

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2013

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HOUSE BILL 242
PROPOSED COMMITTEE SUBSTITUTE H242-PCS10335-TMx-20

Short Title: Volunteer Fire Dept. Sales Tax Refund Change.

(Public)

Sponsors:

Referred to:

March 7, 2013

1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE TECHNICAL, ADMINISTRATIVE, AND CLARIFYING CHANGES
3 TO THE SALES TAX REFUND FOR VOLUNTEER FIRE DEPARTMENTS AND
4 VOLUNTEER EMERGENCY MEDICAL SERVICES SQUADS.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. G.S. 105-164.14(b)(2a) reads as rewritten:

7 "(b) Nonprofit Entities and Hospital Drugs. – A nonprofit entity is allowed a semiannual
8 refund of sales and use taxes paid by it under this Article on direct purchases of tangible
9 personal property and services, other than electricity, telecommunications service, and ancillary
10 service, for use in carrying on the work of the nonprofit entity. Sales and use tax liability
11 indirectly incurred by a nonprofit entity on building materials, supplies, fixtures, and equipment
12 that become a part of or annexed to any building or structure that is owned or leased by the
13 nonprofit entity and is being erected, altered, or repaired for use by the nonprofit entity for
14 carrying on its nonprofit activities is considered a sales or use tax liability incurred on direct
15 purchases by the nonprofit entity. A request for a refund must be in writing and must include
16 any information and documentation required by the Secretary. A request for a refund for the
17 first six months of a calendar year is due the following October 15; a request for a refund for
18 the second six months of a calendar year is due the following April 15.

19 The refunds allowed under this subsection do not apply to an entity that is owned and
20 controlled by the United States or to an entity that is owned or controlled by the State and is not
21 listed in this subsection. A hospital that is not listed in this subsection is allowed a semiannual
22 refund of sales and use taxes paid by it on medicines and drugs purchased for use in carrying
23 out its work. The following nonprofit entities are allowed a refund under this subsection:

24 ...
25 (2a) Volunteer fire departments and volunteer emergency medical services
26 squads that are ~~An organization that is exempt from income tax under the~~
27 ~~Code and is one or more of the following:~~

- 28 a. ~~A volunteer fire department.~~ Exempt from income tax under the
29 Code.
30 b. ~~A volunteer emergency medical services squad.~~ Financially
31 accountable to a city as defined in G.S. 160A-1, a county, or a group
32 of cities and counties.

33"

34 SECTION 2. This act becomes effective July 1, 2013, and applies to sales made on
35 or after that date.



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