

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005

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HOUSE DRH10421-LBx-286* (1/19)

Short Title: NC/VA Interstate Toll Road Compact.

(Public)

Sponsors: Representative Owens.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH THE VIRGINIA-NORTH CAROLINA INTERSTATE
TOLL ROAD COMPACT.

The General Assembly of North Carolina enacts:

SECTION 1. Chapter 136 of the General Statutes is amended by adding a
new Article to read:

"Article 6I.

"Virginia-North Carolina Interstate Toll Road Compact.

"§ 136-89.200. Legislative findings.

(a) The General Assembly finds that the existing Interstate system is becoming increasingly congested and overburdened with traffic in many areas of the State; that the sharp surge of vehicle miles traveled is overwhelming the State's ability to build and pay for adequate road improvements; and that an adequate answer to this challenge will require the State to be innovative and utilize several new approaches to transportation improvements in North Carolina.

Toll funding of Interstate 95 highway and bridge construction is feasible in North Carolina and can contribute to addressing the critical transportation needs of the State. A toll program on I-95 can speed the implementation of needed transportation improvements by funding some projects with tolls.

(b) The Commonwealth of Virginia has enacted Chapter 917 of its 2006 Laws (Senate Bill 614) establishing the Virginia-North Carolina Interstate Toll Road Compact, contingent on similar action by the State of North Carolina.

"§ 136-89.201. Virginia-North Carolina Interstate Toll Road Compact; form of compact.

The Virginia-North Carolina Interstate Toll Road Compact is enacted into law and entered into with all other jurisdictions legally joining in the form substantially as follows:

1 Article I.

2 Short Title.

3 This shall be known and may be cited as the Virginia-North Carolina Interstate Toll
4 Road Compact.

5 Article II.

6 Compact Established.

7 Pursuant to Public Law 109-59 (Safe, Accountable, Flexible, Efficient
8 Transportation Equity Act: A Legacy for Users), there is hereby established the
9 Virginia-North Carolina Interstate Toll Road Compact (the Compact).

10 Article III.

11 Agreement.

12 The Commonwealth of Virginia and the State of North Carolina agree, upon
13 adoption of this compact:

- 14 (1) To set, impose, and collect tolls, not to exceed a maximum of five
15 dollars (\$5.00) for a two-axle vehicle, for use of Interstate Route 95
16 within their respective boundaries;
17 (2) To share the net proceeds from tolls collected evenly after deducting
18 their actual and necessary costs of collection and operation, with each
19 state's share of the proceeds to be used as the laws of that state may
20 provide, subject to federal law; and
21 (3) To coordinate efforts to establish welcome centers, rest areas, and
22 facilities where travelers may obtain food, fuel, souvenirs, and vehicle
23 repairs and service.

24 Article IV.

25 Compact Commission Established; Membership; Chairman; Meetings; and Report.

26 The Commonwealth of Virginia and the State of North Carolina shall each establish
27 a compact commission. In Virginia, the Virginia-North Carolina Interstate Toll Road
28 Compact Commission (the Commission) shall be established as a regional
29 instrumentality and common agency of the Commonwealth of Virginia and the State of
30 North Carolina. The compact commission of each state shall be empowered to carry out
31 the purposes of the Compact.

32 The Compact Commission shall have a total membership of 10 legislative members,
33 consisting of five legislative members representing the Commonwealth of Virginia and
34 five legislative members representing the State of North Carolina. The Virginia
35 members of the Commission shall be appointed as follows: two members of the Senate
36 to be appointed by the Senate Committee on Rules, and three members of the House of
37 Delegates to be appointed by the Speaker of the House of Delegates, in accordance with
38 the principles of proportional representation contained in the Rules of the House of
39 Delegates. The Virginia members of the Commission shall serve terms coincident with
40 their terms of office, and may be reappointed. However, no Senate member shall serve
41 more than two consecutive four-year terms, and no House member shall serve more
42 than four consecutive two-year terms.

1 the Governor shall be for a four-year term to begin July 1, 2006. The member appointed
2 by the Governor may be removed in the same manner as provided by G.S. 143B-13.
3 Members appointed by the General Assembly may be removed by the General
4 Assembly, or their offices vacated in accordance with G.S. 143B-13(b).

5 (c) North Carolina members of the Commission shall receive per diem,
6 subsistence, and travel allowances in accordance with Chapter 138 of the General
7 Statutes."

8 **SECTION 2.** This act shall become effective upon its enactment by the State
9 of North Carolina and the Commonwealth of Virginia, and in accordance with federal
10 law authorizing this compact.

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