

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2015

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HOUSE BILL 685

Short Title: Cap Amount Owed for Unpaid Open Road Toll. (Public)

Sponsors: Representatives Luebke and Avila (Primary Sponsors).

*For a complete list of Sponsors, refer to the North Carolina General Assembly Web Site.*

Referred to: Finance.

April 14, 2015

A BILL TO BE ENTITLED

AN ACT TO REDUCE FROM NINETY DAYS TO THIRTY DAYS THE TIME IN WHICH  
THE TURNPIKE AUTHORITY HAS TO SEND A TOLL BILL AND TO CAP THE  
TOTAL AMOUNT CHARGED TO A PERSON FOR CERTAIN UNPAID OPEN ROAD  
TOLLS.

The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 136-89.214(a) reads as rewritten:

"(a) Bill. – If a motor vehicle travels on a Turnpike project that uses an open road tolling system and a toll for traveling on the project is not paid prior to travel or at the time of travel, the Authority must send a bill by first-class mail to the registered owner of the motor vehicle or the person who had care, custody, and control of the vehicle as established under G.S. 136-89.212(b) for the amount of the unpaid toll. The Authority must send the bill within ~~90~~30 days after the travel occurs, or within ~~90~~30 days of receipt of a sworn affidavit submitted under G.S. 136-89.212(b) identifying the person who had care, custody, and control of the motor vehicle. If a bill is not sent within the required time, the Authority waives collection of the toll. The Authority must establish a billing period for unpaid open road tolls that is no shorter than 15 days. A bill for a billing period must include all unpaid tolls incurred by the same person during the billing period."

**SECTION 2.** Article 6H of Chapter 136 of the General Statutes is amended by adding a new section to read:

**"§ 136-89.216A. Maximum amount charged for unpaid open road toll.**

Notwithstanding any other provision of law, if the sum total of unpaid open road tolls listed on an initial bill sent in accordance with G.S. 136-89.214 does not exceed five dollars (\$5.00), the amount charged for nonpayment of the bill shall not exceed fifty dollars (\$50.00). For purposes of this section, "amount charged" includes any processing fee imposed under G.S. 136-89.215 and any civil penalty assessed under G.S. 136-89.216, but does not include any toll, processing fee, or civil penalty owed to another tolling jurisdiction with which the Authority has a valid reciprocal toll enforcement agreement under G.S. 136-89.220."

**SECTION 3.** This act becomes effective October 1, 2015, and applies to tolls imposed on or after that date.

