

**GENERAL ASSEMBLY OF NORTH CAROLINA**

**SESSION 1997**

**H**

**1**

**HOUSE BILL 1594\***

Short Title: Franchise Distribution Repayment.

(Public)

---

Sponsors: Representatives Weatherly; Clary and Dedmon.

---

Referred to: Finance.

---

May 28, 1998

**A BILL TO BE ENTITLED**

**AN ACT TO LIMIT THE LIABILITY OF THE TOWN OF COLUMBUS FOR  
REPAYMENT OF ERRONEOUS FRANCHISE TAX DISTRIBUTIONS.**

Whereas, G.S. 105-116.1 provides for distribution of certain utility franchise tax proceeds to municipalities based on the amount of taxable utility sales within each municipality; and

Whereas, due to an incorrect report by a utility, the Town of Columbus received during a three-year period approximately one hundred eighty-seven thousand dollars (\$187,000) of tax proceeds that should have been distributed to a different municipality; and

Whereas, repayment of these funds to which the town was not entitled would create a substantial hardship because of the town's small budget; Now, therefore, The General Assembly of North Carolina enacts:

Section 1. The Town of Columbus is required to repay only fifty thousand dollars (\$50,000) of the one hundred eighty-seven thousand dollars (\$187,000) distributed to it erroneously under G.S. 105-116.1.

Section 2. This act is effective when it becomes law.