

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2017

**H.B. 813**  
**Apr 11, 2017**  
**HOUSE PRINCIPAL CLERK**

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HOUSE BILL DRH40470-MCf-75A (02/21)

Short Title: Veteran Retirement Income Tax Benefit. (Public)

Sponsors: Representative Ager.

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT TO PROVIDE INCOME TAX RELIEF FOR RETIRED MEMBERS OF THE  
3 ARMED FORCES OF THE UNITED STATES.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** G.S. 105-153.5(b) reads as rewritten:

6 "(b) Other Deductions. – In calculating North Carolina taxable income, a taxpayer may  
7 deduct from the taxpayer's adjusted gross income any of the following items that are included  
8 in the taxpayer's adjusted gross income:

9 ...

10 (5) The amount received during the taxable year from one or more State, local,  
11 or federal government retirement plans to the extent the amount is exempt  
12 from tax under this Part pursuant to a court order in settlement of any of the  
13 ~~following cases:~~ cases listed in this subdivision. Amounts deducted under this  
14 subdivision may not also be deducted under subdivision (5a) of this  
15 subsection.

16 a. Bailey v. State, 92 CVS 10221, 94 CVS 6904, 95 CVS 6625, 95 CVS  
17 8230.

18 b. Emory v. State, 98 CVS 0738.

19 c. Patton v. State, 95 CVS 04346.

20 (5a) The amount received during the taxable year from the United States  
21 government as retirement pay for a retired member of the Armed Forces of  
22 the United States or as survivorship benefits for survivors of active duty or  
23 retired members of the Armed Forces of the United States. Amounts  
24 deducted under this subdivision may not also be deducted under subdivision  
25 (5) of this subsection.

26 ...."

27 **SECTION 2.** This act is effective for taxable years beginning on or after January 1,  
28 2017.



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