

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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SENATE BILL 759
Second Edition Engrossed 4/17/89

Short Title: Increase Liquor Purchase Limit.

(Public)

Sponsors: Senator Daniel.

Referred to: A.B.C.

April 4, 1989

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE AMOUNT OF LIQUOR A PERSON MAY
PURCHASE AND POSSESS WITHOUT A PERMIT.

The General Assembly of North Carolina enacts:

Section 1. G.S. 18B-303(a) reads as rewritten:

"(a) Purchases Allowed. – Without a permit, a person may purchase at one time:

(1) Not more than 80 liters of malt beverages, other than draft malt
beverages in kegs;

(2) Any amount of draft malt beverages in kegs;

(3) Not more than 20 liters of unfortified wine;

(4) Not more than ~~four~~ five liters of either fortified wine or spirituous
liquor, or ~~four~~ five liters of the two combined."

Sec. 2. G.S. 18B-304(b) reads as rewritten:

"(b) **Prima Facie** Evidence. – Possession of the following amounts of alcoholic
beverages, without a permit authorizing that possession, shall be **prima facie** evidence
that the possessor is possessing those alcoholic beverages for sale:

(1) More than 80 liters of malt beverages, other than draft malt beverages
in kegs;

(2) More than ~~four~~ five liters of spirituous liquor; or

(3) Any amount of nontaxpaid alcoholic beverages."

Sec. 3. G.S. 18B-401(b) reads as rewritten:

"(b) Taxis. – It shall be unlawful for a person operating a for-hire passenger
vehicle as defined in G.S. 20-4.01(27)b, to transport fortified wine or spirituous liquor

1 unless the vehicle is transporting a paying passenger who owns the alcoholic beverage
2 being transported. Not more than ~~four~~five liters of fortified wine or spirituous liquor, or
3 combination of the two, may be transported by each passenger. A violation of this
4 subsection shall not be grounds for suspension of the driver's license for illegal
5 transportation of intoxicating liquors under G.S. 20-16(a)(8)."

6 Sec. 4. G.S. 18B-1115(a) reads as rewritten:

7 "(a) Permit Required. – Unless a person holds a permit which otherwise allows
8 him to transport more than 80 liters of malt beverages other than draft malt beverages in
9 kegs, 20 liters of unfortified wine, or ~~four~~five liters of fortified wine or spirituous
10 liquor, or is a retailer authorized to transport alcoholic beverages under G.S. 18B-405,
11 each person transporting alcoholic beverages in excess of those quantities shall have the
12 permit described in this section."

13 Sec. 5. This act shall become effective July 1, 1989.