CHAPTER 8 - INTANGIBLES TAX DIVISION

SECTION .0100 - ORGANIZATION OF DIVISION

17 NCAC 08 .0101 LOCATION

17 NCAC 08 .0102 GENERAL PURPOSES

17 NCAC 08 .0103 DIVISIONAL ORGANIZATION

History Note: Authority G.S. 105-198 to 105-217; 143B-10; 143B-221;

Eff. February 1, 1976; Amended Eff. July 1, 1977; Repealed Eff. September 1, 1993.

SECTION .0200 - MONEY ON DEPOSIT IN BANKS

17 NCAC 08 .0201 TAX RATE 17 NCAC 08 .0202 TAX BASE

History Note: Authority G.S. 105-199; 105-211; 105-262;

Eff. February 1, 1976;

Amended Eff. October 25, 1979; October 15, 1978; July 1, 1977;

Repealed Eff. August 31, 1981.

17 NCAC 08 .0203 PAYMENT OF TAX

History Note: Authority G.S. 105-199; 105-262;

Eff. February 1, 1976;

Amended Eff. March 1, 1982; October 25, 1979; October 15, 1978;

Repealed Eff. December 1, 1985.

17 NCAC 08 .0204 SPECIAL EXCLUSION NOT APPLICABLE

History Note: Authority G.S. 105-199; 105-214; 105-262;

Eff. February 1, 1976;

Amended Eff. October 30, 1980; Repealed Eff. August 31, 1981.

17 NCAC 08 .0205 DETERMINING AVERAGE BALANCE 17 NCAC 08 .0206 EXAMPLES OF TAXABLE DEPOSITS

History Note: Authority G.S. 105-199; 105-262;

Eff. February 1, 1976;

Amended Eff. December 1, 1983; August 1, 1982; March 1, 1982; October 30, 1980;

Repealed Eff. December 1, 1985.

17 NCAC 08 .0207 DEPOSITS EXEMPT FROM TAXATION

17 NCAC 08 .0208 DEPOSITS WITH SAVINGS AND LOAN ASSOCIATIONS

History Note: Authority G.S. 105-199; 105-262;

Eff. February 1, 1976;

Amended Eff. October 30, 1980; October 25, 1979; October 15, 1978; September 30, 1977;

Repealed Eff. August 31, 1981.

17 NCAC 08 .0209 CLERKS OF COURT

17 NCAC 08 .0210 REQUIREMENTS OF NORTH CAROLINA DEPOSITORIES

17 NCAC 08 .0211 TAXABLE SITUS OF DEPOSITS OF CORPORATIONS

History Note: Authority G.S. 105-199; 105-206; 105-212; 105-262;

Eff. February 1, 1976;

Amended Eff. March 1, 1982; August 31, 1981; October 25, 1979; October 15, 1978;

Repealed Eff. December 1, 1985.

17 NCAC 08 .0212 MONEY MARKET FUNDS

History Note: Authority G.S. 105-199; 105-203; 105-262;

Eff. March 1, 1982;

Repealed Eff. December 1, 1985.

17 NCAC 08 .0213 EXEMPTIONS

History Note: Authority G.S. 105-199; 105-262;

Eff. December 1, 1983;

Repealed Eff. December 1, 1985.

SECTION .0300 - MONEY ON HAND

17 NCAC 08 .0301 TAX RATE 17 NCAC 08 .0302 TAX BASE

History Note: Authority G.S. 105-200; 105-262;

Eff. February 1, 1976;

Amended Eff. October 25, 1979; Repealed Eff. August 31, 1981.

17 NCAC 08 .0303 MONEY ON HAND SUBJECT TO TAXATION

17 NCAC 08 .0304 TAXATION OF BANKS AND SAVINGS AND LOANS 17 NCAC 08 .0305 TAXABLE SITUS OF MONEY OF CORPORATIONS

History Note: Authority G.S. 105-200; 105-206; 105-262;

Eff. February 1, 1976;

Amended Eff. May 1, 1984; March 1, 1982; August 31, 1981; October 25, 1979;

Repealed Eff. December 1, 1985.

17 NCAC 08 .0306 EXEMPTIONS

History Note: Authority G.S. 105-200; 105-262;

Eff. October 25, 1979;

Repealed Eff. December 1, 1985.

SECTION .0400 - ACCOUNTS RECEIVABLE

17 NCAC 08 .0401 TAX RATE 17 NCAC 08 .0402 TAX BASE

History Note: Authority G.S. 105-201; 105-262;

Eff. February 1, 1976;

Repealed Eff. August 31, 1981.

17 NCAC 08 .0403 ACCOUNTS RECEIVABLE SUBJECT TO TAXATION

17 NCAC 08 .0404 DEDUCTIBLE ACCOUNTS PAYABLE

17 NCAC 08 .0405 ACCOUNTS NOT DEDUCTIBLE

17 NCAC 08 .0406 SCHEDULE A: CORPORATIONS AND OTHER BUSINESSES

17 NCAC 08 .0407 TAXABLE SITUS OF ACCOUNTS RECEIVABLE OF CORPORATIONS

History Note: Authority G.S. 105-201; 105-262;

Eff. February 1, 1976;

Amended Eff. October 1, 1993; October 1, 1991; February 1, 1991; August 1, 1986;

Repealed Eff. November 1, 1995.

SECTION .0500 - NOTES: BONDS AND OTHER EVIDENCES OF DEBT

17 NCAC 08 .0501 TAX RATE 17 NCAC 08 .0502 TAX BASE

History Note: Authority G.S. 105-202; 105-262;

Eff. February 1, 1976;

Amended Eff. October 15, 1978; Repealed Eff. August 31, 1981.

17 NCAC 08 .0503 ACTUAL VALUE

17 NCAC 08 .0504 NOTES: BONDS: ETC. SUBJECT TO TAXATION

History Note: Authority G.S. 105-202; 105-262;

Eff. February 1, 1976;

Amended Eff. October 1, 1993; November 1, 1991; February 1, 1991; August 1, 1986;

Repealed Eff. November 1, 1995.

17 NCAC 08 .0505 EXEMPTIONS

History Note: Authority G.S. 105-202; 105-262;

Eff. February 1, 1976;

Amended Eff. October 30, 1980; October 15, 1978;

Repealed Eff. August 31, 1981.

17 NCAC 08 .0506 DEDUCTIONS FOR LIKE EVIDENCES OF DEBT OWED

History Note: Authority G.S. 105-202; 105-262;

Eff. February 1, 1976;

Amended Eff. October 1, 1993; October 1, 1991; October 25, 1979; October 15, 1978;

Repealed Eff. November 1, 1995.

17 NCAC 08 .0507 DEBTS NOT DEDUCTIBLE

History Note: Authority G.S. 105-202; 105-262;

Eff. February 1, 1976;

Amended Eff. October 30, 1980; July 1, 1977;

Repealed Eff. August 31, 1981.

17 NCAC 08 .0508 SCHEDULE A: CORPORATIONS AND OTHER BUSINESSES 17 NCAC 08 .0509 TAXABLE SITUS OF NOTES: BONDS: ETC. OF CORPORATIONS

History Note: Authority G.S. 105-202; 105-206; 105-262;

Eff. February 1, 1976;

Amended Eff. October 1, 1993; December 1, 1985; October 23, 1977;

Repealed Eff. November 1, 1995.

SECTION .0600 - SHARES OF STOCK

17 NCAC 08 .0601 TAX RATE 17 NCAC 08 .0602 TAX BASE

History Note: Authority G.S. 105-203; 105-262;

Eff. February 1, 1976;

Repealed Eff. August 31, 1981.

17 NCAC 08 .0603 FAIR MARKET VALUE

17 NCAC 08 .0604 SHARES AND UNITS SUBJECT TO TAXATION

17 NCAC 08 .0605 EXEMPTIONS

17 NCAC 08 .0606 TAXABLE PERCENTAGES
17 NCAC 08 .0607 ALLOWABLE INDEBTEDNESS

17 NCAC 08 .0608 TAXABLE SITUS OF STOCK OWNED BY CORPORATIONS

17 NCAC 08 .0609 SHORT SALES 17 NCAC 08 .0610 BLOCKAGE RULE

History Note: Authority G.S. 105-201; 105-203; 105-206; 105-262;

Eff. February 1, 1976;

Amended Eff. October 1, 1993; February 1, 1991; December 1, 1985; December 1, 1983;

Repealed Eff. November 1, 1995.

SECTION .0700 - BENEFICIAL OR EQUITABLE INTEREST IN FOREIGN TRUSTS

17 NCAC 08 .0701 TAX RATE

History Note: Authority G.S. 105-204; 105-262;

Eff. February 1, 1976;

Repealed Eff. August 31, 1981.

17 NCAC 08 .0702 TAX BASE

17 NCAC 08 .0703 DETERMINATION OF BENEFICIAL OR EQUITABLE INTEREST

17 NCAC 08 .0704 EXEMPTIONS

17 NCAC 08 .0705 SCHEDULE C: FOR COMPUTING VALUE OF BENEFICIAL INTEREST

17 NCAC 08 .0706 TABLES FOR COMPUTING BENEFICIAL INTEREST

History Note: Authority G.S. 105-204; 105-262;

Eff. February 1, 1976;

Amended Eff. October 1, 1993; February 1, 1988; March 1, 1982; August 31, 1981;

Repealed Eff. November 1, 1995.

SECTION .0800 - FUNDS ON DEPOSIT WITH INSURANCE COMPANIES

17 NCAC 08 .0801 TAX RATE 17 NCAC 08 .0802 TAX BASE

17 NCAC 08 .0803 PAYMENT OF TAX 17 NCAC 08 .0804 EXEMPTIONS

History Note: Authority G.S. 105-205; 105-262;

Eff. February 1, 1976;

Amended Eff. October 25, 1979; Repealed Eff. August 31, 1981.

SECTION .0900 - REQUIREMENTS FOR FILING INTANGIBLES TAX RETURNS

17 NCAC 08 .0901 NORTH CAROLINA RESIDENTS 17 NCAC 08 .0902 NONRESIDENTS

History Note: Authority G.S. 105-206; 105-262;

Eff. February 1, 1976;

Amended Eff. October 1, 1993; March 1, 1982; August 31, 1981; October 30, 1980;

Repealed Eff. November 1, 1995.

17 NCAC 08 .0903 TRUSTS WITH MORE THAN ONE TRUSTEE

History Note: Authority G.S. 105-206; 105-262;

Eff. October 25, 1979;

Amended Eff. October 1, 1993; Repealed Eff. November 1, 1995.

17 NCAC 08 .0904 COMMON TRUST FUNDS OF NORTH CAROLINA BANKS

History Note: Authority G.S. 105-206; 105-262;

Eff. November 28, 1980;

Amended Eff. October 1, 1993; December 1, 1985;

Repealed Eff. November 1, 1995.

SECTION .1000 - VALUATION DATES

17 NCAC 08 .1001 IN GENERAL

History Note: Authority G.S. 105-199 to 105-205; 105-262;

Eff. February 1, 1976;

Repealed Eff. August 31, 1981.

17 NCAC 08 .1002 NEWLY CREATED BUSINESSES: ESTATES: ETC.
17 NCAC 08 .1003 LIQUIDATED BUSINESSES: CLOSED ESTATES: ETC.

History Note: Authority G.S. 105-199 to 105-205; 105-262;

Eff. February 1, 1976;

Amended Eff. October 1, 1993; February 1, 1988; December 1, 1985;

Repealed Eff. November 1, 1995.

SECTION .1100 - DUE DATE OF RETURNS: EXTENSIONS: PAYMENT OF TAX

17 NCAC 08 .1101 DUE DATE OF RETURNS

History Note: Authority G.S. 105-206; 105-262;

Eff. February 1, 1976;

Repealed Eff. August 31, 1981.

17 NCAC 08 .1102 EXTENSION OF TIME FOR FILING RETURNS PAYMENT OF TAX

History Note: Authority G.S. 105-206; 105-262; 105-263;

Eff. February 1, 1976;

Amended Eff. October 1, 1993; August 31, 1981;

Repealed Eff. November 1, 1995.

SECTION .1200 - FORMS FOR FILING RETURNS AND REPORTS

17 NCAC 08 .1201 INTANGIBLES TAX RETURN: FORM H-801

History Note: Authority G.S. 105-206; 105-262;

Eff. February 1, 1976;

Amended Eff. October 1, 1993; December 1, 1985; July 1, 1977;

Repealed Eff. November 1, 1995.

17 NCAC 08 .1202 ANNUAL REPORT OF MONEY ON DEPOSIT: FORM H-803

17 NCAC 08 .1203 ANNUAL INSURANCE REPORT: FORM H-804

History Note: Authority G.S. 105-206; 105-262;

Eff. February 1, 1976;

Amended Eff. March 1, 1982; October 25, 1979; October 15, 1978;

Repealed Eff. December 1, 1985.

SECTION .1300 - INFORMATION FROM THE SOURCE

17 NCAC 08 .1301 INFORMATION AT THE SOURCE RETURNS: FORM H-809

17 NCAC 08 .1302 REQUIREMENTS OF INVESTMENT BROKERS

History Note: Authority G.S. 105-209; 105-251; 105-262;

Eff. February 1, 1976;

Amended Eff. October 1, 1993; July 1, 1977;

Repealed Eff. November 1, 1995.

SECTION .1400 - CONVERSION OF INTANGIBLE PROPERTY AND DISALLOWANCE OF INDEBTEDNESS

17 NCAC 08 .1401 CONVERSION TO EVADE TAXATION

17 NCAC 08 .1402 INDEBTEDNESS FOR PURPOSE OF REDUCING TAX DUE

History Note: Authority G.S. 105-211; 105-262;

Eff. February 1, 1976; Repealed Eff. August 31, 1981.

SECTION .1500 - EXEMPTIONS

17 NCAC 08 .1501 CHARITABLE: ETC. ORGANIZATIONS AND TRUSTS

History Note: Authority G.S. 105-212; 105-262;

Eff. February 1, 1976;

Amended Eff. October 1, 1993; November 1, 1984; August 31, 1981; October 25, 1979;

Repealed Eff. November 1, 1995.

17 NCAC 08 .1502 PENSION: PROFIT-SHARING: STOCK BONUS OR ANNUITY TRUSTS

17 NCAC 08 .1503 TRUSTS CREATED UNDER THE KEOGH ACT

17 NCAC 08 .1504 TRUSTS FOR MAINTENANCE AND CARE OF PLACES OF BURIAL

History Note: Authority G.S. 105-212; 105-262;

Eff. February 1, 1976;

Repealed Eff. August 31, 1981.

17 NCAC 08 .1505 DOMESTIC TRUSTS FOR NONRESIDENTS OR EXEMPT ORGANIZATIONS

History Note: Authority G.S. 105-212; 105-262;

Eff. February 1, 1976;

Amended Eff. October 1, 1993; August 1, 1986; November 1, 1984;

Repealed Eff. November 1, 1995.

17 NCAC 08 .1506 CREDIT UNIONS

17 NCAC 08 .1507 SAVINGS AND LOAN ASSOCIATIONS

17 NCAC 08 .1508 INSURANCE COMPANIES

17 NCAC 08 .1509 EXEMPT INVESTMENT COMPANIES AND REAL ESTATE TRUSTS

History Note: Authority G.S. 105-212; 105-262;

Eff. February 1, 1976;

Amended Eff. October 25, 1979; October 15, 1978; September 30, 1977;

Repealed Eff. August 31, 1981.

17 NCAC 08 .1510 INDIVIDUAL RETIREMENT ARRANGEMENTS (IRA)

History Note: Authority G.S. 105-212; 105-262;

Eff. September 30, 1977; Repealed Eff. August 31, 1981.

17 NCAC 08 .1511 CHEROKEE INDIANS

History Note: Authority U. S. Constitution, Art. I, Sec.8(3); Art. VI(2);

Eff. March 1, 1982;

Repealed Eff. November 1, 1995.

SECTION .1600 - ALLOCATION OF TAX TO NORTH CAROLINA COUNTIES

17 NCAC 08 .1601 IN GENERAL

17 NCAC 08 .1602 ALLOCATION BY BUSINESSES TO MORE THAN ONE COUNTY

17 NCAC 08 .1603 ALLOCATION BY OTHER TAXPAYERS TO MORE THAN ONE COUNTY
17 NCAC 08 .1604 SCHEDULE B: ALLOCATION OF INTANGIBLE PERSONAL PROPERTY TAX

History Note: Authority G.S. 105-213; 105-262;

Eff. February 1, 1976;

Amended Eff. October 1, 1993; December 1, 1985;

Repealed Eff. November 1, 1995.

SECTION .1700 - DISTRIBUTION OF INTANGIBLES TAX

17 NCAC 08 .1701 BASIS OF DISTRIBUTION

17 NCAC 08 .1702 DUTIES OF MUNICIPAL AND COUNTY OFFICIALS

17 NCAC 08 .1703 DISPOSITION OF INTANGIBLES TAX

History Note: Authority G.S. 105-213; 105-262;

Eff. February 1, 1976;

Repealed Eff. August 31, 1981.

SECTION .1800 - SPECIAL EXCLUSION FROM FILING RETURNS

17 NCAC 08 .1801 IN GENERAL

17 NCAC 08 .1802 JOINTLY OWNED PROPERTY

Authority G.S. 105-214; 105-262; History Note:

Eff. February 1, 1976;

Amended Eff. February 1, 1988; December 1, 1985; August 31, 1981; October 30, 1980; Repealed Eff. November 1, 1995.