

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019

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PRINCIPAL CLERK

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SENATE BILL DRS45422-MLa-144

Short Title: Expand Mixed Beverage Sale During Pandemic. (Public)

Sponsors: Senators Peterson and Chaudhuri (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT AUTHORIZING THE CHAIRMAN OF THE ALCOHOLIC BEVERAGE
3 CONTROL COMMISSION TO ALLOW CERTAIN SALES DURING THE
4 CORONAVIRUS EMERGENCY.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** Notwithstanding G.S. 18B-1001(10), G.S. 18B-1001.4, and any other
7 provision of law to the contrary, the Chairman of the ABC Commission may allow permittees
8 with a permit issued under G.S. 18B-1001(10) to engage in retail sales for consumption off the
9 premises, including delivery by the permittee or the permittee's employee or independent
10 contractor. The Chairman may also allow permittees with a permit issued under
11 G.S. 18B-1001.4, or the permittee's employee or independent contractor, to deliver products
12 prepared by a permittee with a permit issued under G.S. 18B-1001(10). The Chairman may
13 prescribe the terms and conditions under which sales and deliveries shall be allowed under this
14 section but shall at least require that products sold or delivered under this section shall be:

- 15 (1) Packaged in a container with a secure lid or cap and in a manner designed to
16 prevent consumption without removal of the lid or cap.
17 (2) Sold only with food.
18 (3) Limited to two servings per meal or food item ordered.

19 **SECTION 2.** There is appropriated from the General Fund to the ABC Commission
20 the sum of fifty thousand dollars (\$50,000) in nonrecurring funds for the 2019-2020 fiscal year
21 to be used to cover costs incurred by the Commission in implementing the provisions of this act.

22 **SECTION 3.** This act is effective when it becomes law. Section 1 of this act expires
23 on the date that Executive Order No. 116, Declaration of a State of Emergency to Coordinate
24 Response and Protective Actions to Prevent the Spread of COVID-19, expires or is rescinded.

