

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015

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SENATE BILL 566
PROPOSED COMMITTEE SUBSTITUTE S566-PCS25239-TD-15

Short Title: Disposition of Minimal Property Tax Refunds.

(Public)

Sponsors:

Referred to:

March 30, 2015

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE OPTIONS FOR THE DISPOSITION OF MINIMAL PROPERTY
3 TAX REFUNDS.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** G.S. 105-321 is amended by adding a new subsection to read:

6 "(g) Minimal Refunds. – The governing body of a taxing unit that collects its own taxes
7 may, by resolution, direct the taxing unit not to mail a refund for an overpayment of tax if the
8 refund is less than fifteen dollars (\$15.00). Upon adoption of a resolution pursuant to this
9 subsection, the taxing unit shall keep a record of all minimal refunds by receipt number and
10 amount and shall make a report of the amount of these refunds to the governing body at the
11 time of the settlement and shall implement a system by which payment of the refund may be
12 made to a taxpayer who comes into the office of the taxing unit seeking the refund. Unless the
13 taxpayer requests the minimal refund in person at the office of the taxing unit before the end of
14 the fiscal year in which the refund is due, the taxing unit must implement a system to apply the
15 minimal refund as a credit against the tax liability of the taxpayer for taxes due to the taxing
16 unit for the next succeeding year. An overpayment of tax bears interest at the rate set under
17 G.S. 105-241.21 from the date the interest begins to accrue until a refund is paid or applied in
18 accordance with this section. Interest accrues from the later of the date the tax was paid and the
19 date the tax would have been considered delinquent under G.S. 105-360. A resolution adopted
20 pursuant to this subsection must be adopted on or before June 15 preceding the first taxable
21 year to which it applies and remains in effect until amended or repealed by resolution of the
22 taxing unit."

23 **SECTION 2.** This act is effective when it becomes law.



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