

March 31, 2005

**H 1025. WINEMAKING ON PREMISES PERMIT. TO ALLOW THE ALCOHOLIC BEVERAGE CONTROL COMMISSION TO ISSUE PERMITS FOR 'WINEMAKING ON PREMISES' BUSINESSES.**

Enacts new GS 18B-1001(16) as title indicates. Authorizes issuance of permit to businesses that sell or rent equipment and provide space for the production of unfortified wine by individual consumers who are least 21 years old, but only in jurisdictions where unfortified wine sales are permitted. Prohibits the production or manufacture of wine by the permit holder and requires that any wine produced must be for the personal use of the customer only. Establishes \$400 fee for permit. Makes conforming changes.

**Intro. by Luebke.**

Ref. to Alcoholic Beverage Control

GS 18B

July 11, 2006

**H 1025. VARIOUS ABC LAW CHANGES (NEW).** Filed 3/30/05. House committee substitute makes the following changes to 1st edition. Makes new title *AN ACT TO MAKE VARIOUS CHANGES TO THE ALCOHOL BEVERAGE CONTROL LAWS*. Amends GS 18B-902(d) to authorize the Alcoholic Beverages Commission to charge a fee of \$100 for the new wine shipper packager's permit. Amends GS 18B-1001.1(c) to authorize a wine shipper permittee to contract with a holder of a wine shipper packager permit for packaging and shipment of wine. Amends GS 18B-1001.2 to require the details of shipments under the contract to be compiled and submitted to the Commission as part of the permittee's quarterly report. Enacts GS 18B-1001.3 to authorize the holder of a wine shipper packager permit to provide warehousing, packaging, and shipment services to a winery that has a wine shipper permit. Amends GS 18B-1006(a) to exempt from the prohibition against alcoholic sales golf courses that are open to the public and owned or leased by schools and college campuses. Amends GS 18B-108 to permit malt beverages, unfortified wine, and fortified wine to be sold to rail lines that carry at least 60,000 passengers annually. Amends GS 18B-1001(16) to delete the restrictions on wine that can be sold on the premises of establishments holding wine tasting permits and provide that these premises are not subject to the regulations of food and lodging facilities under GS 130A-247 through 130A-250 unless they are also engaged in the preparation or sale of food.

July 27, 2006

**H 1025. VARIOUS ABC LAW CHANGES.** Filed 3/30/05. Conference report recommends the following changes to 2nd edition to reconcile matters in controversy. Adds new GS 18B-203(a)(19) permitting the ABC Commission to recognize the holder of a wine importer permit or nonresident wine vendor permit as a "primary American source of supply" for the wine of a winery. Adds new GS 18B-1106(c) providing that the holder of a wine importer permit may import and sell to wholesalers only wine for which it is a primary American source of supply. Amends GS 18B-1114 to provide that the holder of a nonresident wine vendor permit may sell, deliver, and ship into NC only wine for which it is a primary American source of supply. In all three sections, defines a primary American source of supply as a wine importer that has lawfully purchased the wine from the winery or an agent of the winery and by written contract of otherwise has been authorized by the winery to distribute the wine to U.S. wholesalers. Amends GS 18B-1107(a) to specify that the holder of wine wholesaler permit must receive wine from only the following: (1) a primary American source of supply for that wine; (2) a licensed NC wholesaler who received the wine from a primary American source of supply; (3) another wholesaler from whom the wholesaler is purchasing the business or the brand or distribution rights for the wine; or (4) another wholesaler who also has distribution rights for the wine, to address a temporary inventory shortage. Amends GS 105-113.81A to provide that the Secretary of Revenue is to credit to Department of Commerce \$200,000 per quarter from the excise tax on unfortified wine, in lieu of the formula for the allocation currently in the statute.

August 14, 2006

**SL 2006-227 (H 1025). VARIOUS ABC LAW CHANGES.** *AN ACT TO MAKE VARIOUS CHANGES TO THE ALCOHOL BEVERAGE CONTROL LAWS.* Summarized in *Daily Bulletin* 3/31/05, 7/11/06, and 7/27/06. Enacted August 10, 2006. Effective August 10, 2006, except as otherwise provided.