

**NORTH CAROLINA GENERAL ASSEMBLY**

**LEGISLATIVE FISCAL NOTE**

**BILL NUMBER:** Senate Bill 165 (Fourth Edition, as amended)

**SHORT TITLE:** Revenue Laws Technical Changes

**SPONSOR(S):**

<b>FISCAL IMPACT</b>					
	<b>Yes ( )</b>	<b>No (X)</b>	<b>No Estimate Available ( )</b>		
	<b><u>FY 2001-02</u></b>	<b><u>FY 2002-03</u></b>	<b><u>FY 2003-04</u></b>	<b><u>FY 2004-05</u></b>	<b><u>FY 2005-06</u></b>
<b>REVENUES</b>					
<b>EXPENDITURES</b>					
<b>PRINCIPAL DEPARTMENT(S) &amp; PROGRAM(S) AFFECTED:</b> Department of Revenue					
<b>EFFECTIVE DATE:</b> Sections 14 through 19, 21, 22, 29, and 30 (conforming changes necessitated by S.L.2001-347) become effective January 1, 2002. Section 32 of this bill (Goodness Grows license plate) is effective retroactively to August 2, 2000. The remainder of this act is effective when it becomes law.					

**BILL SUMMARY:** The bill makes technical and clarifying changes to the revenue laws and related statutes.

**ASSUMPTIONS AND METHODOLOGY:** This bill has no state or local fiscal impact. This legislation is a recommendation of the Revenue Laws Study Committee and was included in its report to the 2001 General Assembly. Most sections of the bill are simple technical changes to correct misspelled words, delete duplicate references, or insert omitted words. Sections 3,4, and 5 conform the discount statutes on the timely filing and timely reporting for the excise tax on tobacco products and the excise tax on beer, wine, and liquor. Section 7 clarifies legislative intent for the wage standard in the Bill Lee Act. Sections 10 and 12 redirect reports to the Revenue Laws Study Committee. Section 13 clarifies in the statute the Department of Revenue's current practice of basing corporate estimated payments on net tax due minus allowable credits. Sections 14 through 19, 21, 22, 29, and 30 conform the statutes to changes made in the 2001 session with the Streamlined Sales Tax legislation (S.L.2001-347). Section 51 repeals the Forsyth-Guilford Metro. Baseball Park District that was defeated in a referendum.

Section 31 of the bill reinserts language from S.L. 89-830 that was enacted but never engrossed into the statute. The Motorcycle Safety Instruction Program has received the proceeds of the \$3 motorcycle fee since its inception. Originally the motorcycle fee was scheduled to sunset in 1993, but when S.L. 93- 320 removed the sunset the change was not codified. Neither SB 165 nor the floor amendment will change the \$3 fee and its use by the Motorcycle Safety Instruction Program at Lenoir Community College. The program is 100% receipts supported with a current budget of \$320,000. The House floor amendment has no impact because there are no “ other funds appropriated for this purpose”.

**TECHNICAL CONSIDERATIONS:**

**FISCAL RESEARCH DIVISION 733-4910**

**PREPARED BY:** Richard Bostic

**APPROVED BY:** James D. Johnson

**DATE:** August 24, 2001



**Signed Copy Located in the NCGA Principal Clerk's Offices**