

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1991

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SENATE BILL 387*

Short Title: ABC-Local Government Objections.

(Public)

Sponsors: Senators Winner and Hyde.

Referred to: Alcoholic Beverage Control.

April 1, 1991

A BILL TO BE ENTITLED

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2 AN ACT TO ALLOW A LOCAL GOVERNING BODY TO DELEGATE THE
3 AUTHORITY TO SUBMIT WRITTEN OBJECTIONS TO THE ISSUANCE OF
4 ABC PERMITS TO A DESIGNATED OFFICIAL OR EMPLOYEE.

5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 18B-901(b) reads as rewritten:

7 "(b) Notice to Local Government. – Before issuing an ABC permit, for an
8 establishment, the Commission shall give notice of the permit application to the
9 governing body of the city in which the establishment is located. If the establishment is
10 not inside a city, the Commission shall give notice to the governing body of the county.
11 The Commission shall allow the local governing body 10 days from the time the notice
12 was mailed or delivered to file written objection to the issuance of the permit. To be
13 considered by the Commission, the objection shall state the facts upon which it is based.
14 The local governing body may delegate its authority to file the written objection to the
15 issuance of the permit to a specified local government official or employee, such as the
16 mayor, city manager, or county manager."

17 Sec. 2. This act is effective upon ratification.