

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2013

**H.B. 267**  
**Mar 7, 2013**  
**HOUSE PRINCIPAL CLERK**

H

D

HOUSE DRH70100-MH-81 (03/06)

Short Title: NCGA Prior Approval/Interstate Tolling. (Public)

Sponsors: Representatives Collins, Torbett, Floyd, and Wray (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT TO PROHIBIT THE IMPOSITION OF TOLLS ON EXISTING INTERSTATES  
3 WITHOUT PRIOR APPROVAL OF THE GENERAL ASSEMBLY.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** G.S. 136-89.198 reads as rewritten:

6 "**§ 136-89.198. Authority to toll existing interstate highways.**

7 (a) General. – Notwithstanding any other provision of this Article, the Authority ~~may~~  
8 shall collect tolls on any existing interstate highway only when each of the following conditions  
9 are met:

10 (1) ~~for which the~~The United States Department of Transportation has granted  
11 permission by permit, or any other lawful means, to do so.

12 (2) The Authority is directed to collect tolls on the existing interstate highway  
13 by an act of the General Assembly.

14 (a1) Uses of Toll Revenue. – The revenue generated from the collected tolls shall be  
15 used by the Authority to repair and maintain the interstate on which the tolls were collected.  
16 These revenues shall not be used to repair, maintain, or upgrade any State primary or secondary  
17 road adjacent to or connected with the interstate highways.

18 (b) Method. – The Authority shall establish toll locations on the permitted interstate  
19 highway in accordance with federal guidelines. Toll locations shall be erected at or near the  
20 borders of the State and at such other locations that are not impracticable, unfeasible, or that  
21 would result in an unsafe or hazardous condition.

22 (c) Severability. – If any provision of this section or its application is held invalid, the  
23 invalidity does not affect other provisions or applications of this section that can be given effect  
24 without the invalid provisions or application, and to this end the provisions of this section are  
25 severable."

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

