GENERAL ASSEMBLY OF NORTH CAROLINA
1989 SESSION

CHAPTER 553
SENATE BILL 759

AN ACT TO INCREASE THE AMOUNT OF LIQUOR A PERSON MAY PURCHASE AND POSSESS WITHOUT A PERMIT.

The General Assembly of North Carolina enacts:

Section 1. G.S. 18B-303(a) reads as rewritten:

"(a) Purchases Allowed. – Without a permit, a person may purchase at one time:

(1) Not more than 80 liters of malt beverages, other than draft malt beverages in kegs;
(2) Any amount of draft malt beverages in kegs;
(3) Not more than 20 liters of unfortified wine;
(4) Not more than ~~four~~ five liters of either fortified wine or spirituous liquor, or ~~four~~ five liters of the two combined."

Sec. 2. G.S. 18B-304(b) reads as rewritten:

"(b) **Prima Facie** Evidence. – Possession of the following amounts of alcoholic beverages, without a permit authorizing that possession, shall be **prima facie** evidence that the possessor is possessing those alcoholic beverages for sale:

(1) More than 80 liters of malt beverages, other than draft malt beverages in kegs;
(2) More than ~~four~~ five liters of spirituous liquor; or
(3) Any amount of nontaxpaid alcoholic beverages."

Sec. 3. G.S. 18B-401(b) reads as rewritten:

"(b) Taxis. – It shall be unlawful for a person operating a for-hire passenger vehicle as defined in G.S. 20-4.01(27)b, to transport fortified wine or spirituous liquor unless the vehicle is transporting a paying passenger who owns the alcoholic beverage being transported. Not more than ~~four~~ five liters of fortified wine or spirituous liquor, or combination of the two, may be transported by each passenger. A violation of this subsection shall not be grounds for suspension of the driver's license for illegal transportation of intoxicating liquors under G.S. 20-16(a)(8)."

Sec. 4. G.S. 18B-1115(a) reads as rewritten:

"(a) Permit Required. – Unless a person holds a permit which otherwise allows him to transport more than 80 liters of malt beverages other than draft malt beverages in kegs, 20 liters of unfortified wine, or ~~four~~ five liters of fortified wine or spirituous liquor, or is a retailer authorized to transport alcoholic beverages under G.S. 18B-405, each person transporting alcoholic beverages in excess of those quantities shall have the permit described in this section."

Sec. 5. This act shall become effective July 1, 1989.

In the General Assembly read three times and ratified this the 4th day of July, 1989.