

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2003**

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SENATE BILL 235

Short Title: One-Time Rental Car Tax Election Exception.

(Public)

Sponsors: Senators Hoyle and Berger.

Referred to: Finance.

February 27, 2003

A BILL TO BE ENTITLED

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2 AN ACT TO ALLOW A RETAILER THAT LEASES MOTOR VEHICLES AND
3 THAT HAS PAID THE HIGHWAY USE TAX ON THE MOTOR VEHICLES TO
4 PAY AN ADDITIONAL GROSS RECEIPTS TAX ON THE MOTOR VEHICLES.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** Notwithstanding the provisions of G.S. 105-187.5 to the
7 contrary, a retailer that leases or rents motor vehicles and that has paid the tax on the
8 motor vehicles imposed pursuant to G.S. 105-187.3 may elect to pay the tax imposed
9 pursuant to G.S. 105-187.5 in addition to the taxes previously paid. This election must
10 be submitted to the Division of Motor Vehicles and Secretary of Revenue in writing and
11 must specifically identify the motor vehicles to which the election applies, the date upon
12 which the retailer will begin to collect the additional taxes, and any additional
13 information needed to collect the tax. An election made under this act is irrevocable
14 and does not relieve the taxpayer of liability for a tax previously imposed. An election
15 under this act must be made prior to July 1, 2003.

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