



This Bill Analysis reflects the contents of the bill as it was presented in committee.

# HOUSE BILL 10: Clarify Funding Eligibility/Charter Schools.

2015-2016 General Assembly

<b>Committee:</b>	House Transportation. If favorable, re-refer to Appropriations	<b>Date:</b>	December 14, 2016
<b>Introduced by:</b>	Reps. Torbett, Stam	<b>Prepared by:</b>	Giles Perry Staff Attorney
<b>Analysis of:</b>	Filed Edition		

### OVERVIEW: House Bill 10:

- Clarifies DOT's duty to maintain roads leading to public schools, including charter schools, and construct and maintain public school, including charter school, driveways and parking facilities used by school buses.
- Provides that DOT's required evaluation of impacts on the State Highway system of new or expanded schools only applies to improvements not located on the school property; provides that any improvements to the State Highway system provided by the school must be reimbursed by DOT; and clarifies that this provision also applies to charter schools.
- Limits street improvements related to schools that are required by a municipality to only those improvements related to safe ingress and egress, and that are physically connected to a driveway on the school site; requires DOT to reimburse the cost of any required improvements; and clarifies that this provision also applies to charter schools.

**CURRENT LAW:** Under current law, G.S. 136-18(17), NC DOT is authorized and required to maintain roads leading from public roads to public schools, and to construct, pave, and maintain school bus driveways and parking facilities.

Under current G.S. 136-18(29a), DOT must provide evaluation of the impact of new or expanded schools to the State highway system.

### BILL ANALYSIS:

**Section 1** clarifies DOT's duty to maintain roads leading to public schools, including charter schools, and construct and maintain public school, including charter school, driveways and parking facilities used by school buses.

**Section 2** provides that DOT's required evaluation of impacts on the State Highway system of new or expanded schools only applies to needed improvements not located on the school property; provides that any improvements to the State Highway system provided by the school must be reimbursed by DOT, and clarifies that this provision also applies to charter schools.

**Section 3** limits street improvements related to schools that are required by a municipality to improvements related to safe ingress and egress, and that are physically connected to a driveway on the school site; requires DOT to reimburse the cost of any required improvements; and clarifies that this provision also applies to charter schools.

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Director



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# House Bill 10

*Page 2*

**Section 4** provides that any rule or policy of DOT that does not comply with this act is void.

**Section 5** authorizes DOT to adopt temporary rules to implement the Act.

**EFFECTIVE DATE:** Sections 1, 4, and 5 become effective July 1, 2016. The remainder of this act is effective when it becomes law.