

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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HOUSE BILL 1094

Short Title: ABC-Tour Boat Amendments.

(Public)

Sponsors: Representatives James; H. Hunter and Perdue.

Referred to: Commerce.

April 7, 1989

A BILL TO BE ENTITLED

AN ACT TO MODIFY THE LAWS REGULATING THE OPERATION OF TOUR BOATS WITH ABC PERMITS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 18B-1006(i) reads as rewritten:

"(i) Tour Boats. – The Commission may issue permits to boats that conduct regularly scheduled tours upon the rivers or waterways of this State under the following conditions:

- (1) A boat shall serve meals on each tour and shall have a dining area with seating for at least 36 people;
- (2) A boat's gross receipts from food and non-alcoholic beverages shall be greater than its gross receipts from alcoholic beverages;
- (3) A boat may hold the permits listed in G.S. 18B-1001(1), (3), (5), and (10), but no off-premises sales may be made pursuant to those permits;
- (4) A boat shall ~~dock~~ have a home port in an area where issuance of the permits listed in subdivision (3) is legal, ~~and all passengers shall enter and leave the boat there. While tour passengers are on board, the boat may not dock at any other place~~ The boat's permits are valid during tours that leave and return to home port without visiting any other port (except for an emergency) regardless of whether the boat crosses into an area where sales are not legal. The boat's permits are valid during these tours, regardless of whether the boat crosses into an area where sales are not legal. A boat may tour with passengers to and dock at ports other than its home port, but on such tours it must obtain and

- 1                    operate under permits obtained from the jurisdiction of each  
2                    destination port on the tour; and  
3                    (5) ~~A boat may not serve or sell any alcoholic beverages except during tours.~~  
4                    During special city-sponsored events and festivals a boat may open its  
5                    galley and bars at dockside, and while in port a boat may serve or sell  
6                    alcoholic beverages only as allowed by local ordinances."  
7                    Sec. 2. This act is effective upon ratification.