

March 18, 2009

**S 648. ALLOW DOT TO PROVIDE DIRECT FUNDING.** Filed 3/18/09. *TO ALLOW THE DEPARTMENT OF TRANSPORTATION TO PARTNER WITH PRIVATE DEVELOPERS ON TRANSPORTATION IMPROVEMENT PROJECTS AND PROVIDE FUNDING DIRECTLY TO THE PRIVATE DEVELOPER.*

Enacts GS 136-28.6A to authorize the Department of Transportation (DOT) to enter into a contract with a private developer to accomplish the engineering, design, or construction of improvements to the state highway system. Allows DOT to establish policies and promulgate rules providing for its participation in contracts for projects performed on or abutting a state highway or on a facility planned to be added to the highway system to complete incidental work on the state highway system. Sets the following restrictions for projects as follows: (1) DOT's participation must be limited to the lesser of 10% of the amount of the engineering contract and any construction contract let by the developer for the project or \$250,000, and, in any case, costs must not exceed the normal practices of DOT; (2) plans for the project must meet established standards and be approved by DOT; and (3) projects must be constructed with the plans and specifications approved by DOT. Requires the Secretary of Transportation to report annually, not later than March 1, to the Joint Legislative Commission on Governmental Operations and the Joint Legislative Transportation Oversight Committee on all agreements entered into between DOT and a private developer for participation in private engineering and construction contracts. Expires December 31, 2011.

**Intro. by Goss.**

GS 136

July 2, 2009

**SL 2009-235 (S 648). ALLOW DOT TO PROVIDE DIRECT FUNDING.** *AN ACT TO ALLOW THE DEPARTMENT OF TRANSPORTATION TO PARTNER WITH PRIVATE DEVELOPERS ON TRANSPORTATION IMPROVEMENT PROJECTS AND PROVIDE FUNDING DIRECTLY TO THE PRIVATE DEVELOPER.* Summarized in *Daily Bulletin* 3/18/09. Enacted June 30, 2009. Effective June 30, 2009.