

NORTH CAROLINA GENERAL ASSEMBLY  
SESSION

CHAPTER 162  
SENATE BILL 79

1 AN ACT TO AMEND CHAPTER 18 OF THE GENERAL STATUTES RELATIVE TO THE  
2 TRANSPORTATION AND HANDLING OF MALT BEVERAGES.

3  
4 The General Assembly of North Carolina do enact:

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6 **Section 1.** G.S. 18-67 is hereby amended by adding immediately preceding the last  
7 paragraph of said Section the following:

8 "When a licensed resident manufacturer of the beverages defined in G.S. 18-64(1) procures  
9 proper license under this Section, it may receive the beverages defined in G.S. 18-64(1) which  
10 are manufactured by it at some point outside this State, but within the United States, for  
11 transshipment to dealers in other states, provided that such resident manufacturer is actually  
12 engaged in the manufacturing in this State of the beverages defined in G.S. 18-64(1). Such  
13 shipments of the beverages denned in G.S. 18-64(1) for transshipment to other states shall be  
14 kept segregated by the resident manufacturer in its warehouse from any such North Carolina  
15 tax paid beverages and shall comply with any and all rules and regulations promulgated by the  
16 Commissioner of Revenue and the North Carolina Board of Alcoholic Control."

17 **Sec. 2.** G.S. 18-79 is hereby amended by adding a new paragraph at the end of said  
18 Section to read as follows:

19 "A resident manufacturer of the beverages defined in G.S. 18-64(1) may sell 'short filled'  
20 packages to its employees for the sole use of said employees, members of their families and  
21 bona fide guests in this State provided that such manufacturer sells only such 'short filled'  
22 packages on which the appropriate North Carolina taxes have been paid or will be paid, based  
23 upon the size of the bottle or container short filled. Any sale made to any employee of said  
24 manufacturer under this Section shall not be construed as a retail or wholesale sale under any  
25 other provisions of Chapter 18 of the General Statutes of North Carolina and such manufacturer  
26 shall not be required by reason of such sales to obtain a permit or license as provided by this  
27 Chapter."

28 **Sec. 3.** G.S. 18-81 is hereby amended by adding at the end of subsection (d) the  
29 following:

30 "Provided, the beverages defined in G.S. 18-64(1) may be shipped by a resident  
31 manufacturer to itself in this State or from this State without the tax paid crown or lid being  
32 affixed thereto, when such beverages are for taste purposes only and as a part of its laboratory  
33 function of its manufacturing operation. The shipment of such beverages for taste purposes  
34 only shall first be approved by the North Carolina Board of Alcoholic Control and properly  
35 identified as required by said board prior to shipment into this State."

36 **Sec. 4.** Nothing herein shall be construed to amend, modify or repeal the provisions  
37 of G.S. 81-14.3 or G.S. 81-18; otherwise, all laws and clauses of laws in conflict with this Act  
38 are hereby repealed.

39 **Sec. 5.** This Act shall be in full force and effect on and after July 1, 1967.

40 In the General Assembly read three times and ratified, this the 11th day of April,  
41 1967.