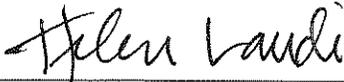


# SUBMISSION FOR PERMANENT RULE

1. Rule-Making Agency: NC Department of Transportation	
2. Rule citation & name (name not required for repeal): 19A NCAC 02D .0531 Free Operations	
3. Action: <input type="checkbox"/> ADOPTION <input checked="" type="checkbox"/> AMENDMENT <input type="checkbox"/> REPEAL	4. Exemption. Rule exempt from RRC review according to (cite session law or general statute):
5. Agency obtained G.S. 150B-19.1 certification: <input checked="" type="checkbox"/> OSBM certified on: February 1, 2013 <input type="checkbox"/> RRC certified on: <input type="checkbox"/> Not Required	
6. Notice for Proposed Rule: <input checked="" type="checkbox"/> Notice Required Notice of Text published on: February 15, 2013 Link to Agency notice: <a href="http://www.ncdot.gov/about/regulations/rules">http://www.ncdot.gov/about/regulations/rules</a> Hearing on: March 11, 13, 19 2013 Adoption by agency on: April 19, 2013 <input type="checkbox"/> Notice not required under G.S.: Adoption by agency on:	
7. Fee. Rule establishes or increases a fee? (See G.S. 12-3.1)  <input checked="" type="checkbox"/> Yes Agency submitted request for consultation on: Consultation not required. Cite authority: SL 2011-145, Section 6.3(a), SL 2012-145, Section 6.2 <input type="checkbox"/> No	8. Fiscal impact (check all that apply):  <input checked="" type="checkbox"/> State funds affected <input type="checkbox"/> Environmental permitting of DOT affected and analysis submitted to Board of Transportation <input checked="" type="checkbox"/> Local funds affected Date submitted to OSBM: December 20, 2012 <input checked="" type="checkbox"/> Substantial economic impact (≥\$500,000) <input checked="" type="checkbox"/> Approved by OSBM <input type="checkbox"/> No fiscal note required
<b>9. REASON FOR ACTION</b>	
9A. What prompted this action? Check all that apply: <input type="checkbox"/> Agency <input type="checkbox"/> Court order / cite: <input type="checkbox"/> Federal statute / cite: <input type="checkbox"/> Federal regulation / cite: <input checked="" type="checkbox"/> Legislation enacted in last General Assembly session Cite Session Law: SL 2012-145 <input type="checkbox"/> Petition for rule-making <input type="checkbox"/> Other:	
9B. Explain: The General Assembly enacted SL 2012-145, which directs the Department of Transportation and the Board of Transportation to establish tolls for all ferry routes except for the Ocracoke/Hatteras Ferry and the Knotts Island Ferry and to begin collection of tolls on July 1, 2013.	
10. Rule-making Coordinator: Helen Landi Address: 1501 Mail Service Center Raleigh, NC 27699-1501  Phone: 919-707-2815 E-Mail: <a href="mailto:hlandi@ncdot.gov">hlandi@ncdot.gov</a>  Agency Contact, if any: Phone: E-Mail:	11. Signature of Agency Head* or Rule-making Coordinator:   <hr/> *If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.  Typed Name: Helen Landi Title: Rule-making Coordinator
<b>RRC AND OAH USE ONLY</b>	
Action taken:  <input type="checkbox"/> RRC Extended period of review: <input type="checkbox"/> RRC determined substantial changes: <input type="checkbox"/> Withdrawn by agency <input type="checkbox"/> Subject to Legislative Review <input type="checkbox"/> Other:	