



Bill Draft 2019-MW-135A: PED/State Ports Efficiency & Effectiveness.

2019-2020 General Assembly

Committee: Joint Legislative Program
Evaluation Oversight Committee

Date: October 8, 2019

Introduced by:

Prepared by: Joshua Freeman

Analysis of: 2019-MW-135A

Staff Attorney

OVERVIEW: *This bill draft contains legislation recommended by the Program Evaluation Division after examining the efficiency and effectiveness of the North Carolina State Ports Authority and its operation of the Wilmington and Morehead City ports.*

BILL ANALYSIS:

Section 1: Requires the Ports Authority to include in its five-year strategic planning process the implementation of measures to: (i) address port utilization, throughput, gate times, and ship turnaround times at the Port of Morehead City; and (ii) adequately assess the service quality of the ports.

Section 2: Revises current law requiring both the Wilmington and Morehead City ports to provide container operations and instead gives the Ports Authority the discretion to decide where container operations are provided.

Section 3: Requires the Ports Authority to annually update the General Assembly transportation committees on the implementation of an environmental management system (EMS).

EFFECTIVE DATE: This act is effective when it becomes law.

Kory Goldsmith
Director



Legislative Drafting
919-733-6660

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019**

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BILL DRAFT 2019-MW-135A [v.5]

**(THIS IS A DRAFT AND IS NOT READY FOR INTRODUCTION)
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Short Title: PED/State Ports Efficiency & Effectiveness.

(Public)

Sponsors:

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO IMPROVE THE EFFICIENCY AND EFFECTIVENESS OF NORTH
3 CAROLINA STATE PORTS AND TO MAKE NEEDED STATUTORY CHANGES, AS
4 RECOMMENDED BY THE PROGRAM EVALUATION DIVISION.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** As part of the North Carolina Ports Authority's five-year strategic
7 planning process the Ports Authority shall implement:

- 8 (1) Measures to address port utilization, throughput, gate times, and ship
9 turnaround times at the Port of Morehead City.
10 (2) Measures to adequately assess the dimensions and factors of maritime port
11 service quality identified in Finding 7 of the Program Evaluation Division
12 Report No. 2019-07 entitled "Evaluation of Efficiency and Effectiveness of
13 State Ports at Wilmington and Morehead City."

14 **SECTION 2.** G.S. 136-263 reads as rewritten:

15 **"§ 136-263. Container shipping.**

16 The State Ports Authority shall provide ~~at the ports of Morehead City and Wilmington~~
17 adequate equipment and facilities including container cranes ~~at each port~~ as needed, in order to
18 maintain existing and future levels of containerized cargo shipping ~~at both ports~~ and provide and
19 encourage growth in handling of containerized ~~cargoes at both ports~~ cargoes."

20 **SECTION 3.** No later than June 30, 2020, and annually thereafter until fully
21 implemented, the Ports Authority shall submit to the Joint Legislative Transportation Oversight
22 Committee, the House of Representatives Appropriations Committee on Transportation, the
23 Senate Appropriations Committee on the Department of Transportation, and the Fiscal Research
24 Division a report that contains a status update on the Ports Authority's implementation of an
25 environmental management system (EMS).

26 **SECTION 4.** This act is effective when it becomes law.

