

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2007

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SENATE DRS25076-MA-237 (3/12)

Short Title: Powell Bill Allocations/Municipal Election.

(Public)

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Sponsors: Senator Clodfelter.

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Referred to:

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A BILL TO BE ENTITLED

1  
2 AN ACT TO ALLOW MUNICIPALITIES THAT RECEIVE AN ALLOCATION OF  
3 FUNDS FROM THE HIGHWAY FUND AND THE HIGHWAY TRUST FUND  
4 FOR THE PURPOSES OF PROVIDING QUALIFYING MUNICIPALITIES  
5 WITH MONIES FOR REPAIR, MAINTENANCE, CONSTRUCTION,  
6 RECONSTRUCTION, WIDENING, OR IMPROVING STREETS OF THE  
7 MUNICIPALITY AN OPTION TO ELECT TO CONTINUE TO RECEIVE  
8 ALLOCATIONS OR HAVE THE ALLOCATION REPROGRAMMED TO FUND  
9 ANY PROJECT ON THE DEPARTMENT OF TRANSPORTATION'S  
10 TRANSPORTATION IMPROVEMENT LIST.

11 The General Assembly of North Carolina enacts:

12 **SECTION 1.** Chapter 136 of the General Statutes is amended by adding a  
13 new section to read:

14 **"§ 136-41.4. Municipal use of allocated funds; election.**

15 A municipality that qualifies for an allocation of funds pursuant to G.S. 136-41.1  
16 shall have the option to accept all funds allocated to the municipality, under that section,  
17 for the repair, maintenance, construction, reconstruction, widening, or improving of the  
18 municipality's streets, or the municipality may elect to have some or all of the allocation  
19 reprogrammed for any Transportation Improvement Project currently on the approved  
20 project list within the municipality's limits or within the area of any metropolitan  
21 planning organization or rural planning organization.

22 If a municipality chooses to have its allocation reprogrammed, the minimum amount  
23 that may be reprogrammed is an amount equal to that amount necessary to complete one  
24 full phase of the project selected by the municipality or an amount that, when added to  
25 the amount already programmed for the Transportation Improvement Project selected,  
26 would permit the completion of at least one full phase of the project."

27 **SECTION 2.** This act becomes effective October 1, 2007.