

**GENERAL ASSEMBLY OF NORTH CAROLINA**  
**SESSION 2023**

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**HOUSE BILL 733**

Short Title: Orphan Roads DOT Maintenance Program. (Public)

Sponsors: Representatives Winslow, Arp, Hardister, and Cairns (Primary Sponsors).  
*For a complete list of sponsors, refer to the North Carolina General Assembly web site.*

Referred to: Transportation, if favorable, Appropriations, if favorable, Rules, Calendar, and Operations of the House

April 19, 2023

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH THE ORPHAN ROADS DEPARTMENT OF TRANSPORTATION MAINTENANCE PROGRAM GRANT.

The General Assembly of North Carolina enacts:

**SECTION 1.** This act shall be known as the "Orphan Roads Department of Transportation Maintenance Program Grant."

**SECTION 2.** The Orphan Roads Maintenance Program Grant Fund is established as a special fund within the Department of Transportation to be administered by the Department.

**SECTION 3.** The purpose of this act is to award funds for the improvement of subdivision streets located within a county that do not meet Department of Transportation minimum construction requirements for addition to the State highway system for maintenance.

**SECTION 4.** There is appropriated from the Highway Fund to the Department of Transportation for the 2023-2024 fiscal year the sum of seventy-five million dollars (\$75,000,000) in nonrecurring funds to be allocated to the Orphan Roads Maintenance Program Grant Fund established in Section 2 of this act. Subject to Section 5 of this act, unexpended funds shall not revert.

**SECTION 5.** The Secretary of Transportation shall establish procedures and criteria and adopt rules for awarding funds under this act to a county for the improvement of a subdivision street in accordance with all of the following requirements:

- (1) The subdivision is not located within the corporate limits of a municipality.
- (2) The total aggregate amount of funds awarded to a subdivision shall not exceed two hundred fifty thousand dollars (\$250,000).
- (3) The required local share of matching funds by the county shall be twenty-five cents (25¢) for every one dollar (\$1.00) awarded. A county may satisfy this condition by financing the local share in accordance with G.S. 153A-205.
- (4) An award of funds under this act shall not be distributed to a county until the Department accepts the subdivision street for addition to the State highway system for maintenance.

**SECTION 6.** This act is repealed effective June 30, 2028. The Department shall close the Orphan Roads Maintenance Program Grant Fund after transferring any remaining balance to the Highway Fund for subsequent appropriation by the General Assembly.

**SECTION 7.** This act becomes effective July 1, 2023.

