



# HOUSE BILL 674: Require DNA Various Convictions/Other Matters, Sec. 2.1: Deed Stamp Tax Refunds

2021-2022 General Assembly

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<b>Committee:</b>		<b>Date:</b>	July 21, 2022
<b>Introduced by:</b>		<b>Prepared by:</b>	Greg Roney Staff Attorney
<b>Analysis of:</b>	Sec. 2.1 of S.L. 2022-50		

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**OVERVIEW:** Section 2.1 of S.L. 2022-50 authorizes a county board of commissioners to designate the county finance officer or the county manager to refund the deed stamp tax.

Section 2.1 of S.L. 2022-50 became effective July 7, 2022.

**CURRENT LAW:** Article 8E of Chapter 105 of the General Statutes, titled Excise Tax on Conveyances, imposes a deed stamp tax as follows: "An excise tax is levied on each instrument by which any interest in real property is conveyed to another person. The tax rate is one dollar (\$1.00) on each five hundred dollars (\$500.00) or fractional part thereof of the consideration or value of the interest conveyed." (G.S. 105-228.30)

A taxpayer who overpaid the deed stamp tax requests a refund by filing a refund request with the county board of commissioners. The county board of commissioners must conduct a hearing on the refund request. If the refund request is denied, the taxpayer can request further review before the Department of Revenue.

**BILL ANALYSIS:** Section 2.1 of S.L. 2022-50 authorizes a county board of commissioners to designate the county finance officer or the county manager to refund the deed stamp tax.

If the county manager or county finance officer denies the refund request, the taxpayer can file a refund request with the board of county commissioners.

**EFFECTIVE DATE:** Section 2.1 of S.L. 2022-50 became effective July 7, 2022.

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