

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011

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HOUSE BILL 1174

Short Title: Scotland Co: Privilege Tax for Sweepstakes. (Local)

Sponsors: Representative Pierce (Primary Sponsor).
For a complete list of Sponsors, see Bill Information on the NCGA Web Site.

Referred to: Government, if favorable, Finance.

May 30, 2012

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE SCOTLAND COUNTY TO IMPOSE A PRIVILEGE TAX ON
ESTABLISHMENTS WITH SWEEPSTAKES MACHINES.

The General Assembly of North Carolina enacts:

SECTION 1. This act applies to Scotland County only.

SECTION 2. Article 2 of Chapter 105 of the General Statutes is amended by
adding a new section to read:

"§ 105-40.1. Sweepstakes machine establishments.

(a) Definitions. – The following definitions apply in this section:

(1) Sweepstakes machine. – The term has the same definition as "electronic
machine or device" as that term is defined in G.S. 14-306.4.

(2) Sweepstakes machine establishment. – A place of business in which a
sweepstakes machine is operated.

(b) Rate and Payment. – The county may levy a privilege tax on every sweepstakes
establishment located in the county in an amount not to exceed two thousand dollars (\$2,000)
per year and on every sweepstakes machine located in the county in an amount not to exceed
four hundred dollars (\$400.00) per year. The tax is due when a return is due. A return is due by
the tenth day after the end of each month and covers the previous month."

SECTION 3. This act becomes effective July 1, 2012. The tax imposed by this act
shall be repealed as of the date an appellate court of competent jurisdiction in the State
determines the operation of a sweepstakes machine violates the laws of this State. This act does
not affect the rights or liabilities of a county, a taxpayer, or another person arising under a
statute amended or repealed by this act before the effective date of its amendment or repeal; nor
does it affect the right to any refund or credit of a tax that accrued under the amended or
repealed statute before the effective date of its amendment or repeal.

