## GENERAL ASSEMBLY OF NORTH CAROLINA SESSION 2015

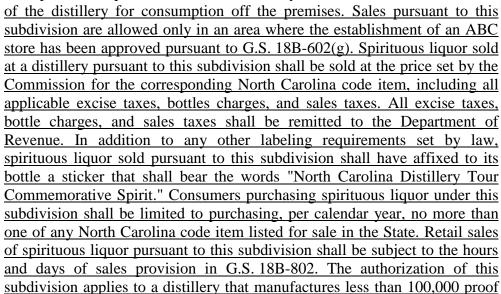
H HOUSE BILL 107

(Public)

Liquor Sales - Permitted Distilleries.

Short Title:

Short Title.	Elquoi Sales - I crimited Distincties. (1 uone)
Sponsors:	Representatives J. Bell, Hager, B. Brown, and Hanes (Primary Sponsors).  For a complete list of Sponsors, refer to the North Carolina General Assembly Web Site.
Referred to:	Alcoholic Beverage Control, if favorable, Finance.
	February 27, 2015
	A BILL TO BE ENTITLED
AN ACT TO	O ALLOW DISTILLERY PERMIT HOLDERS TO SELL SPIRITUOUS LIQUOR
DISTILI	
CONSU	MPTION OFF THE PREMISES AND TO EXPAND THE LIST OF PLACES AT
	FREE SPIRITUOUS LIQUOR TASTINGS MAY BE HELD.
	Assembly of North Carolina enacts:
	SECTION 1. G.S. 18B-1105(a) reads as rewritten:
	Authorized Acts. – The holder of a distillery permit may:may do any of the
following:	<u> </u>
_	1) Manufacture, purchase, import, possess and transport ingredients and equipment used in the distillation of spirituous <u>liquor</u> ; <u>liquor</u> .
(	2) Sell, deliver and ship spirituous liquor in closed containers at wholesale to
`	exporters and local boards within the State, and, subject to the laws of other
	jurisdictions, at wholesale or retail to private or public agencies or
	establishments of other states or <del>nations;</del> nations.
(	3) Transport into or out of the distillery the maximum amount of liquor allowed
	under federal law, if the transportation is related to the distilling process.
(	4) Sell spirituous liquor distilled at the distillery in closed containers to visitors
х.	of the distillery for consumption off the premises. Sales pursuant to this
	subdivision are allowed only in an area where the establishment of an ARC





43

1 gallons per year. The Commission shall adopt rules regulating the retail sale 2 of spirituous liquor under this subdivision." 3 **SECTION 2.** G.S. 18B-1001(19) reads as rewritten: 4 Spirituous liquor tasting permit. – The holder of any distillery permit 5 authorized by G.S. 18B-1105 may conduct a consumer tasting event on the 6 premises of the distillery distillery, or at trade shows, conventions, shopping 7 malls, beverage festivals, street festivals, holiday festivals, agricultural 8 festivals, balloon races, local fundraisers, and other similar events approved 9 by the Commission, subject to the following conditions: 10 Any person pouring spirituous liquor at a tasting shall be an a. 11 employee of the distillery owned by the permit holder and at least 21 vears of age. 12 13 The person pouring the spirituous liquor shall be responsible for b. 14 checking the identification of patrons being served at the tasting. 15 Each consumer is limited to tasting samples of 0.25 ounce of each c. 16 spirituous liquor which total no more than 1.5 ounces of spirituous 17 liquor in any calendar day. 18 d. The consumer shall not be charged for any spirituous liquor tasting 19 sample. 20 The spirituous liquor used in the consumer tasting event shall be e. 21 distilled at the distillery where the event is being heldowned by the 22 permit holder conducting the event. 23 A consumer tasting event shall not be allowed when the sale of f. 24 spirituous liquor is otherwise prohibited. 25 Tasting samples are not to be offered to, or allowed to be consumed g. 26 by, any person under the legal age for consuming spirituous liquor. 27 The distillery permit holder shall be solely liable for any violations of this 28 Chapter occurring in connection with the tasting. The Commission shall 29 adopt rules to assure that the tastings are limited to samplings and not a 30 subterfuge for the unlawful sale or distribution of spirituous liquor and that 31 the tastings are not used by industry members for unlawful inducements to 32 retail permit holders." 33 **SECTION 3.** G.S. 18B-301(f)(1) reads as rewritten: 34 Unlawful Possession or Use. – As illustration, but not limitation, of the general 35 prohibition stated in G.S. 18B-102(a), it shall be unlawful for: 36 (1) Any person to consume fortified wine, spirituous liquor, or mixed beverages 37 or to offer such beverages to another person:person at any of the following 38 places: 39 On the premises of an ABC store, orstore. a. 40 Upon any property used or occupied by a local board, or board. b. On Except as authorized by G.S. 18B-1001(19), on any public road. 41 c. 42 street, highway, or sidewalk." **SECTION 4.** This act is effective when it becomes law.

Page 2 H107 [Edition 1]