

February 19, 2007

H 267. ALCOHOL INHALERS ILLEGAL. Filed 2/19/07. *TO ADD ETHYL ALCOHOL AS A SUBSTANCE SPECIFICALLY NAMED AS A TOXIC VAPOR AND TO MAKE ILLEGAL ANY INSTRUMENT THAT CAN BE USED TO ATOMIZE OR INTRODUCE A TOXIC VAPOR INTO THE BODY UNLESS IT IS A DEVICE USED TO DELIVER A PRESCRIPTION MEDICATION OR AN APPROVED OVER-THE-COUNTER MEDICATION.* Amends GS 90-113.10 to add ethyl alcohol to the substances that it is illegal to inhale to become intoxicated. Makes an exception for the use of inhalants under the direction of licensed medical providers authorized to prescribe the inhalant (was, a physician or dentist). Enacts a new GS 90-113.10A (inhalant paraphernalia) making it illegal to sell, give, deliver, possess, or use an instrument to atomize a substance for inhalation for the purposes of becoming intoxicated, with the exception of instruments prescribed by a licensed medical provider. Provides that the new section is not a lesser included offense of GS 90-113.22 (possession of drug paraphernalia). Effective for offenses committed on or after October 1, 2007.

Intro. by Gibson.

GS 90

April 11, 2007

H 267. ALCOHOL INHALERS ILLEGAL. Filed 2/19/07. House committee substitute makes the following changes to 1st edition. Modifies proposed GS 90-113.10A to exclude instruments used to inhale over-the-counter medications approved by monograph or new drug application under the Federal Food, Drug, and Cosmetic Act, as long as the instrument is not used for intoxication. Makes conforming changes to GS 90-113.11 and GS 90-113.12.

August 1, 2007

H 267. ABC LAW CHANGES (NEW). Filed 2/19/07. Senate committee substitute deletes the provisions of the 2nd edition and replaces it with *AN ACT TO ALLOW THE ISSUANCE OF OFF-PREMISES MALT BEVERAGE AND UNFORTIFIED WINE PERMITS TO INCORPORATED MUNICIPALITIES AFTER AN ELECTION ALLOWING THE SALE OF MIXED BEVERAGES, TO AMEND THE LAW CONCERNING THE JANUARY 1, 2008, REQUIREMENT FOR CERTAIN ABC PERMITTEES TO RECYCLE BEVERAGE CONTAINERS, AND TO AUTHORIZE WINEMAKING ON PREMISES BY AN UNFORTIFIED WINERY PERMIT HOLDER.*

Amends GS 18B-603(d)(3) to add establishments in incorporated municipalities to those that may be issued off-premises malt beverage permits and off-premises unfortified wine permits if voters have elected to allow the sale of mixed beverages. Amends GS 18B-1006.1 to provide that the failure to comply with the recycling requirements is not grounds for the revocation of a permit. Amends GS 18B-902 and GS 18B-903 to require applicants for and holders of specified alcohol permits to submit a plan for the collection and recycling of all recyclable beverage containers of all beverages sold on the premises. Allows permittees who are unable to find a recycler by January 1, 2008, to apply to the Alcohol Beverage Control Commission for a one-year stay of the recycling program requirements. Those requests are to be investigated and decided upon by the Division of Pollution Prevention and Environmental Assistance of the Department of Environment and Natural Resources.

Amends GS 18B-1101 to allow the holder of an unfortified winery permit to allow winemaking on premises as allowed under the winemaking on premises permit.

August 27, 2007

SL 2007-402 (H 267). ABC LAW CHANGES. *AN ACT TO ALLOW THE ISSUANCE OF OFF-PREMISES MALT BEVERAGE AND UNFORTIFIED WINE PERMITS TO INCORPORATED MUNICIPALITIES AFTER AN ELECTION ALLOWING THE SALE OF MIXED BEVERAGES, TO AMEND THE LAW CONCERNING THE JANUARY 1, 2008, REQUIREMENT FOR CERTAIN ABC PERMITTEES TO RECYCLE BEVERAGE CONTAINERS, AND TO AUTHORIZE WINEMAKING ON PREMISES BY AN UNFORTIFIED WINERY PERMIT HOLDER.* Summarized in *Daily Bulletin* 8/1/07. Enacted August 21, 2007. Effective August 21, 2007.