

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011**

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SENATE BILL 890

Short Title: Sec. of Transportation Project Approval. (Public)

Sponsors: Senators Rabon, Bingham; Carney, Davis, Goolsby, Harrington, Meredith, and
 Rouzer.

Referred to: Transportation.

May 24, 2012

A BILL TO BE ENTITLED

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2 AN ACT TO CODIFY THE PROVISIONS OF EXECUTIVE ORDER NO. 2 THAT
3 DELEGATE TO THE SECRETARY OF TRANSPORTATION THE AUTHORITY TO
4 APPROVE HIGHWAY CONSTRUCTION PROJECTS AND CONSTRUCTION PLANS,
5 AND TO AWARD HIGHWAY CONSTRUCTION CONTRACTS, AS
6 RECOMMENDED BY THE JOINT LEGISLATIVE TRANSPORTATION OVERSIGHT
7 COMMITTEE.

8 The General Assembly of North Carolina enacts:

9 **SECTION 1.** G.S. 143B-350(g) reads as rewritten:

10 "(g) Delegation of Board Duties. – The Board of Transportation ~~may, in its~~
11 ~~discretion, shall~~ delegate to the Secretary of Transportation the ~~authority:authority under~~
12 subdivisions (1) and (2) of this subsection, and may delegate the authority under subdivision
13 (3) of this subsection:

- 14 (1) To approve all highway construction projects and construction plans for the
15 construction of projects;
16 (2) To award all highway construction contracts;
17 (3) To promulgate rules, regulations, and ordinances concerning all
18 transportation functions assigned to the Department.

19 The Secretary may, in turn, subdelegate these duties and powers."

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

