

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2013

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HOUSE BILL 475\*  
PROPOSED COMMITTEE SUBSTITUTE H475-PCS10406-RVf-39

Short Title: Ferry Tolling Alternatives.

(Public)

Sponsors:

Referred to:

April 1, 2013

1 A BILL TO BE ENTITLED  
2 AN ACT TO REMOVE MANDATORY FERRY TOLLING AND TO PROVIDE THE  
3 DEPARTMENT WITH EXPANDED AUTHORIZATION TO GENERATE RECEIPTS  
4 TO SUPPORT ONGOING OPERATION OF THE FERRY SYSTEM.

5 The General Assembly of North Carolina enacts:

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

7 "§ 136-82. Department of Transportation to establish and maintain ferries.

8 (a) Powers of Department. – The Department of Transportation is vested with authority  
9 to provide for the establishment and maintenance of ferries connecting the parts of the State  
10 highway system, whenever in its discretion the public good may so require, and shall collect  
11 tolls, as established by the Board of Transportation, on the ferry routes. The Board of  
12 Transportation shall establish tolls for all ferry routes, except for the Ocracoke/Hatteras Ferry  
13 and the Knotts Island Ferry, require. For purposes of this Article, the "ferry system" shall be  
14 defined as the ferry vessels and all associated equipment, land-based facilities, and personnel  
15 required to operate the vessels on routes established by the Board of Transportation.

16 To accomplish the purpose of this section said Department of Transportation is authorized  
17 to acquire, own, lease, charter or otherwise control all necessary vessels, boats, terminals or  
18 other facilities required for the proper operation of such ferries, the ferry system or to enter into  
19 contracts with persons, firms or corporations for the operation thereof of the ferry system and to  
20 pay therefor such reasonable sums as may that in the opinion of said Department of  
21 Transportation represent the fair value of the public service rendered.

22 (b) Authority to Generate Certain Receipts. – The Department of Transportation,  
23 notwithstanding any other provision of law, may operate, operate or contract for the following  
24 receipt-generating activities and use the proceeds to promote, improve, repair, maintain, or  
25 operate the ferry system:

- 26 (1) ~~operation~~ Operation of, concessions on the ferries and at ferry facilities to  
27 provide to passengers on the ferries food, drink, and other refreshments,  
28 personal comfort items, Internet access, and souvenirs publicizing the ferry  
29 system.
- 30 (2) The sale of naming rights to any ferry vessel, ferry route, or ferry facility.
- 31 (3) Advertising on or within any ferry vessel, including display advertising and  
32 advertising delivered to passengers through the use of video monitors, public  
33 address systems installed in passenger areas, and other electronic media.

34 (c) Nothing in this section shall affect the authority of the Department to collect tolls in  
35 accordance with the fare and rate structure established in 19A NCAC 02D .0532 and in effect  
36 as of May 1, 2013."



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