

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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HOUSE BILL 1228

Short Title: Study and Sunset Tax Credits.

(Public)

Sponsors: Representatives Neely; and Luebke.

Referred to: Rules, Calendar and Operations of the House.

May 14, 1997

A BILL TO BE ENTITLED

1 AN ACT TO PROVIDE FOR LEGISLATIVE REVIEW OF TAX CREDIT
2 INCENTIVES BY SUNSETTING THE CREDITS.
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4 The General Assembly of North Carolina enacts:

5 Section 1. The Secretary of Revenue shall report to the Legislative Research
6 Commission by October 1, 1998, the following information regarding the tax credits
7 repealed by this act:

- 8 (1) Annual revenue impact of the tax credit for the most recent five-year
9 period.
10 (2) The number of taxpayers claiming the credit each year for the most
11 recent five-year period.
12 (3) The year the credit was enacted and purpose of credit.
13 (4) Cost savings to the Department of Revenue from repealing the credit.
14 (5) Any other information the Secretary of Revenue considers relevant.

15 Section 2. Credit for Construction of Dwelling Units for Handicapped
16 Persons. G.S. 105-130.22 and G.S. 105-151.1 are repealed effective for dwelling units
17 completed during taxable years beginning on or after January 1, 2000.

18 Section 3. Credit for Solar Energy Equipment in Residential Buildings. G.S.
19 105-130.23 is repealed effective for costs incurred during taxable years beginning on or
20 after January 1, 2000.

1 Section 4. Credit for Solar Energy Equipment. G.S. 105-151.2 is repealed
2 effective for costs incurred during taxable years beginning on or after January 1, 2000.

3 Section 5. Credit for Construction of Cogenerating Power Plants. G.S. 105-
4 130.25 is repealed effective for costs incurred during taxable years beginning on or after
5 January 1, 2000.

6 Section 6. Credit for Conversion of Industrial Boiler to Wood Fuel. G.S. 105-
7 130.26 and G.S. 105-151.5 are repealed effective for costs incurred during taxable years
8 beginning on or after January 1, 2000.

9 Section 7. Credit for Construction of a Peat Facility. G.S. 105-130.27A is
10 repealed effective for costs incurred during taxable years beginning on or after January 1,
11 2000.

12 Section 8. Credit for Construction of a Photovoltaic Equipment Facility. G.S.
13 105-130.28 is repealed effective for costs incurred during taxable years beginning on or
14 after January 1, 2000.

15 Section 9. Credit for Construction of an Olivine Brick Facility. G.S. 105-
16 130.29 is repealed effective for costs incurred during taxable years beginning on or after
17 January 1, 2000.

18 Section 10. Credit for Construction of a Methane Gas Facility. G.S. 105-
19 130.30 and G.S. 105-151.10 are repealed effective for taxable years beginning on or after
20 January 1, 2000.

21 Section 11. Credit for Installation of a Wind Energy Device. G.S. 105-130.31
22 and G.S. 105-151.9 are repealed effective for costs incurred during taxable years
23 beginning on or after January 1, 2000.

24 Section 12. Credit for Installation of Solar Energy Equipment for the
25 Production of Heat or Electricity in Certain Processes. G.S. 105-130.32 and G.S. 105-
26 151.8 are repealed effective for taxable years beginning on or after January 1, 2000.

27 Section 13. Credit for Installation of a Hydroelectric Generator. G.S. 105-
28 130.33 and G.S. 105-151.7 are repealed effective for taxable years beginning on or after
29 January 1, 2000.

30 Section 14. Credit for Certain Real Property Donations. G.S. 105-130.34 and
31 G.S. 105-151.12 are repealed effective for interests donated during taxable years
32 beginning on or after January 1, 2000.

33 Section 15. Credit for Conservation Tillage Equipment. G.S. 105-130.36 and
34 G.S. 105-151.13 are repealed effective for costs incurred during taxable years beginning
35 on or after January 1, 2000.

36 Section 16. Credit for Gleaned Crop. G.S. 105-130.37 and G.S. 105-151.14
37 are repealed effective for donations made during taxable years beginning on or after
38 January 1, 2000.

39 Section 17. Credit for Certain Telephone Subscriber Line Charges. G.S. 105-
40 130.39 is repealed effective for taxable years beginning on or after January 1, 2000.

41 Section 18. Credit for North Carolina State Ports Authority Wharfage,
42 Handling, and Throughput Charges. G.S. 105-130.41 and G.S. 105-151.22 are repealed
43 effective for charges assessed during taxable years beginning on or after January 1, 2000.

1 Section 19. Credit for Rehabilitating an Historic Structure. G.S. 105-130.42
2 and G.S. 105-151.23 are repealed effective for taxable years beginning on or after
3 January 1, 2000.

4 Section 20. Credit for Property Taxes Paid on Farm Machinery. G.S. 105-
5 151.21 is repealed effective for taxable years beginning on or after January 1, 2000.

6 Section 21. Credit for Charitable Contributions for Nonitemizers. G.S. 105-
7 151.26 is repealed effective for taxable years beginning on or after January 1, 2000.

8 Section 22. This act does not affect the rights or liabilities of the State, a
9 taxpayer, or another person arising under a statute repealed by this act before the
10 effective date of its repeal; nor does it affect the right to any refund or credit of a tax that
11 accrued under the repealed statute before the effective date of its repeal.

12 Section 23. Section 1 of this act is effective when it becomes law. The
13 remainder of this act is effective for taxable years beginning on or after January 1, 2000.