

March 1, 2007

S 465. AMEND CARTERET COUNTY OCCUPANCY TAX. Filed 3/1/07. *TO AMEND THE DEADLINE FOR THE DEVELOPMENT OF A CONVENTION CENTER PLAN FOR CARTERET COUNTY.*

Amends Sections 5 and 6 of SL 2001-381, as amended, to extend by two years (1) the deadlines for the approval of a development plan for a convention center, for a signed contract for construction, and for construction to begin; (2) the date before which the additional occupancy tax may not become effective; and (3) the date that the tax is repealed under specified circumstances. Makes conforming change.

Intro. by Preston.

CARTERET

March 15, 2007

S 465. AMEND CARTERET COUNTY OCCUPANCY TAX. Filed 3/1/07. Senate committee substitute makes the following changes to 1st edition. Provides that if the conditions concerning the development plan for the construction of a convention center and for a signed construction contract are not met or the additional tax is not levied or sunsets, then SL 2001-381 Section 4, concerning the use of the first 3 cents of the tax, becomes effective July 1, 2014. If the conditions concerning the development plan for the construction of a convention center and for a signed construction contract are met or the additional tax is levied, then section 7 of SL 2001-381, concerning the use of the remainder of the tax proceeds, goes into effect July 1, 2014.

June 4, 2007

S 465. AMEND CARTERET COUNTY OCCUPANCY TAX. Filed 3/1/07. House committee substitute deletes the provisions of the 2nd edition and instead rewrites and recodifies Section 1 through 9 of SL 2001-381, as amended, as follows. Authorizes the Carteret County Board of Commissioners to levy a room occupancy tax of up to 5% (current law). The county is also authorized to levy an additional occupancy tax of 1% no earlier than July 1, 2010, if all of the following conditions have been met: (1) by June 30, 2010, a development plan for the construction of a convention center has been approved by the board of county commissioners and the governing board of the municipality where the center is to be located; (2) there is a signed contract between the appropriate local governments and a private developer that includes financing commitments for the construction to begin no later than July 1, 2011; and (3) the county is levying the 5% occupancy tax. The authority to levy the additional occupancy tax is repealed if either of the following occur: (1) a total of \$10 million of proceeds from the additional 1% occupancy tax is collected, beginning on July 1, 2010; or (2) construction on the convention center has not begun by July 1, 2011. Requires any excess proceeds, defined as proceeds in excess of \$10 million collected prior to the repeal, or any proceeds collected but not spent in excess of the cost of the convention center, to be used to promote travel and tourism. Provides that the tax must be levied, administered, collected, and repealed as provided in GS 153A-155 (uniform provisions for room occupancy taxes). If the conditions for the additional occupancy tax are met and the county levies the occupancy tax at a rate of 6%, the proceeds must be distributed as follows: (1) the county must, on a quarterly basis, remit 50% to the Carteret County Tourism Development Authority; (2) the county must use 33% only for beach nourishment on Bogue Banks, with any idle funds remitted to the authority to promote travel and tourism, and the county may not accumulate a balance of tax proceeds for beach nourishment in excess of \$15 million; and (3) any remaining proceeds up to \$10 million must be used for costs associated with the construction of a new convention center in the county. Reorganizes sections related to the Carteret County Tourism Development Authority and the Carteret County Beach Commission.

June 21, 2007

S 465. AMEND CARTERET COUNTY OCCUPANCY TAX. Filed 3/1/07. Conference report recommends the following changes to 3rd edition to reconcile matters in controversy. Modifies the Carteret County occupancy tax law to clarify that the occupancy tax does not apply to accommodations furnished by (1) religious organizations; (2) educational organizations; (3)

summer camps; (4) any business that offers to rent fewer than five units; and (5) charitable, benevolent, and other nonprofit organizations. Directs the Carteret County tax collector to establish procedures to periodically audit businesses subject to the occupancy tax in order to ensure compliance with the act.

June 29, 2007

SL 2007-112 (S 465). AMEND CARTERET COUNTY OCCUPANCY TAX. AN ACT TO CONSOLIDATE AND REWRITE THE CARTERET COUNTY OCCUPANCY TAX LAW AND TO AMEND THE DEADLINE FOR THE DEVELOPMENT OF A CONVENTION CENTER PLAN FOR CARTERET COUNTY. Summarized in *Daily Bulletin* 3/1/07, 3/15/07, 6/4/07, and 6/21/07. Enacted June 27, 2007. Effective June 27, 2007.