

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2017

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HOUSE BILL 264

Short Title: Disqualify Certain Property From PUV. (Public)

Sponsors: Representatives Dixon, J. Bell, Collins, and Adams (Primary Sponsors).
For a complete list of sponsors, refer to the North Carolina General Assembly web site.

Referred to: Energy and Public Utilities, if favorable, Finance

March 8, 2017

A BILL TO BE ENTITLED

AN ACT TO DISQUALIFY CERTAIN PROPERTY FROM THE PRESENT-USE VALUE
CLASSIFICATION.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 105-277.4(c) reads as rewritten:

"(c) Deferred Taxes. – Land meeting the conditions for classification under G.S. 105-277.3 must be taxed on the basis of the value of the land for its present use. The difference between the taxes due on the present-use basis and the taxes that would have been payable in the absence of this classification, together with any interest, penalties, or costs that may accrue thereon, are a lien on the real property of the taxpayer as provided in G.S. 105-355(a). The difference in taxes must be carried forward in the records of the taxing unit or units as deferred taxes. The deferred taxes for the preceding three fiscal years are due and payable in accordance with G.S. 105-277.1F when the property loses its eligibility for deferral as a result of a disqualifying event. A disqualifying event occurs when ~~the land fails to meet any condition or requirement for classification or when an application is not approved.~~ any one or more of the following conditions are met:

- (1) The land fails to meet any condition or requirement for classification.
- (2) An application is not approved.
- (3) A solar energy electric system receiving the exclusion under G.S. 105-275(45) is located on the land, and the energy generated by the system is not solely used by the owner for the benefit of the land."

SECTION 2. This act becomes effective July 1, 2017.

