

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2001

SESSION LAW 2001-87  
HOUSE BILL 150

AN ACT TO WAIVE THE PENALTIES FOR FAILURE TO MEET CERTAIN TAX-RELATED DEADLINES BECAUSE OF A PRESIDENTIALLY DECLARED DISASTER.

The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 105-249.2 reads as rewritten:

"§ 105-249.2. ~~Due date and penalties for State taxes owed by certain members of the armed forces or individuals serving in support of the armed forces.~~ extended and penalties waived for certain military personnel or individuals affected by a presidentially declared disaster.

(a) The Secretary may not assess interest or a penalty against a taxpayer for any period that is disregarded under section 7508 of the Code in determining the taxpayer's liability for a federal tax. A taxpayer is granted an extension of time to file a return or take another action concerning a State tax for any period during which the Secretary may not assess interest or a penalty under this section.

(b) The penalties in G.S. 105-236(2), (3), and (4) may not be assessed for any period in which the time for filing a federal return or report or for paying a federal tax is extended under section 7508A of the Code because of a presidentially declared disaster. For the purpose of this section, 'presidentially declared disaster' has the same meaning as in section 1033(h)(3) of the Code."

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

In the General Assembly read three times and ratified this the 7<sup>th</sup> day of May, 2001.

s/ Beverly E. Perdue  
President of the Senate

s/ James B. Black  
Speaker of the House of Representatives

s/ Michael F. Easley  
Governor

Approved 10:55 a.m. this 17<sup>th</sup> day of May, 2001