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SENATE BILL 608

Short Title:	Property Tax Modifications. (Public)

Sponsors:	Senator Alexander (Primary Sponsor).

Referred to:	Rules and Operations of the Senate

April 6, 2023

1   A BILL TO BE ENTITLED
2 AN ACT TO MODIFY THE MACHINERY ACT OF NORTH CAROLINA.
3 The General Assembly of North Carolina enacts:
4   **SECTION 1.** G.S. 105-275 reads as rewritten:
5 "**§ 105-275. Property classified and excluded from the tax base.**
6   The following classes of property are designated special classes under Article V, Sec. 2(2),
7 of the North Carolina Constitution and are excluded from tax:
8   …
9   (16)   Non-business Property. —As used in this subdivision, the term "non-business
10   property" means personal property that is used by the owner of the property
11   for a purpose other than the production of income and is not used in connection
12   with a business. The term includes household furnishings, clothing, pets, lawn
13   tools, and lawn equipment. The term does not include motor vehicles, mobile
14   homes, aircraft, watercraft, or engines for watercraft.
15   (16a) Qualified Business Property. – As used in this subdivision, the term "qualified
16   business property" means personal property (i) suitable when fully functional
17   to be used by the owner of the property for the production of income or in
18   connection with a business or both and (ii) due to malfunction or nonfunction
19   has a value not greater than scrap value.
20   …."
21   **SECTION 2.** G.S. 105-307 reads as rewritten:
22 "**§ 105-307. Length of listing period; extension; preliminary work.**
23   (a)   Listing Period. – Unless extended as provided in this section, the period during which
24 property is to be listed for taxation each year begins on the first business day of January and ends
25 on ~~January 31.~~April 15.
26   ~~(b)   General Extensions. –   The board of county commissioners may, by resolution, extend~~
27 ~~the time during which property is to be listed for taxation as provided in this subsection. Any~~
28 ~~action by the board of county commissioners extending the listing period must be recorded in the~~
29 ~~minutes of the board, and notice of the extensions must be published as required by G.S.~~
30 ~~105-296(c).~~The entire period for listing, including any extension of time granted, is considered
31 the regular listing period for the particular year within the meaning of this Subchapter.
32   ~~(1)   In nonrevaluation years, the listing period may be extended for up to 30~~
33   ~~additional days.~~
34   ~~(2)   In years of octennial appraisal of real property, the listing period may be~~
35   ~~extended for up to 60 additional days.~~

1   (3)   If the county has provided for electronic listing of personal property under
2   G.S. 105-310.1, the period for electronic listing of personal property may be
3   extended up to June 1. A resolution that provides a general extension of time
4   for the electronic listing of personal property shall continue in effect until
5   revised or rescinded unless otherwise stated in the resolution.
6   (c)   Individual Extensions. – The If the county has provided for electronic listing of
7   personal property under G.S. 105-310.1, the board of county commissioners shall may grant
8   individual extensions of time for the listing of real and personal property upon written request
9   and for good cause shown. The request must be filed with the assessor no later than the ending
10   date of the regular listing period. The board may delegate the authority to grant extensions to the
11   assessor. Extensions granted under this subsection shall not extend beyond April 15.
12   Notwithstanding the individual extension time limitation in this subsection, if the county has
13   provided for electronic listing of personal property under G.S. 105-310.1, extensions granted for
14   electronic listing of personal property shall not extend beyond June 1.
15   (d)   Preliminary Work. – The assessor may conduct preparatory work before the listing
16   period begins, but may not make a final appraisal of property before the day as of which the value
17   of the property is to be determined under G.S. 105-285."
18   **SECTION 3.** This act is effective for taxes imposed for taxable years beginning on
19   or after July 1, 2023.