

Legislative Change

During the 2010 Legislative session a change was made to the Motor Fuels Tax statutes that affect your business. G.S. 105-449.105A was amended to repeal some of the purposes for which a distributor may obtain a monthly refund of the motor fuel tax the distributor paid on undyed kerosene. Specifically, a distributor may no longer sell untaxed, undyed kerosene to retailers with blocked pumps for non-highway purposes. All undyed kerosene sold to a retailer for resale must include the motor fuels tax. The end-user (person purchasing the fuel for use) may file a Gas-1201 Claim for Refund, Tax-paid Motor Fuel Used for Off-Highway. This change is effective January 1, 2011 and applies to sales of undyed kerosene made by a distributor on or after that date.

If you have any questions concerning this change, please contact the Motor Fuels Tax Division at (919) 733-3409 or toll-free at (877) 308-9092.