transportation Funding Overview, Long Term Forecast compared to Funding Needs, and Funding Options Used by Other States, Burt Tasaico, State Program Analysis Engineer, Department of Transportation, and Patrick Norman, Branch Manager, Transportation Planning Branch, Department of Transportation. Following these presentations, the Committee heard brief comments from members of the public on tolling.

February 22, 2016

The fifth meeting of the Committee was held February 22, 2016 in the Legislative Office Building.

The Subcommittees of the Committee met first.

The combined Primary System and Secondary System Subcommittees met at 9:00 a.m. in Room 544 of the Legislative Office Building. The two Subcommittees heard the following presentations from maintenance and construction industry representatives: (1) Berry Jenkins, Director, NC Government Relations and Highway-Heavy Division, Carolinas Associated General Contractors; (2) Jonathan Bivens, Vice President of Design/Build and Engineering S.T. Wooten Corporation; (3) Ellis Powell, Executive Director, Carolina Asphalt Pavement Association; (4) Jay Stem, Executive Director, North Carolina Aggregates Association; (5) Tom Carroll – Director, Business Development and External Affairs, Mideast Region Vulcan Materials Company, NC Aggregates Association President; (6) Greg Dean, Executive Director, Carolinas Concrete Paving Association.

The Public Transit/Aviation Subcommittee met at 11:00 a.m. in Room 544 of the Legislative Office Building. The Subcommittee heard the following presentations: (1) Planning for Fixed Guideway Projects, Patrick McDonough, Manager of Planning and Transit Oriented Development, GoTriangle (Triangle Transit Authority); (2) Corridor Plan/Project Updates, Jeff Mann, General Manager, GoTriangle (Triangle Transit Authority).

The Ports/Rail Subcommittee met at 12:00 p.m. in Room 544 of the Legislative Office Building. The Subcommittee heard the following presentations: (1) North Carolina Railroad & Economic Development, Franklin Rouse, Jr., Chairman, North Carolina

Railroad Company Board; (2) Shortline/Regional Rail Perspective, Carl Hollowell, Aberdeen & Western Railway Co. Railway Association of North Carolina.

The full Committee convened at 2:00 p.m. in Room 544 of the Legislative Office Building, and heard the following presentations: (1) Jim Smith, Executive Director, American Council of Engineering Companies of North Carolina (ACEC/NC); (2) Bill Hood, Vice President, AMEC-FW President, ACEC/NC; (3) North Carolina's Changing Demographics, Rebecca Tippet, Ph.D., Director, Carolina Demography, UNC Carolina Population Center; (4) 2016 Transportation Debt Affordability Study, Greg Gaskins, Deputy Treasurer, State and Local Government Finance Division, Department of State Treasurer.

March 7, 2016

The sixth meeting of the Committee was held March 7, 2016 in the Legislative Office Building.

The Subcommittees of the Committee met first.

The combined Primary System and Secondary System Subcommittees met at 9:00 a.m. in Room 544 of the Legislative Office Building. The two Subcommittees heard the following presentations: (1) Vision: Modernizing North Carolina's Transportation System, Larry Phillips, Surry County Commissioner, 2nd Vice President, North Carolina Association of County Commissioners, and Erin Wynia, Legislative Counsel North Carolina League of Municipalities; (2) Modernizing DOT through Advances in Innovation and Revenue Enhancements, Jim Trogon, Vice President, Atkins North America, Inc.

The Public Transit/Aviation Subcommittee met at 11:00 a.m. in Room 544 of the Legislative Office Building. The Subcommittee heard the following presentation: CATS Corridor Plans and Project Updates, John Lewis, Chief Executive Officer, Charlotte Area Transit System.

The Ports/Rail Subcommittee met at 12:00 p.m. in Room 544 of the Legislative Office Building. The Subcommittee heard the following presentations: (1) Federal Dredging Funding Outlook, Col. Kevin Landers, Wilmington District, U.S. Army Corp. of Engineers; (2) Wilmington Rail Realignment Options, Laura Padgett, Chair Mayor's (Wilmington) Rail Realignment Task Force.

The full Committee convened at 2:00 p.m. in Room 544 of the Legislative Office Building, and heard the following presentations: (1) Tolling in Other States: Best Practices and Lessons Learned, Kevin Longenbach, Senior Tolls Consultant, Atkins North America, Inc.; (2) Regional Transportation Planning: Business Perspective and Objectives, Joe Milazzo, Executive Director, Regional Transportation Alliance (RTA); (3) Statutory Review of Laws Impacting Privately-Owned and State-Owned Unpaved Roads, Wendy Graf Ray, Committee Counsel, Legislative Analysis Division.

March 28, 2016

The seventh meeting of the Committee was held March 28, 2016 at the North Carolina State Port in Morehead City, North Carolina. Beginning at 10:30 a.m., the Committee toured the Port of Morehead City General Cargo Terminal. The tour was led by Paul Cozza, Chief Executive Officer, North Carolina State Ports Authority and Laura Blair, Senior Director, External Affairs, North Carolina State Ports Authority. After lunch, the Committee reconvened at 1:45 p.m. at the Morehead City Train Depot for a full Committee meeting. The Committee heard the following presentations: (1) NCSPA Infrastructure & Development, Paul Cozza, Chief Executive Officer, North Carolina State Ports Authority; (2) Port of Morehead City Access Improvements, Patrick Flanagan, Transportation Planner, Down East RPO; (3) Ports Modernization: Market Opportunities & Return on Investment, Eddie McFalls, Department Manager, Transportation Planning, AECOM; and (4) NCSPA Impact on Regional Commerce, Ray McKeithan, Manager, Public and Governmental Affairs, PotashCorp (PCS Phosphate).

April 4, 2016

The eighth meeting of the Committee was held April 4, 2016 in the Legislative Office Building.

Each of the four Subcommittees of the Committee met separately, beginning at 9:00 a.m., in Room 544 of the Legislative Office Building. Each Subcommittee reviewed and discussed its work to date. The Secondary Roads Subcommittee recommended two bill drafts to the full Committee, with the following short titles: (1) Adjusting Unpaved Roads Funding Expenditures, and (2) Ferry System Stabilization Act. In addition, the Secondary Roads Subcommittee made a recommendation that the General Assembly consider increased funding for unpaved secondary roads. The Ports/Rail Subcommittee made a recommendation that State Ports are of critical importance, and need further investment and study.

The full Committee convened at 2:00 p.m. in Room 544 of the Legislative Office Building. Each Subcommittee chair gave a report of the Subcommittee's work to date.

The Committee approved the Subcommittee recommendations listed above, with the following changes: the Committee amended the Ferry System Stabilization Act bill draft to eliminate tolls on all ferries and increase the yearly appropriation from the Highway Fund to the Ferry Division. The Committee also approved a third bill draft, short title: Repeal Light Rail Funding Cap. All three bill drafts are attached to this report, beginning on page 13.

The Committee then approved this report, and adjourned, with plans to reconvene following the 2016 Session of the General Assembly, as authorized by letter of the Speaker of the House of Representatives, dated March 8, 2016, and included in this report on page 31.

RECOMMENDED LEGISLATION

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Summaries of Recommended Legislation

2015-MLz-245: Current law provides that the Department of Transportation (DOT) shall expend funds allocated for the paving of unpaved secondary roads based on a statewide prioritization. This act adjusts that expenditure scheme as follows:

- The DOT shall expend 50% of the funds allocated for the paving of unpaved secondary roads based on a statewide prioritization.
- The DOT shall expend the remaining funds equally among the 14 Highway Divisions for the paving of secondary roads within the particular Highway Division based on the same statewide prioritization.

2015-MLza-256: Current law authorizes the Board of Transportation to toll ferry routes. Currently, the following routes are untolled:

- Bayview - Aurora
- Cherry Branch – Minnesott Beach
- Currituck – Knotts Island
- Hatteras – Ocracoke

This act repeals the Board of Transportation's authority to establish tolls on ferry routes and eliminates the current tolls on all tolled ferry routes. In addition, this act appropriates from the Highway Fund to the Ferry Division \$13.85 million in recurring funds to be used for the rehabilitation and replacement of vessels and infrastructure at the North Carolina State Shipyard and the system terminals.

2015-MLz-253: Current law provides that, on a per project basis, no more than \$500,000 in funds subject to the Transportation Investment Strategy Formula may be expended for a light rail transit system project. This act repeals that limitation.

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015

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BILL DRAFT 2015-MLz-245 [v.4] (02/04)

(THIS IS A DRAFT AND IS NOT READY FOR INTRODUCTION)

Short Title: Adjust Unpaved Roads Funding Expenditures.

(Public)

Sponsors: Representative McNeill.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ADJUST THE MANNER IN WHICH FUNDS FROM THE SECONDARY UNPAVED ROAD PAVING PROGRAM ARE EXPENDED, AS RECOMMENDED BY THE SELECT COMMITTEE ON STRATEGIC TRANSPORTATION PLANNING AND LONG TERM FUNDING SOLUTIONS.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 136-44.2D reads as rewritten:

"§ 136-44.2D. Secondary unpaved road paving program.

The Department of Transportation shall expend fifty percent (50%) of the funds allocated to the paving of unpaved secondary roads for the paving of unpaved secondary roads based on a statewide prioritization. The Department shall expend the remainder of the funds equally among the 14 Highway Divisions for the paving of unpaved secondary roads within each Highway Division based on the same statewide prioritization. The Department shall pave the eligible unpaved secondary roads that receive the highest priority ranking within this statewide prioritization. Nothing in this subsection shall be interpreted to require the Department to pave any unpaved secondary roads that do not meet secondary road system addition standards as set forth in G.S. 136-44.10 and G.S. 136-102.6. The Highway Trust Fund shall not be used to fund the paving of unpaved secondary roads."

SECTION 2. This act becomes effective July 1, 2016, and applies to funds allocated on or after that date.

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015

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D

BILL DRAFT 2015-MLza-256 [v.8] (03/23)

(THIS IS A DRAFT AND IS NOT READY FOR INTRODUCTION)

04/04/2016 03:01:32 PM

Short Title: Ferry System Stabilization Act.

(Public)

Sponsors: Representative Tine.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE STABILITY AND PREDICTABILITY WITHIN THE STATE FERRY SYSTEM BY RESTORING STATE CONTROL TO THE SETTING OF FERRY TOLLS AND PROVIDING STATE FUNDS FOR THE REHABILITATION AND REPLACEMENT OF FERRIES AND OTHER CAPITAL IMPROVEMENTS, AS RECOMMENDED BY THE SELECT COMMITTEE ON STRATEGIC TRANSPORTATION PLANNING AND LONG TERM FUNDING SOLUTIONS.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 136-82 reads as rewritten:

"§ 136-82. Department of Transportation to establish and maintain ferries.

(a) Powers of Department. – The Department of Transportation is vested with authority to provide for the establishment and maintenance of ferries connecting the parts of the State highway system, whenever in its discretion the public good may require, and shall prescribe and collect tolls on the ferry routes as established by the Board of Transportation following the procedures set forth in this section.

(b) Establishment of Tolling. – The Board of Transportation may establish tolls on any untolled ferry route as set forth in this subsection. Prior to establishing tolls on an untolled ferry route, the Board of Transportation must receive a resolution approved by the Transportation Advisory Committee of each affected local transportation planning organization requesting tolls on that route. No later than March 1, 2014, the Department shall hold a separate public hearing in the geographic area of each untolled ferry route and invite each affected local transportation planning organization. At the public hearing, the Department shall present an explanation of the toll setting methodology, the impact of tolling on the availability of funding for other local transportation priorities, and the minimum and maximum toll rates. After the public hearing, an affected local transportation planning organization may consider and adopt a ferry tolling resolution. The Board of Transportation shall adopt the toll at its next regularly scheduled meeting after receipt of the ferry tolling resolutions required by this subsection. The Department shall collect the toll as soon as is feasible following its adoption, but in no case more than 180 days after adoption of the toll. The establishment of tolls by the Board of Transportation pursuant to the authority granted in this section

1 shall be exempt from the provisions of Chapter 150B of the General Statutes. For
2 purposes of this section, "affected local transportation planning organization" means any
3 Metropolitan Planning Organization or Rural Transportation Planning Organization
4 with geographic jurisdiction over any part of an untolled ferry route, and "untolled ferry
5 route" means any ferry route for which no tolls were in effect as of June 30, 2013.

6 (c) ~~Revisions of Tolls.~~ The Department of Transportation shall report to the
7 Fiscal Research Division, the Joint Legislative Transportation Oversight Committee,
8 and all affected local transportation planning organizations 30 days prior to any change
9 in toll rates or change in the toll setting methodology by the Board of Transportation.

10 (d) ~~Use of Toll Proceeds.~~ The Department of Transportation shall credit the
11 proceeds from tolls collected on North Carolina Ferry System routes and certain receipts
12 generated under subsection (f) of this section to reserve accounts within the Highway
13 Fund for each of the Highway Divisions in which system terminals are located and fares
14 are earned. For the purposes of this subsection, fares are earned based on the terminals
15 from which a passenger trip originates and terminates. Commuter pass receipts shall be
16 credited proportionately to each reserve account based on the distribution of trips
17 originating and terminating in each Highway Division. The proceeds credited to each
18 reserve account shall be used exclusively for prioritized North Carolina Ferry System
19 ferry passenger vessel replacement projects in the Division in which the proceeds are
20 earned. Proceeds may be used to fund ferry passenger vessel replacement projects or
21 supplement funds allocated for ferry passenger vessel replacement projects approved in
22 the Transportation Improvement Program.

23 ...
24 (f) Authority to Generate Certain Receipts. – The Department of Transportation,
25 notwithstanding any other provision of law, may operate or contract for the following
26 receipt-generating activities and, except as otherwise provided in subsection (f1) of this
27 section, use the proceeds for ferry passenger vessel replacement projects in the manner
28 set forth in subsection (d) of this section: exclusively for prioritized North Carolina Ferry
29 System ferry passenger vessel replacement projects in the Division in which the
30 proceeds are earned:

- 31 (1) Operation of, concessions on the ferries and at ferry facilities to
32 provide to passengers on the ferries food, drink, and other
33 refreshments, personal comfort items, Internet access, and souvenirs
34 publicizing the ferry system.
- 35 (2) Sponsorships, including, but not limited to, the sale of naming rights to
36 any ferry vessel, ferry route, or ferry facility.
- 37 (3) Advertising on or within any ferry vessel or at any ferry facility,
38 including, but not limited to, display advertising and advertising
39 delivered to passengers through the use of video monitors, public
40 address systems installed in passenger areas, and other electronic
41 media.
- 42 (4) Any other receipt-generating activity not otherwise forbidden by
43 applicable law pertaining to public health or safety.

44 Proceeds may be used to fund ferry passenger vessel replacement projects or
45 supplement funds allocated for ferry passenger vessel replacement projects approved in

1 the Transportation Improvement Program. The Department may issue rules to
2 implement this subsection.

3 (f1) Use of Receipts Generated From Shipyard. – The Department of
4 Transportation shall credit the proceeds from receipts generated under subsection (f) of
5 this section from activities performed by the North Carolina State Shipyard to a reserve
6 account within the Highway Fund to be used exclusively for improvements to the
7 Shipyard, including equipment and associated infrastructure. ~~Notwithstanding the~~
8 ~~restrictions on the use of proceeds set forth in subsections (d) and (f) of this section, the~~
9 ~~Department may use a proportional amount of the proceeds credited to each reserve~~
10 ~~account described in subsection (d) of this section to replace or repair equipment in~~
11 ~~accordance with this subsection if there is an insufficient amount of funds in the reserve~~
12 ~~account within the Highway Fund for the Shipyard.~~

13 (g) Confidentiality of Personal Information. – Identifying information obtained
14 by the Department related to operation of the ferry system is not a public record under
15 Chapter 132 of the General Statutes and is subject to the disclosure limitations in 18
16 U.S.C. § 2721 of the federal Driver's Privacy Protection Act. The Department shall
17 maintain the confidentiality of all information required to be kept confidential under 18
18 U.S.C. § 2721(a), as well as any financial information, transaction history, and
19 information related to the collection of a toll or user fee from a person, including, but
20 not limited to, photographs or other recorded images or automatic vehicle identification
21 or driver account information generated by radio-frequency identification or other
22 electronic means. The Department may use identifying information only for purposes of
23 collecting and enforcing tolls, user fees. Nothing in this section is intended to limit the
24 right of any person to examine that person's own account information, or the right of
25 any party, by authority of a proper court order, to inspect and examine identifying
26 information."

27 **SECTION 2.** G.S. 7A-312(a) reads as rewritten:

28 "(a) A juror in the General Court of Justice including a petit juror, or a coroner's
29 juror, but excluding a grand juror, shall receive twelve dollars (\$12.00) for the first day
30 of service and twenty dollars (\$20.00) per day afterwards, except that if any person
31 serves as a juror for more than five days in any 24-month period, the juror shall receive
32 forty dollars (\$40.00) per day for each day of service in excess of five days. A grand
33 juror shall receive twenty dollars (\$20.00) per day. A juror required to remain overnight
34 at the site of the trial shall be furnished adequate accommodations and subsistence. If
35 required by the presiding judge to remain in a body during the trial of a case, meals shall
36 be furnished the jurors during the period of sequestration. Jurors from out of the county
37 summoned to sit on a special venire shall receive mileage at the same rate as State
38 employees. ~~Persons summoned as jurors shall be exempt during their period of service~~
39 ~~from paying a ferry toll required under G.S. 136-82 to travel to and from their homes~~
40 ~~and the site of that service."~~

41 **SECTION 3.** G.S. 136-189.11(b)(8) is repealed.

42 **SECTION 4.** The Board of Transportation shall cease collecting ferry tolls
43 on the effective date of this act and shall take action as expeditiously as possible to
44 repeal its regulations implementing ferry tolls. Prepaid tolls or commuter pass payments
45 received by the Department of Transportation for ferry trips on or after the effective
46 date of this act shall be refunded or, in the case of prepaid commuter passes, partially

1 refunded based on the proportion of the time period covered by the commuter pass for
2 which tolls were in effect. Any funds remaining in the reserve accounts described in
3 G.S. 136-82(d) as of the effective date of this act shall be used for the rehabilitation and
4 replacement of vessels and infrastructure at the North Carolina State Shipyard and the
5 system terminals."

6 **SECTION 5.** Beginning in the 2016-2017 fiscal year, there is appropriated
7 from the Highway Fund to the Ferry Division of the Department of Transportation
8 thirteen million eight hundred fifty thousand dollars (\$13,850,000) in recurring funds to
9 be used for the rehabilitation and replacement of vessels and infrastructure at the North
10 Carolina State Shipyard and the system terminals.

11 **SECTION 6.** This act becomes effective July 1, 2016.
12

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015**

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BILL DRAFT 2015-MLz-253 [v.2] (03/07)

**(THIS IS A DRAFT AND IS NOT READY FOR INTRODUCTION)
03/31/2016 02:13:38 PM**

Short Title: Repeal Light Rail Funding Cap. (Public)

Sponsors: Representative Torbett.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REPEAL THE LIMITATION ON FUNDING FROM THE HIGHWAY
TRUST FUND FOR LIGHT RAIL TRANSIT SYSTEM PROJECTS, AS
RECOMMENDED BY THE SELECT COMMITTEE ON STRATEGIC
TRANSPORTATION PLANNING AND LONG TERM FUNDING SOLUTIONS.

The General Assembly of North Carolina enacts:

SECTION 1. Subsection (e1) of G.S. 136-189.11 is repealed.

SECTION 2. This act is effective when it becomes law.

COMMITTEE MEMBERSHIP

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2015-2016

Speaker of the House of Representatives

Appointments:

Representative John A. Torbett, Chair

Representative Frank Iler, Vice Chairman

Representative Charles Jeter, Vice Chairman

Representative Phil Shepard, Vice Chairman

Representative Jamie Boles

Representative John R. Bradford, III

Representative William Brisson

Representative Becky Carney

Representative Debra Conrad

Representative Nelson Dollar

Representative Jeffrey Elmore

Representative John Faircloth

Representative John Fraley

Representative Ken Goodman

Representative George Graham

Representative Howard Hunter III

Representative Pat Hurley

Representative Linda Johnson

Representative Susan Martin

Representative Chuck McGrady

Representative Allen McNeill

Representative Michele Presnell

Representative Paul Tine

Representative Rena Turner

Staff: Amna Cameron, Bryce Ball, Luke

Gillenwater, Wendy Graf Ray, Giles S. Perry

COMMITTEE CHARGE/LEGISLATIVE AUTHORITY

By letter dated December 8, 2015, the Speaker of the House of Representatives established the House Select Committee on Strategic Transportation Planning and Long Term Funding Solutions, and authorized it to report to the 2016 Session of the 2015 General Assembly. *See page 27 of this report.*

The Committee was authorized to study any of the following:

- (1) The I-77 Managed Lanes Project
- (2) Improvements to the I-95 Corridor
- (3) Port Modernization
 - A. Development of Radio Island
 - B. New freight rail access to the Ports of Morehead and Wilmington
 - C. Dredging
 - D. Economic development opportunities
- (4) Technological advancement in infrastructure development and construction
- (5) Autonomous vehicles

By letter dated March 8, 2016, the Speaker of the House of Representatives extended the House Select Committee on Strategic Transportation Planning and Long Term Funding Solutions, with the same charge as set out above. The letter authorizes the Committee to report on or before the convening of the General Assembly in January 2017. *See page 31 of this report.*



Office of the Speaker
North Carolina House of Representatives

TIM MOORE
SPEAKER

**HOUSE SELECT COMMITTEE ON STRATEGIC TRANSPORTATION PLANNING
AND LONG TERM FUNDING SOLUTIONS
TO THE HONORABLE MEMBERS OF THE
NORTH CAROLINA HOUSE OF REPRESENTATIVES**

Section 1. The House Select Committee on Strategic Transportation Planning and Long Term Funding Solutions (hereinafter "Committee") is established by the Speaker of the House of Representatives pursuant to G.S. 120-19.6(a1) and Rule 26(a) of the Rules of the House of Representatives of the 2015 General Assembly.

Section 2. The Committee consists of twenty members appointed by the Speaker of the House of Representatives. The membership of the Committee shall include legislators as specified below. Members serve at the pleasure of the Speaker of the House of Representatives. The Speaker of the House of Representatives may dissolve the Committee at any time. Vacancies are filled by the Speaker of the House of Representatives. A Chair, Vice Chair, or other member of the Committee continues to serve until a successor is appointed.

Representative John Torbett, Chair
Representative Phil Shepard, Vice Chair
Representative Frank Iler, Vice Chair
Representative Charles Jeter, Vice Chair
Representative Jamle Boles
Representative William Brisson
Representative Becky Carney
Representative Debra Conrad
Representative Josh Dobson
Representative Nelson Dollar

Representative Jeffery Elmore
Representative John Fraley
Representative Ken Goodman
Representative Howard Hunter III
Representative Pat Hurley
Representative Linda Johnson
Representative Susan Martin
Representative Michele Presnell
Representative Paul Tine
Representative Rena Turner

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Section 3. The Committee may study any of the following:

- (1) The I-77 Managed Lanes project
- (2) Improvements to the I-95 corridor
- (3) Port modernization
 - A. Development of Radio Island
 - B. New Freight Rail access to the Ports of Morehead and Wilmington
 - C. Dredging
 - D. Economic Development opportunities
- (4) Technological advancements in infrastructure development and construction
- (5) Autonomous Vehicles

Section 4. The Committee shall meet upon the call of the Chair. A quorum of the Committee shall be a majority of its members. No action may be taken except by majority vote at a meeting at which a quorum is present.

Section 5. The Committee, while in the discharge of its official duties, may exercise all powers provided for under G.S. 120-19 and Article 5A of Chapter 120 of the General Statutes. The Committee may contract for professional, clerical, or consultant services, as provided by G.S. 120-32.02.

Section 6. Members of the Committee shall receive per diem, subsistence, and travel allowance as provided in G.S. 120-3.1

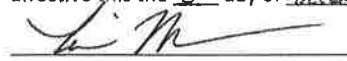
Section 7. The expenses of the Committee including per diem, subsistence, travel allowances for Committee members, and contracts for professional or consultant services shall be paid upon the written approval of the Speaker of the House of Representatives pursuant to G.S. 120-32.02(c) and G.S. 120-35 from funds available to the House of Representatives for its operations.

Section 8. The Legislative Services Officer shall assign professional and clerical staff to assist the Committee in its work. The Director of Legislative Assistants of the House of Representatives shall assign clerical support staff to the Committee.

Section 9. The Committee may meet at various locations around the State in order to promote greater public participation in its deliberations.

Section 10. The Committee may submit an interim report on the results of its findings, including any proposed legislation, to the members of the House of Representatives at any time. The Committee may submit a final report on the results of its findings, including any proposed legislation to the members of the House of Representatives prior to the convening of the Short Session of the 2015 General Assembly. Reports shall be submitted by filing a copy of the report with the Office of the Speaker of the House of Representatives, the House principal Clerk, and the Legislative Library. The Committee terminates upon the convening of the Short Session of the 2015 General Assembly or upon the filing of its final report, whichever occurs first.

Effective this the 8th day of December 2015.



Tim Moore
Speaker



Office of the Speaker
North Carolina House of Representatives

TIM MOORE
SPEAKER

**HOUSE SELECT COMMITTEE ON STRATEGIC TRANSPORTATION PLANNING
AND LONG TERM FUNDING SOLUTIONS
TO THE HONORABLE MEMBERS OF THE
NORTH CAROLINA HOUSE OF REPRESENTATIVES**

Section 1. The House Select Committee on Strategic Transportation Planning and Long Term Funding Solutions (hereinafter "Committee") is established by the Speaker of the House of Representatives pursuant to G.S. 120-19.6(a1) and Rule 26(a) of the Rules of the House of Representatives of the 2015 General Assembly.

Section 2. The Committee consists of twenty-four members appointed by the Speaker of the House of Representatives. The membership of the Committee shall include legislators as specified below. Members serve at the pleasure of the Speaker of the House of Representatives. The Speaker of the House of Representatives may dissolve the Committee at any time. Vacancies are filled by the Speaker of the House of Representatives. A Chair, Vice Chair, or other member of the Committee continues to serve until a successor is appointed.

Representative John Torbett, Chair
Representative Phil Shepard, Vice Chair
Representative Frank Iler, Vice Chair
Representative Charles Jeter, Vice Chair
Representative Jamie Boles
Representative John Bradford
Representative William Brisson
Representative Becky Carney
Representative Debra Conrad
Representative Chuck McGrady
Representative Nelson Dollar
Representative Jeffery Elmore

Representative John Faircloth
Representative John Fraley
Representative Ken Goodman
Representative George Graham
Representative Howard Hunter III
Representative Pat Hurley
Representative Linda Johnson
Representative Allen McNeill
Representative Susan Martin
Representative Michele Presnell
Representative Paul Tine
Representative Rena Turner

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Section 3. The Committee may study any of the following:

- (1) The I-77 Managed Lanes project
- (2) Improvements to the I-95 corridor
- (3) Port modernization
 - A. Development of Radio Island
 - B. New Freight Rail access to the Ports of Morehead and Wilmington
 - C. Dredging
 - D. Economic Development opportunities
- (4) Technological advancements in Infrastructure development and construction
- (5) Autonomous Vehicles

Section 4. The Committee shall meet upon the call of the Chair. A quorum of the Committee shall be a majority of its members. No action may be taken except by majority vote at a meeting at which a quorum is present.

Section 5. The Committee, while in the discharge of its official duties, may exercise all powers provided for under G.S. 120-19 and Article 5A of Chapter 120 of the General Statutes. The Committee may contract for professional, clerical, or consultant services, as provided by G.S. 120-32.02.

Section 6. Members of the Committee shall receive per diem, subsistence, and travel allowance as provided in G.S. 120-3.1

Section 7. The expenses of the Committee including per diem, subsistence, travel allowances for Committee members, and contracts for professional or consultant services shall be paid upon the written approval of the Speaker of the House of Representatives pursuant to G.S. 120-32.02(c) and G.S. 120-35 from funds available to the House of Representatives for its operations.

Section 8. The Legislative Services Officer shall assign professional and clerical staff to assist the Committee in its work. The Director of Legislative Assistants of the House of Representatives shall assign clerical support staff to the Committee.

Section 9. The Committee may meet at various locations around the State in order to promote greater public participation in its deliberations.

Section 10. The Committee may submit an interim report on the results of the study, including any proposed legislation, to the members of the House of Representatives at any time. The Committee may submit a final report on the results of its study, including any proposed legislation, to the members of the House of Representatives prior to the convening of the 2017 General Assembly. Reports shall be submitted by filing a copy of the report with the Office of the Speaker of the House of Representatives, the House Principal Clerk, and the Legislative Library. The Committee terminates upon the convening of the 2017 General Assembly, upon the filing of its final report, or by dissolution by the Speaker of the House of Representatives, whichever occurs first.

Effective this the 8th day of MARCH 2016.

A handwritten signature in dark ink, appearing to read "L. M.", is written over a horizontal line.

Tim Moore
Speaker

