

1 conditions was met; (i) the amount in the Reserve Fund equals
2 or exceeds one hundred sixty-three million three hundred
3 forty-nine thousand dollars (\$163,349,000), which is one
4 percent (1%) of taxable wages for calendar year 1984; or (ii) the
5 balance in the Unemployment Insurance Fund established by
6 G.S. 96-6(a) is five hundred million (\$500,000,000) or less. The
7 collection of this tax, the assessment of interest and penalties on
8 unpaid taxes, the filing of judgment liens, and the enforcement
9 of the liens for unpaid taxes is governed by the provisions of
10 G.S. 96-10 where applicable. Upon receipt of taxes collected
11 under this sub-subdivision, ninety-five percent (95%) shall be
12 credited to the Employment Security Commission Reserve
13 Fund, and refunds of the taxes shall be paid from the same Fund
14 and five percent (5%) shall be credited to the Employment
15 Security Administration Fund. Taxes collected under this
16 subpart shall be credited to the Employment Security
17 Commission Reserve Fund, and refunds of the taxes shall be
18 paid from the same Fund. The clear proceeds of any civil
19 penalties collected under this subpart shall be remitted to the
20 Civil Penalty and Forfeiture Fund in accordance with
21 G.S. 115C-457.2. Any interest collected on unpaid taxes shall
22 be credited to the Special Employment Security Administration
23 Fund, and any interest refunded on taxes imposed by this
24 subpart shall be paid from the same Fund."

25 **SECTION 4.** This act is effective when it becomes law, except:

- 26 (1) Sections 1 and 2 of this act become effective July 1, 2006.
27 (2) Section 3 of this act becomes effective January 1, 2007, and expires
28 December 31, 2010.