GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2011  

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HOUSE BILL 886  

Short Title: Increase Charitable Contribution Deduction.  
(Public)  

Sponsors: Representatives Moffitt, Brawley, Stam, and Setzer (Primary Sponsors).  
For a complete list of Sponsors, see Bill Information on the NCGA Web Site.  

Referred to: Finance.  

May 4, 2011  

A BILL TO BE ENTITLED  
AN ACT TO INCREASE THE LIMITS ON CORPORATE INCOME TAX DEDUCTIONS  
FOR CHARITABLE CONTRIBUTIONS IN CONFORMANCE WITH THE INTERNAL  
REVENUE CODE.  

The General Assembly of North Carolina enacts:  

SECTION 1. G.S. 105-130.9 reads as rewritten:  

"§ 105-130.9. Contributions.  
Contributions shall be allowed as a deduction to the extent and in the manner provided as  
follows:  

(1) Charitable contributions as defined in section 170(c) of the Code, exclusive  
of contributions allowed in subdivision (2) of this section, shall be allowed  
as a deduction to the extent provided herein. The amount allowed as a  
deduction hereunder shall be limited to an amount not in excess of five ten  
percent (5%)(10%) of the corporation's net income as computed without the  
benefit of this subdivision or subdivision (2) of this section. Any unused  
portion of a deduction under this subsection may be carried forward for the  
next succeeding five years. Provided, that a carryover of contributions shall  
not be allowed and that contributions made to North Carolina donees by corporations allocating a part of their total net income outside this  
State shall not be allowed under this subdivision, but shall be allowed under  
subdivision (3) of this section.  

…  

(3) Corporations allocating a part of their total net income outside North  
Carolina under the provisions of G.S. 105-130.4 shall deduct from total  
income allocable to North Carolina contributions made to North Carolina  
donees qualified under subdivisions (1) and (2) of this section or made  
through North Carolina offices or branches of other donees qualified under  
the above-mentioned subdivisions of this section; provided, such deduction  
for contributions made to North Carolina donees qualified under subdivision  
(1) of this section shall be limited in amount to five ten percent (5%)(10%)  
of the total income allocated to North Carolina as computed without the  
benefit of this deduction for contributions.  

…"

SECTION 2. This act is effective for taxable years beginning on or after January 1,  
2013.