

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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HOUSE BILL 2379

Short Title: Church Motor Vehicles/No Tax.

(Public)

Sponsors: Representatives Cunningham; Buchanan and Warner.

Referred to: Infrastructure.

June 6, 1990

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT PURCHASES OF MOTOR VEHICLES BY
RELIGIOUS ORGANIZATIONS ARE EXEMPT FROM THE HIGHWAY USE
TAX.

The General Assembly of North Carolina enacts:

Section 1. G.S. 105-187.6 reads as rewritten:

"§ 105-187.6. Exemptions from highway use tax.

(a) Full Exemptions. The tax imposed by this Article does not apply when a certificate of title is issued as the result of a transfer of a motor vehicle:

- (1) To the insurer of the motor vehicle under G.S. 20-109.1 because the vehicle is a salvage vehicle.
- (2) To either a manufacturer, as defined in G.S. 20-285, or a motor vehicle retailer for the purpose of resale.
- (3) To a church or religious organization to be used for religious or charitable purposes.

(b) Partial Exemptions. Only the minimum tax imposed by this Article applies when a certificate of title is issued as a result of the transfer of a motor vehicle:

- (1) By a gift between a husband and wife or a parent and child.
- (2) By will or intestacy.
- (3) By a distribution of marital property as a result of a divorce.
- (4) To a secured party who has filed a security interest in the motor vehicle with the Department of the Secretary of State.
- (5) To a partnership or corporation as an incident to the formation of the partnership or corporation and no gain or loss arises on the transfer

1 under section 351 or section 721 of the Internal Revenue Code, or to a
2 corporation by merger or consolidation in accordance with G.S. 55-
3 110.

4 (6) To the same owner to reflect a change in the owner's name.

5 (c) Out-of-state Vehicles. A maximum tax of one hundred dollars (\$100.00)
6 applies when a certificate of title is issued for a motor vehicle that, at the time of
7 applying for a certificate of title, is and has been titled in another state for at least 90
8 days.”

9 Sec. 2. This act shall become effective July 1, 1990, and applies to
10 certificates of title issued on or after that date.