

March 23, 2005

S 828. ABC STORES TO SELL NORTH CAROLINA WINES. TO PERMIT THE SALE OF NORTH CAROLINA WINES AT ALCOHOLIC BEVERAGE CONTROL STORES. Enacts new GS 18B-800(b1) as title indicates.

Intro. by Hagan.

Ref. to Commerce

GS 18B

May 25, 2005

S 828. AMEND WINE SALES AND PRODUCTION LAWS (NEW). Intro. 3/23/05. Senate committee substitute deletes all provisions of 1st edition and replaces it with *AN ACT TO ELIMINATE THE ONE-TIME WINE SHIPPERS APPLICATION FEE, AND TO TRANSFER THE NORTH CAROLINA GRAPE GROWERS COUNCIL TO THE DEPARTMENT OF COMMERCE.* As title indicates, deletes \$100 fee in GS 18B-902(d)(36), recodifies Article 62 of GS Chapter 106 as Part 2H of Article 10 of GS Chapter 143B, and amends various sections of Part 2H to transfer Council to the Dep't of Commerce. Makes conforming change to GS 18B-1001.1(a). Effective July 1, 2005.

May 26, 2005

S 828. AMEND WINE SALES AND PRODUCTION LAWS. Intro. 3/23/05. Senate amendment makes the following changes to 2nd edition. Adds new GS 18B-1116(c) clarifying that a manufacturer, bottler, or wholesaler may subdivide individual containers of alcohol from larger packages for delivery to a retailer without violating the prohibition against "giving things of value" to a retailer.

July 19, 2006

S 828. 2006 VITICULTURE/ENOLOGY ACT (NEW). Filed 3/22/05. House committee substitute deletes all provisions of the 3rd edition and replaces it with *AN ACT TO CHANGE THE LAW CONCERNING THE NORTH CAROLINA GRAPE GROWERS COUNCIL, TO AMEND THE REVENUE LAWS RELATED TO WINE PRODUCTION, TO PROVIDE FOR THE DESIGNATION OF A PRIMARY SOURCE FOR THE IMPORTATION OF WINE INTO THE STATE, AND TO AMEND CHAPTER 18B OF THE GENERAL STATUTES CONCERNING WINE SHOPS AND TO RESTRICT THE USE OF PROMOTIONAL ADVERTISING FOR WINE AND MALT BEVERAGES.* Amends Part 2J of Article 10 of GS Chapter 143B to change the name of the North Carolina Grape Growers Council to the North Carolina Wine and Grape Growers Council. Amends GS 105-113.81A to change the distribution of earmarked funds to the Council from a quarterly distribution to an annual distribution at the beginning of each fiscal year, except that the 2006-07 distribution will be made October 1, 2006.

Amends GS 18B-1106 to provide that the holder of a wine importer permit may import and sell to wholesalers only wine for which it is the primary American source of supply. To establish that it is the primary American source of supply, it must have lawfully purchased the wine from the winery or its agent and have been authorized by the winery to distribute the wine to US wholesalers. Amends GS 18B-1107 to provide that the holder of a wine wholesaler permit may receive, possess, and transport only shipments of wine received from the primary American source of supply for that wine or from certain specified wholesalers. Amends GS 18B-1114 to provide that the holder of a nonresident wine vendor permit may sell or ship into NC only wine for which it is the primary American source of supply. Makes conforming changes to GS 18B-203(a).

Enacts new GS 18B-105.1 to regulate the offering of discounts in advertising for alcoholic beverages. Clarifies the scope of the probation against advertising in GS 18B-105. Amends GS 18B-1001(16) (wine shop permit) to delete a provision limiting the sale of wine by wine shops for consumption on premises and adds language stating that the holder of a wine tasting permit that does not sell food is not subject to Part 6 of Article 8 of GS Chapter 130A (Public Health - Sanitation - Regulation of Food and Lodging Facilities).

Effective July 1, 2007, amends GS 105-164.13(39) to expand the sales tax exemption for ingredients and component parts purchased by certain free distribution periodicals, to now include

periodicals that are published periodically quarterly or more frequently (was, monthly or more frequently).