

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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SENATE BILL 77*
Finance Committee Substitute Adopted 6/23/98

Short Title: Sales Tax Refund for Schools.

(Public)

Sponsors:

Referred to:

February 10, 1997

1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW LOCAL BOARDS OF EDUCATION TO RECEIVE REFUNDS
3 OF SALES AND USE TAXES.

4 The General Assembly of North Carolina enacts:

5 Section 1. G.S. 105-164.14(c) reads as rewritten:

6 "(c) Certain Governmental Entities. – A governmental entity listed in this
7 subsection is allowed an annual refund of sales and use tax paid by it under this Article,
8 except under G.S. 105-164.4(a)(4a) and G.S. 105-164.4(a)(4c), on direct purchases of
9 tangible personal property. Sales and use tax liability indirectly incurred by a
10 governmental entity on building materials, supplies, fixtures, and equipment that become
11 a part of or annexed to any building or structure that is owned or leased by the
12 governmental entity and is being erected, altered, or repaired for use by the governmental
13 entity is considered a sales or use tax liability incurred on direct purchases by the
14 governmental entity for the purpose of this subsection. A request for a refund must be in
15 writing and must include any information and documentation required by the Secretary.
16 A request for a refund is due within six months after the end of the governmental entity's
17 fiscal year.

18 This subsection applies only to the following governmental entities:

19 (1) A county.

- 1 (2) A city as defined in G.S. 160A-1.
2 (2a) A consolidated city-county as defined in G.S. 160B-2.
3 (2b) A local school administrative unit.
4 (3) A metropolitan sewerage district or a metropolitan water district in this
5 State.
6 (4) A water and sewer authority created under Chapter 162A of the General
7 Statutes.
8 (5) A lake authority created by a board of county commissioners pursuant
9 to an act of the General Assembly.