

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2007

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HOUSE DRH70174-MA-207 (3/6)

Short Title: Contract Power/Department of Transportation.-AB (Public)

Sponsors: Representative Dickson.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THE DEPARTMENT OF TRANSPORTATION  
CONTRACTING AUTHORITY TO PROVIDE FOR TRANSPORTATION  
INFRASTRUCTURE AND LITTER REMOVAL FROM STATE  
RIGHTS-OF-WAY.

The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 136-18(39) reads as rewritten:

**"§ 136-18. Powers of Department of Transportation.**

The said Department of Transportation is vested with the following powers:

...

(39) To enter into partnership agreements with the North Carolina Turnpike Authority, private entities, and authorized political subdivisions to finance, by ~~tolls~~ tolls, contracts, and other financing methods authorized by law, the cost of acquiring, constructing, equipping, maintaining, and operating ~~highways, roads, streets, and bridges~~ transportation infrastructure in this State. An agreement entered into under this subdivision requires the concurrence of the Board of Transportation."

**SECTION 2.** G.S. 136-28.1 is amended by adding a new subsection to read:

**"§ 136-28.1. Letting of contracts to bidders after advertisement; exceptions.**

...

(l) The Department of Transportation may implement up to two contracts for public private participation in providing litter removal from State right-of-way. Selection of firms to perform this work shall be made using a best value procurement process and shall be without regard to other provisions of law regarding the "Adopt a Highway" program administered by the Department. Acknowledgement of sponsors in the program may be indicated by appropriate signs that shall be owned by the

1 Department of Transportation. The size, style, specifications, and content of the signs  
2 shall be determined in the sole discretion of the Department of Transportation. The  
3 Department of Transportation may issue guidelines, rules, and policies necessary to  
4 administer the program."

5 **SECTION 3.** This act is effective when it becomes law.