

May 13, 2010

**H 1734. DOT POWERS AND DUTIES CHANGES (=S 1159).** Filed 5/13/10. *TO ELIMINATE A DEPARTMENT OF TRANSPORTATION REPORT ON THE CONDITION OF ITS BUILDINGS; CORRECT A STATUTORY REFERENCE TO THE DEPARTMENT OF TRANSPORTATION'S CHIEF FINANCIAL OFFICER; ELIMINATE STATUTORY REFERENCES TO A SEVEN-YEAR TRANSPORTATION IMPROVEMENT PROGRAM; CLARIFY THAT THE DEPARTMENT OF TRANSPORTATION HAS AUTHORITY AND GENERAL SUPERVISION OVER ALL TRANSPORTATION PROJECTS; PROVIDE THAT THE DEPARTMENT OF TRANSPORTATION HAS AUTHORITY TO ENTER INTO AGREEMENTS WITH LOCAL GOVERNMENTS TO RECEIVE FUNDS FOR RIGHT-OF-WAY ACQUISITION; UPDATE STATUTORY REFERENCES TO THE NORTH CAROLINA TURNPIKE AUTHORITY; ELIMINATE A DEPARTMENT OF TRANSPORTATION REPORT ON ACCESS TO COASTAL WATERS; REVISE THE STATUTES GOVERNING THE DEPARTMENT OF TRANSPORTATION'S DISADVANTAGED MINORITY-OWNED AND WOMEN-OWNED BUSINESS PROGRAM; MODIFY THE EFFECT OF MUNICIPAL PARTICIPATION ON DEPARTMENT OF TRANSPORTATION PROJECTS; AND TRANSFER TO THE SECRETARY THE POWER TO PROMULGATE DEPARTMENT OF TRANSPORTATION RULES, AS RECOMMENDED BY THE JOINT LEGISLATIVE TRANSPORTATION OVERSIGHT COMMITTEE.*

Identical to S 1159, filed 5/13/10.

**Intro. by Cole.**

GS 136, 143B, 159

May 27, 2010

**H 1734. DOT POWERS AND DUTIES CHANGES.** Filed 5/13/10. House committee substitute makes the following changes to 1st edition. Deletes entire section amending GS 136-66.3 (previous version eliminated the following provisions: (1) that local government participation in a state project will not disadvantage any other transportation project and (2) that prohibit increasing total funding for highway construction in exchange for project participation from those local governments). Makes conforming changes to the title. Removes the authority to promulgate ordinances from the secretary of transportation's list of powers in as-amended GS 143B-348.

June 10, 2010

**H 1734. DOT POWERS AND DUTIES CHANGES.** Filed 5/13/10. House amendment makes the following change to 2nd edition. Makes linguistic change only.

June 23, 2010

**H 1734. DOT POWERS AND DUTIES CHANGES.** Filed 5/13/10. Senate committee substitute makes the following changes to 3rd edition.

Adds new section amending GS 136-18(2) to provide the Department of Transportation (DOT) authority to locate and acquire rights-of-way for the present or future relocation or initial location of distributed antenna systems (DAS) as permitted by local zoning, and to alter the location or configuration of such lines or systems above or below ground. Makes a conforming change to the title.

August 12, 2010

**SL 2010-165 (H 1734). DOT POWERS AND DUTIES CHANGES. AN ACT TO ELIMINATE A DEPARTMENT OF TRANSPORTATION REPORT ON THE CONDITION OF ITS BUILDINGS; CORRECT A STATUTORY REFERENCE TO THE DEPARTMENT OF TRANSPORTATION'S CHIEF FINANCIAL OFFICER; ELIMINATE STATUTORY REFERENCES TO A SEVEN-YEAR TRANSPORTATION IMPROVEMENT PROGRAM; CLARIFY THAT THE DEPARTMENT OF TRANSPORTATION HAS AUTHORITY AND GENERAL SUPERVISION OVER ALL TRANSPORTATION PROJECTS; PROVIDE THAT THE DEPARTMENT OF TRANSPORTATION HAS AUTHORITY TO ENTER INTO AGREEMENTS WITH LOCAL GOVERNMENTS TO RECEIVE FUNDS FOR RIGHT-OF-WAY ACQUISITION; UPDATE**

STATUTORY REFERENCES TO THE NORTH CAROLINA TURNPIKE AUTHORITY; ELIMINATE A DEPARTMENT OF TRANSPORTATION REPORT ON ACCESS TO COASTAL WATERS; REVISE THE STATUTES GOVERNING THE DEPARTMENT OF TRANSPORTATION'S DISADVANTAGED MINORITY-OWNED AND WOMEN-OWNED BUSINESSES PROGRAM; AND TRANSFER TO THE SECRETARY THE POWER TO PROMULGATE DEPARTMENT OF TRANSPORTATION RULES, AS RECOMMENDED BY THE JOINT LEGISLATIVE TRANSPORTATION OVERSIGHT COMMITTEE; AND PROVIDE THAT THE DEPARTMENT OF TRANSPORTATION HAS AUTHORITY TO LOCATE AND ACQUIRE RIGHTS-OF-WAY FOR THE PRESENT OR FUTURE RELOCATION OR INITIAL LOCATION OF DISTRIBUTED ANTENNA SYSTEMS (DAS) AS PERMITTED BY LOCAL ZONING. Summarized in *Daily Bulletin* 5/13/10, 5/27/10, 6/10/10, and 6/23/10. Enacted August 2, 2010. Effective August 2, 2010.