

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009

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SENATE DRS35068-MC-53 (2/3)

Short Title: Mills River Video Distribution.

(Local)

Sponsors: Senator Apodaca.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE INCLUSION OF FRANCHISE TAX RECEIPTS  
ALLOCATED TO MILLS RIVER TO BE INCLUDED IN THE BASE AMOUNT USED  
TO DETERMINE A LOCAL GOVERNMENT'S PROPORTIONAL SHARE OF THE  
SALES TAX DISTRIBUTION FROM VIDEO PROGRAMMING COLLECTIONS.

The General Assembly of North Carolina enacts:

**SECTION 1.** This act applies to the Town of Mills River only.

**SECTION 2.** G.S. 105-164.44I(c1) reads as rewritten:

"(c1) Revised Certification. – If a county or city determines that the amount of cable franchise tax it imposed during the first six months of the 2006-2007 fiscal year differs from the amount certified to the Secretary under subsection (c) of this section, the county or city may submit a new certification to the Secretary revising the amount. ~~For distributions for quarters beginning on or after October 1, 2007, the Secretary must determine the proportionate share of a county or city based upon certifications submitted on or before October 1, 2007. For distributions for quarters beginning on or after April 1, 2008, the Secretary must determine the proportionate share of a county or city based upon certifications submitted on or before April 1, 2008. Certifications submitted after April 1, 2008, may not be used to adjust a county's or city's base amount under subsection (c) of this section.~~ For distributions for quarters beginning on or after July 1, 2009, the base amount for the Town of Mills River is the amount of cable franchise tax and subscriber fee revenue allocated to the town by Henderson County for the period July 1, 2006, through November 30, 2006, and the amount of cable franchise tax and subscriber fee revenue imposed for the month of December 2006."

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

