



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 527

AMENDMENT NO. _____
(to be filled in by
Principal Clerk)

S527-ATQ-48 [v.6]

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Amends Title [NO]
S572-CSTQxfr-32

Date _____, 2023

Representative _____

1 moves to amend the bill on page 2, line 17, by rewriting the line to read:

2
3 **"MEMBERS, GENERAL MANAGERS, AND STORE MANAGERS TO SAMPLE**
4 **PRODUCTS"**;

5
6 and on page 2, line 31, by rewriting the line to read:

7
8 "of a local board and general managers or store managers of ABC stores may consume samples
9 of spirituous liquor";

10
11 and on page 2, line 38, by rewriting the line to read:

12
13 **"LOCAL ABC BOARD SEVEN-DAY OPTION AND FLEXIBILITY ON CERTAIN"**

14
15 and on page 4, line 22, by rewriting the line to read:

16
17 **"ALLOW TO-GO AND DELIVERY SALES OF MIXED BEVERAGES AND WINE BY**
18 **THE GLASS"**;

19
20 And on page 13, line 24, by rewriting the line to read:

21
22 **"ALLOW ABC STORES TO SELL"**;

23
24 and on page 36, lines 31 and 32, by inserting between those lines:

25
26 **"COMMON AREA ENTERTAINMENT PERMIT CLARIFYING CHANGE**

27 **SECTION 31.1.** G.S. 18B-1001.5(d) reads as rewritten:

28 "(d) Designation of Areas Allowed for Consumption. – The owner or property owners'
29 association of a multi-tenant establishment that holds a common area entertainment permit shall
30 designate one or more areas as designated consumption areas. A designated consumption area
31 may include the premises of any business that is open to customers, if the business chooses to
32 allow outside alcoholic beverages on its premises during the days and hours set by the owner or



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1 property owners' association of the multi-tenant establishment pursuant to subsection (e) of this
2 section. A permittee may be included in the designated consumption area even if it chooses to
3 exclude open containers of alcoholic beverages purchased from other permittees. A designated
4 consumption area may include privately maintained streets, parking spaces on privately
5 maintained streets, sidewalks, and courtyards. Privately maintained streets and parking areas may
6 be open to vehicular traffic during the dates and times when the designated consumption area is
7 active. The boundaries of a designated consumption area must be marked in a way that clearly
8 indicates to customers where the boundaries of the designated consumption area are located, such
9 as with conspicuous signage, in the discretion of the owner or property owners' association.
10 Vertical delineated boundaries shall not be required to indicate the boundaries of a designated
11 consumption area. The owner or property owners' association of the multi-tenant establishment
12 shall submit to the Commission for review and approval (i) a plat or site map of the multi-tenant
13 establishment property with the designated consumption areas clearly marked or (ii) a detailed
14 map of the relevant building or buildings on the multi-tenant establishment property with the
15 designated consumption area clearly marked. The Commission shall reject any plat or map
16 submitted under this subsection that does not meet the requirements of this section. The owner
17 or property owners' association of the multi-tenant establishment shall submit a plat or map as
18 required under this subsection for each renewal of the permit issued under this section and at
19 least 10 days prior to making any adjustments to a designated consumption area. Only one
20 common area entertainment permit shall be required at a multi-tenant establishment regardless
21 of how many common areas are designated by the multi-tenant establishment as designated
22 consumption areas, and all indoor and outdoor common areas designated by the multi-tenant
23 establishment as designated consumption areas shall be covered by that permit. If there are
24 adjacent indoor and outdoor common areas designated by the multi-tenant establishment as
25 designated consumption areas, they shall be deemed one single designated consumption area
26 such that a customer of an ABC permittee located in the multi-tenant establishment may
27 transition from the indoor common area to the adjacent outdoor common area or from the outdoor
28 common area to the adjacent indoor common area without disposing of the customer's alcoholic
29 beverage."
30

31 **ALLOW 90 DAYS FOR ALCOHOL SELLER/SERVER TRAINING PROVIDERS TO**
32 **UPDATE COURSES**

33 **SECTION 31.2.(a)** Definitions. – For purposes of this section, "Alcohol
34 Seller/Server Training Rule" means 14B NCAC 15B .0113(e) (Alcohol Seller/Server Training).

35 **SECTION 31.2.(b)** Alcohol Seller/Server Training Rule. – Until the effective date
36 of the revised permanent rule that the Alcoholic Beverage Control Commission is required to
37 adopt pursuant to subsection (d) of this section, the Commission shall implement the Alcohol
38 Seller/Server Training Rule as provided in subsection (c) of this section.

39 **SECTION 31.2.(c)** Implementation. – An approved course provider shall update
40 their responsible alcohol seller/server training course content within 90 days of notice from the
41 Commission to the course provider of changes needed in the alcohol education training
42 curriculum to reflect changes in current ABC laws or rules.

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1 **SECTION 31.2.(d)** Additional Rulemaking Authority. – The Commission shall
2 adopt a rule to amend the Alcohol Seller/Server Training Rule consistent with subsection (c) of
3 this section. Notwithstanding G.S. 150B-19(4), the rule adopted by the Commission pursuant to
4 this section shall be substantively identical to the provisions of subsection (c) of this section.
5 Rules adopted pursuant to this section are not subject to Part 3 of Article 2A of Chapter 150B of
6 the General Statutes. Rules adopted pursuant to this section shall become effective as provided
7 in G.S. 150B-21.3(b1), as though 10 or more written objections had been received as provided
8 in G.S. 150B-21.3(b2).

9 **SECTION 31.2.(e)** Sunset. – This section expires when permanent rules adopted as
10 required by subsection (d) of this section become effective.";

11
12 and by substituting the phrase "October 1, 2023" with "December 1, 2023" in all effective dates
13 in the bill where that phrase appears;

14
15 and by substituting the phrase "August 1, 2023" with "October 1, 2023" in all effective dates in
16 the bill where that phrase appears.

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____