

GENERAL ASSEMBLY OF NORTH CAROLINA
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HOUSE DRH60107-LLf-178 (04/12)

Short Title: Jury Service/Exempt From Ferry Tolls. (Public)

Sponsors: Representative Spear.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO EXEMPT PERSONS WHO HAVE BEEN LAWFULLY SUMMONED FOR
3 JURY SERVICE FROM PAYING FERRY TOLLS TO TRAVEL TO AND FROM
4 THEIR HOMES AND THE SITE OF THAT SERVICE.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 136-82 reads as rewritten:

7 "**§ 136-82. Department of Transportation to establish and maintain ~~ferries.~~ ferries;**
8 **exemption for jury service.**

9 (a) The Department of Transportation is vested with authority to provide for the
10 establishment and maintenance of ferries connecting the parts of the State highway system,
11 whenever in its discretion the public good may so require, and to prescribe and collect such
12 tolls therefor as may, in the discretion of the Department of Transportation, be expedient. The
13 Board of Transportation shall establish tolls for all ferry routes, except for the
14 Ocracoke/Hatteras Ferry and the Knotts Island Ferry.

15 To accomplish the purpose of this section said Department of Transportation is authorized
16 to acquire, own, lease, charter or otherwise control all necessary vessels, boats, terminals or
17 other facilities required for the proper operation of such ferries or to enter into contracts with
18 persons, firms or corporations for the operation thereof and to pay therefor such reasonable
19 sums as may in the opinion of said Department of Transportation represent the fair value of the
20 public service rendered.

21 The Department of Transportation, notwithstanding any other provision of law, may
22 operate, or contract for the operation of, concessions on the ferries and at ferry facilities to
23 provide to passengers on the ferries food, drink, and other refreshments, personal comfort
24 items, and souvenirs publicizing the ferry system.

25 (b) Notwithstanding the provisions of subsection (a) of this section, the Department of
26 Transportation shall not collect any toll established under this section from a person who has
27 been lawfully summoned for jury service under Chapter 9 of the General Statutes for that
28 person's use of a ferry to travel to and from the person's residence and the site of that jury
29 service. The Department shall adopt rules establishing a process by which a person traveling
30 for jury service may demonstrate that the person is not required to pay a toll under this
31 subsection."

32 **SECTION 2.** Article 2 of Chapter 9 of the General Statutes is amended by adding a
33 new section to read:

34 "**§ 9-18.1. Ferry toll exemption.**



1 Any person summoned to jury service who uses a ferry to travel to and from the person's
2 residence and the site of that jury service is exempt from the payment of any ferry tolls, as
3 provided in G.S. 136-82(b)."

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