

February 9, 2005

**H 116. PRESENT-USE VALUE CLARIFICATION. TO CLARIFY PRESENT-USE VALUE ELIGIBILITY AND TO AMEND THE PERIOD FOR APPEAL OF A PRESENT-USE VALUE DETERMINATION OR APPRAISAL.** Amends GS 105-277.2(7) to provide that, to qualify as a single unit of farmland for use value tax purposes, multiple tracts of agricultural, horticultural, or forest land must both be under the same ownership and be of the same type of classification. Amends GS 105-277.3(b2) by (1) allowing an owner to qualify newly acquired land for use value taxation only if the land was appraised at its present use value (was, appraised or eligible for appraisal) at the time title passed to the new owner and (2) allowing an owner to qualify newly acquired land without assuming liability for deferred taxes if, at the time title passed to the new owner, the land was already being used for the same purpose and had the same classification as other land already owned by the new owner and the new owner files a timely application for use value taxation. Amends GS 105-277.4(b1) and GS 105-296(j) and (l) by establishing 60 days as the time within which a taxpayer (1) must appeal an assessor's decision regarding the qualification or appraisal of the taxpayer's property as use-value property and (2) may submit additional information to reverse a disqualification of property for present-use value classification or for exemption or exclusion because of failure to submit additional information.

**Intro. by Brubaker.**

Ref. to Finance

GS 105

April 26, 2005

**H 116. PROPERTY TAX CHANGES (NEW).** Intro. 2/9/05. House committee substitute makes the following changes to 1st edition. Effective beginning with the 2005-06 tax year, amends GS 105-277.2(3) to clarify that land that is rotated between horticultural and agricultural crops may be treated as agricultural land for use value purposes when the cash rental rates for the crops are not significantly different. Effective January 1, 2006, amends GS 105-330.5(a) and 105-330.6 to provide that a motor vehicle property tax year need not be twelve months but is the length of the registration period, which, during the period of transition to a staggered registration system, may be anywhere from seven months to twenty months. Certain license plates are transitioning to a staggered system effective January 1, 2006, pursuant to SL 2004-167. Amends GS 105-357(b)(2) to extend the tax penalty for paying property taxes by worthless check to include payment by worthless electronic funds transfer. Makes conforming changes.

August 29, 2005

**SL 2005-313 (H 116). PROPERTY TAX CHANGES. AN ACT TO CLARIFY PRESENT-USE VALUE ELIGIBILITY, TO AMEND THE PERIOD FOR APPEAL OF A PRESENT-USE VALUE DETERMINATION OR APPRAISAL, TO MODIFY THE TAX YEAR FOR MOTOR VEHICLES THAT ARE TO BE SWITCHED FROM AN ANNUAL SYSTEM OF REGISTRATION TO A STAGGERED SYSTEM EFFECTIVE JANUARY 1, 2006, AND TO APPLY THE SAME PENALTY THAT CURRENTLY APPLIES TO PAYMENTS BY CHECK TO PROPERTY TAX PAYMENTS MADE BY ELECTRONIC PAYMENTS.** Summarized in *Daily Bulletin* 2/9/05 and 4/26/05. Enacted August 25, 2005. Sections 1–7 are effective July 1, 2005. Sections 8 and 9 are effective January 1, 2006. The remainder is effective August 25, 2005.