

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2013

H.B. 911
Apr 11, 2013
HOUSE PRINCIPAL CLERK

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HOUSE DRH30416-MH-171 (03/26)

Short Title: Adjust Highway Equity Formula. (Public)

Sponsors: Representative Blust.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ADJUST THE DISTRIBUTION FORMULA FOR FUNDS EXPENDED ON
3 THE INTRASTATE SYSTEM AND TRANSPORTATION IMPROVEMENT
4 PROGRAM.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. G.S. 136-17.2A reads as rewritten:

7 "§ 136-17.2A. **Distribution formula for funds expended on Intrastate System and**
8 **Transportation Improvement Program.**

9 (a) Funds expended for the Intrastate System projects listed in G.S. 136-179 and both
10 State and federal-aid funds expended under the Transportation Improvement Program, other
11 than ~~federal congestion mitigation and air quality improvement program funds appropriated to~~
12 ~~the State by the United States pursuant to 23 U.S.C. § 104(b)(2) and 23 U.S.C. § 149, funds~~
13 ~~expended on an urban loop project listed in G.S. 136-180, funds from the federal government~~
14 ~~for the Appalachian Development Highway System, and funds received through competitive~~
15 ~~awards or discretionary grants through federal appropriations either for local governments,~~
16 ~~transportation authorities, transit authorities, or the Department,~~ funds listed in subsection (a)
17 of this section, shall be distributed throughout the State in accordance with this section.

- 18 (1) Distribution Region A consists of the following counties: Bertie, Camden,
19 Chowan, Currituck, Dare, Edgecombe, Gates, Halifax, Hertford, Hyde,
20 Johnston, Martin, Nash, Northampton, Pasquotank, Perquimans, Tyrrell,
21 Washington, Wayne, and Wilson.
- 22 (2) Distribution Region B consists of the following counties: Beaufort,
23 Brunswick, Carteret, Craven, Duplin, Greene, Jones, Lenoir, New Hanover,
24 Onslow, Pamlico, Pender, Pitt, and Sampson.
- 25 (3) Distribution Region C consists of the following counties: Bladen, Columbus,
26 Cumberland, Durham, Franklin, Granville, Harnett, Person, Robeson,
27 Vance, Wake, and Warren.
- 28 (4) Distribution Region D consists of the following counties: Alamance,
29 Caswell, Davidson, Davie, Forsyth, Guilford, Orange, Rockingham, Rowan,
30 and Stokes.
- 31 (5) Distribution Region E consists of the following counties: Anson, Cabarrus,
32 Chatham, Hoke, Lee, Mecklenburg, Montgomery, Moore, Randolph,
33 Richmond, Scotland, Stanly, and Union.
- 34 (6) Distribution Region F consists of the following counties: Alexander,
35 Alleghany, Ashe, Avery, Caldwell, Catawba, Cleveland, Gaston, Iredell,
36 Lincoln, Surry, Watauga, Wilkes, and Yadkin.



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1 (7) Distribution Region G consists of the following counties: Buncombe, Burke,
2 Cherokee, Clay, Graham, Haywood, Henderson, Jackson, Macon, Madison,
3 McDowell, Mitchell, Polk, Rutherford, Swain, Transylvania, and Yancey.
4 (a1) The following are exempt from the distribution requirements of subsection (a) of
5 this section:

- 6 (1) Federal congestion mitigation and air quality improvement program funds
7 appropriated to the State by the United States pursuant to 23 U.S.C. §
8 104(b)(2) and 23 U.S.C. § 149.
9 (2) Funds expended on an urban loop project designated and prioritized in
10 G.S. 136-180.
11 (3) Funds from the federal government for the Appalachian Development
12 Highway System.
13 (4) Funds received through competitive awards or discretionary grants through
14 federal appropriations either for local governments, transportation
15 authorities, transit authorities, or the Department.
16 (5) Surface Transportation Program/Direct Attributable (STP/DA) federal funds.

17 (b) ~~Until ninety percent (90%) of the mileage of the Intrastate System projects listed in~~
18 ~~G.S. 136-179 is completed, the Secretary of Transportation shall, on or before October 1 of~~
19 ~~each year, calculate the estimated amount of funds subject to this section that will be available~~
20 ~~for the next seven program years beginning that October 1. The Secretary shall then calculate a~~
21 ~~tentative percentage share for each distribution region by multiplying the total estimated~~
22 ~~amount by a factor that is based:~~

- 23 (1) ~~Twenty five percent (25%) on the estimated number of miles to complete~~
24 ~~the Intrastate System projects in that distribution region compared to the~~
25 ~~estimated number of miles to complete the total Intrastate System;~~
26 (2) ~~Fifty percent (50%) on the estimated population of the distribution region~~
27 ~~compared to the total estimated population of the State; and~~
28 (3) ~~Twenty five percent (25%) on the fraction one-seventh, which provides an~~
29 ~~equal share based on the number of distribution regions.~~

30 (c) ~~When ninety percent (90%) of the mileage of the Intrastate System projects listed in~~
31 ~~G.S. 136-179 is completed, the~~The Secretary of Transportation shall, on or before October 1 of
32 each year, calculate the estimated amount of funds subject to this section that will be available
33 for the next seven program years beginning that October 1. The Secretary shall then calculate a
34 tentative percentage share for each distribution region by multiplying the total estimated
35 amount by a factor that is based:

- 36 (1) Sixty-six percent (66%) on the estimated population of the distribution
37 region compared to the total estimated population of the State; and
38 (2) Thirty-four percent (34%) on the fraction one-seventh, which provides an
39 equal share based on the number of distribution regions.

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41 **SECTION 2.** This act becomes effective July 1, 2013.