

1 (b) Effective Date. – A tax levied under this Article may not become effective
2 before January 1, 2003.

3 **"§ 105-528. Administration of taxes.**

4 Except as provided in this Article, the adoption, levy, collection, administration, and
5 repeal of these additional taxes must be in accordance with Article 39 of this Chapter. A
6 tax levied under this Article does not apply to the sales price of food that is exempt from
7 tax pursuant to G.S. 105-164.13B.

8 **"§ 105-529. Distribution and use of taxes.**

9 (a) Distribution. – The Secretary must, on a quarterly basis, allocate to each
10 taxing county the net proceeds of the tax collected in that county under this Article. If
11 the Secretary collects taxes under this Article in a month and the taxes cannot be
12 identified as being attributable to a particular taxing county, the Secretary must allocate
13 the net proceeds of these taxes among the taxing counties in proportion to the amount of
14 taxes collected in each county under this Article in that month and shall include them in
15 the quarterly distribution.

16 (b) Use. – The proceeds of a tax levied under this Article may be used only for
17 the public school local current expense fund as defined in G.S. 115C-426(e) and for
18 public school capital outlay purposes as defined in G.S. 115C-426(f)."

19 **SECTION 3.** G.S. 105-529(a), as enacted by this act, reads as rewritten:

20 "(a) Distribution. – The Secretary must, on a ~~quarterly~~monthly basis, allocate to
21 each taxing county the net proceeds of the tax collected in that county under this Article.
22 If the Secretary collects taxes under this Article in a month and the taxes cannot be
23 identified as being attributable to a particular taxing county, the Secretary must allocate
24 the net proceeds of these taxes among the taxing counties in proportion to the amount of
25 taxes collected in each county under this Article in that month and shall include them in
26 the ~~quarterly~~monthly distribution."

27 **SECTION 4.** A tax levied under Article 45 of Chapter 105 of the General
28 Statutes, as enacted by this act, does not apply to construction materials purchased to
29 fulfill a lump-sum or unit-price contract entered into or awarded before the effective
30 date of the levy or entered into or awarded pursuant to a bid made before the effective
31 date of the levy when the construction materials would otherwise be subject to the tax
32 levied under Article 45 of Chapter 105 of the General Statutes.

33 **SECTION 5.** Section 3 of this act becomes effective July 1, 2003. The
34 remainder of this act is effective when it becomes law.