

NORTH CAROLINA GENERAL ASSEMBLY  
1969 SESSION

CHAPTER 1113  
SENATE BILL 355

1 AN ACT TO AMEND G.S. 105-130.5 TO ELIMINATE CAPITAL GAINS TAX TO A  
2 CORPORATION SELLING ASSETS UNDER THE TWELVE-MONTH PLAN OF  
3 LIQUIDATION AS ALLOWED BY SECTION 337 OF THE INTERNAL REVENUE  
4 CODE.

5  
6 The General Assembly of North Carolina do enact:

7  
8 **Section 1.** G.S. 105-130.5(c), is hereby amended by deleting subdivision (1)  
9 thereof and renumbering subdivisions (2) and (3) as subdivisions (1) and (2).

10 **Sec. 2.** G.S. 105-130.5 is hereby further amended by adding thereto a new  
11 subsection to be designated subsection (d) and to read as follows:

12 "(d) No gain or loss shall be recognized to a corporation from the sale or exchange by it  
13 of property within the twelve-month period beginning on the date of the adoption by said  
14 corporation of a plan of complete liquidation if such gain or loss would not be recognized to  
15 such corporation for Federal Income Tax purposes under the provisions of Section 337 of the  
16 Federal Internal Revenue Code of 1954, including amendments, if any.

17 **Sec. 3.** All laws and clauses of laws in conflict with this Act are hereby repealed.

18 **Sec. 4.** This Act shall be effective from and after its ratification.

19 In the General Assembly read three times and ratified, this the 30th day of June,  
20 1969.