GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011

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HOUSE BILL 422*

Short Title:	No High-Speed Rail Money from Federal Gov't.	(Public)
Sponsors:	Representatives Killian, Frye, and Shepard (Primary Sponsors). For a complete list of Sponsors, see Bill Information on the NCGA Web Site.	
Referred to:	Transportation, if favorable, Commerce and Job Development, if favorable, Finance.	

March 22, 2011

A BILL TO BE ENTITLED

AN ACT TO PROHIBIT THE DEPARTMENT OF TRANSPORTATION FROM ACCEPTING FEDERAL FUNDS FOR A HIGH-SPEED RAIL PROJECT WITHOUT EXPLICIT AUTHORIZATION FROM THE GENERAL ASSEMBLY, AND TO PROVIDE A PENALTY FOR THE DEPARTMENT OF TRANSPORTATION FOR NONCOMPLIANCE.

The General Assembly of North Carolina enacts:

SECTION 1. Notwithstanding G.S. 136-44.36 or any other provision of law, the Department of Transportation shall not apply for, accept, or expend any grant funding from the federal government for any high-speed rail project unless the project has been approved through an act of the General Assembly.

SECTION 2. If the Department of Transportation accepts funds in contravention of Section 1 of this act, then, notwithstanding Section 5.6 of S.L. 2009-451, as amended by Section 5.4 of S.L. 2010-31, G.S. 136-44.36, or any other provision of law, any funds received by the State from the federal government for high-speed rail projects shall be deposited into the General Fund to be appropriated at the discretion of the General Assembly by a later act. Additionally, the Department of Transportation shall pay from the Highway Fund any penalties, interest, or other charges that result from its acceptance of funds in contravention of Section 1 of this act.

SECTION 3. Except as otherwise provided, this act becomes effective March 1, 2011.