

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005

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HOUSE DRH70618-LE-231 (4/7)

Short Title: Tax on Lottery Winnings/Comm. Coll. Equip. (Public)

Sponsors: Representatives Yongue, Tolson, and Jeffus (Primary Sponsors).

Referred to:

A BILL TO BE ENTITLED

1
2 AN ACT EARMARKING THE TAX COLLECTED ON LOTTERY WINNINGS FOR
3 COMMUNITY COLLEGE EQUIPMENT.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** G.S. 105-163.2B reads as rewritten:

6 "**§ 105-163.2B. North Carolina State Lottery Commission must withhold taxes.**

7 The North Carolina State Lottery Commission, established by Chapter 18C of the
8 General Statutes, must deduct and withhold State income taxes from the payment of
9 winnings that are reportable to the Internal Revenue Service under section 3406 of the
10 Code. The amount of taxes to be withheld is seven percent (7%) of the winnings. The
11 Commission must file a return and pay the withheld taxes in the time and manner
12 required under G.S. 105-163.6 as if the winnings were wages. The taxes the
13 Commission withholds are held in trust for the Secretary.

14 The Secretary of Revenue shall transfer these funds at the end of each quarter to the
15 State Board of Community Colleges' Equipment Reserve Fund. The State Board of
16 Community Colleges shall distribute these funds annually to the community colleges in
17 accordance with G.S. 115D-31."

18 **SECTION 2.** This act becomes effective July 1, 2006, and applies to
19 winnings paid on or after that date.