

April 3, 2001

H 948. REDEFINE "SPECIAL ABC AREA." AN ACT TO REDEFINE "SPECIAL ABC AREA."

Amends GS 18B-101(13a) to include in definition of special ABC area an area located in a county that borders another state, that has at least one city that has approved the operation of an ABC store, and in which the sale of unfortified wine and malt beverages is permitted countywide or in one city (was, in at least two cities).

Intro. by Haire.

Ref. to Alcoholic Bev. Control	GS 18B
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April 23, 2001

H 948. REDEFINE "SPECIAL ABC AREA". Intro. 4/3/01. House committee substitute makes the following changes to 1st edition. (1) Adds a provision that the bill does not apply in Swain County and a provision that if that exception for Swain County should be held by a court to be unconstitutional, that holding does not affect the validity of the remaining portions of the bill. (2) Changes the bill's title to *AN ACT TO MAKE CHANGES IN THE LAW REGARDING THE DEFINITION OF "SPECIAL ABC AREA."*

April 26, 2001

H 948. REDEFINE "SPECIAL ABC AREA". Intro. 4/3/01. House amendment makes the following changes to 2nd edition. Provides bill does not apply in Graham County.

October 3, 2001

H 948. REDEFINE "SPECIAL ABC AREA". Intro. 4/3/01. Senate committee substitute makes the following changes to 3rd edition. Changes title to *AN ACT TO MAKE CHANGES IN THE LAW REGARDING THE DEFINITION OF "SPECIAL ABC AREA," TO CLARIFY HOW DISTANCES BETWEEN ABC ESTABLISHMENTS AND CHURCHES AND SCHOOLS ARE MEASURED, TO AUTHORIZE THE SUMMARY REVOCATION OR SUSPENSION OF AN ABC PERMIT FOR VIOLATIONS RELATING TO ALCOHOLIC BEVERAGE SALES IN URBAN REDEVELOPMENT AREAS, AND TO MODIFY THE LAW CONCERNING MIXED BEVERAGE ELECTIONS ON BARRIER ISLANDS.* Amends definition of "special ABC area" in GS 18B-101 to include an area of a county meeting the following requirements: (1) the county borders the Atlantic Ocean and has a seaport supporting oceangoing vessels, (2) ABC stores have been established in the county and the sale of mixed beverages is allowed in six or more municipalities, (3) the population of the county exceeds 52,000, (4) there are more than 3,000 tourism-related jobs, and (5) tourism expenditures exceed \$200 million annually. Deletes provisions making definition inapplicable to Graham and Swain counties. Rewrites GS 18B-901(c) to clarify that distances between ABC establishments and churches or schools are to be measured from the principal entrance of the establishment to the principal entrance of the church or school. Amends GS 18B-309, which provides that an ABC-permitted food business or eating establishment in an urban redevelopment area may not have alcoholic beverage sales in excess of 50% of total annual sales, to require a city council to file a certified copy of the official action and original documents designating the area an urban redevelopment area. Directs the Alcoholic Beverage Comm'n to summarily suspend or revoke a permit issued by it if a permittee is in violation of GS 18B-309(c) (requiring full and accurate monthly records of finances by permitted businesses in urban redevelopment areas). Amends GS 18B-600(f) to allow elections on the sales of malt beverages, unfortified wines, and mixed beverages in a township that is in a county in which ABC stores have been established pursuant to law, one-third or more employment is travel-related, spending on travel exceeds \$400 million per year, the entirety of two townships consists of one island (and several smaller islands not making up more than one percent of the total land area of the two townships) and where the island has a population of 4,000 or more and is located with one side facing the ocean and another side facing a coastal sound. Amends GS 95-25.5(j) to allow ABC-permitted business to employ a youth under 16 years of age, provided the youth is at least 14 and both of the following conditions are met: (1) the employer obtains the written consent of the youth's parent or guardian, and (2) the youth is employed to work on the outside grounds of the

premises for a purpose that does not involve the preparation, serving, dispensing, or sale of alcoholic beverages.

November 28, 2001

H 948. REDEFINE "SPECIAL ABC AREA". Intro. 4/3/01. Conference report recommends the following changes to 4th edition to reconcile matters in controversy. In current GS 18B-101(13a), one of the requirements for designation as a "special ABC area" is that the sale of unfortified wine and malt beverages is permitted countywide or in at least two cities. The conference report changes the "two cities" provision to "one city," and further provides that this change does not apply to Alleghany, Graham, Stokes, and Swain counties. The 4th edition of the bill would have amended GS 18B-901(c)(5) to provide that in issuing a permit the commission shall consider whether the "principal entrance" of the applicant-establishment is within 50 feet of the "principal entrance" of a church, public school, or church school. The conference report deletes the "principal entrance" language.

November 29, 2001

H 948. REDEFINE "SPECIAL ABC AREA." Intro. 4/3/01. Revised conference report recommends the following changes to conference report digested in yesterday's Bulletin, No. 175, by removing Alleghany and Stokes from list of counties to which the bill does not apply.

January 9, 2002

SL 2001-515 (H 948). REDEFINE "SPECIAL ABC AREA." AN ACT TO MAKE CHANGES IN THE LAW REGARDING THE DEFINITION OF "SPECIAL ABC AREA", TO AUTHORIZE THE SUMMARY REVOCATION OR SUSPENSION OF AN ABC PERMIT FOR VIOLATIONS RELATING TO ALCOHOLIC BEVERAGE SALES IN URBAN REDEVELOPMENT AREAS, AND TO MODIFY THE LAW CONCERNING MIXED BEVERAGE ELECTIONS ON BARRIER ISLANDS. Summarized in *Daily Bulletin* 4/3/01, 4/23/01, 4/26/01, 10/3/01, 11/28/01, and 11/29/01. Enacted Jan. 4, 2002. Effective Jan. 4, 2002. Subsection 3(b) applies to violations occurring on or after Jan. 4, 2002.