

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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HOUSE BILL 348

Short Title: Cider/Vinegar Manufacturer Permit.

(Public)

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Sponsors: Representatives Eddins; and McMahan.

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Referred to: Judiciary I, if favorable, Finance.

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February 27, 1997

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR A CIDER AND VINEGAR MANUFACTURER'S  
PERMIT TO BE ISSUED BY THE ALCOHOLIC BEVERAGE CONTROL  
COMMISSION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 18B-1100 reads as rewritten:

**"§ 18B-1100. Commercial permits.**

The Commission may issue the following commercial permits:

- (1) Unfortified winery
- (2) Fortified winery
- (3) Limited winery
- (4) Brewery
- (5) Distillery
- (6) Fuel alcohol
- (7) Wine importer
- (8) Wine wholesaler
- (9) Malt beverages importer
- (10) Malt beverages wholesaler
- (11) Bottler
- (12) Salesman

- 1 (13) Vendor representative
- 2 (14) Nonresident malt beverage vendor
- 3 (15) Nonresident wine vendor
- 4 (16) Winery special show
- 5 (17) Liquor importer/bottler ~~permit~~ permit
- 6 (18) Cider and vinegar manufacturer."

7 Section. 2. Chapter 18B of the General Statutes is amended by adding a new  
8 section to read:

9 **"§ 18B-1114.2. Effect of cider and vinegar manufacturer permit.**

10 The holder of a cider and vinegar manufacturer permit may purchase and transport  
11 unlimited quantities of out-of-date malt beverages from malt beverage wholesalers or  
12 out-of-date unfortified or fortified wines from wine wholesalers for the sole purpose of  
13 manufacturing a food product item. Any manufacturer of cider or vinegar may apply for  
14 this permit."

15 Section. 3. G.S. 18B-902(d) reads as rewritten:

16 "(d) Fees. – An application for an ABC permit shall be accompanied by payment of  
17 the following application fee:

- 18 (1) On-premises malt beverage permit – \$200.00.
- 19 (2) Off-premises malt beverage permit – \$200.00.
- 20 (3) On-premises unfortified wine permit – \$200.00.
- 21 (4) Off-premises unfortified wine permit – \$200.00.
- 22 (5) On-premises fortified wine permit – \$200.00.
- 23 (6) Off-premises fortified wine permit – \$200.00.
- 24 (7) Brown-bagging permit – \$200.00, unless the application is for a  
25 restaurant seating less than 50, in which case the fee shall be \$100.00.
- 26 (8) Special occasion permit – \$200.00.
- 27 (9) Limited special occasion permit – \$25.00.
- 28 (10) Mixed beverages permit – \$750.00.
- 29 (11) Culinary permit – \$100.00.
- 30 (12) Unfortified winery permit – \$150.00.
- 31 (13) Fortified winery permit – \$150.00.
- 32 (14) Limited winery permit – \$150.00.
- 33 (15) Brewery permit – \$150.00.
- 34 (16) Distillery permit – \$150.00.
- 35 (17) Fuel alcohol permit – \$50.00.
- 36 (18) Wine importer permit – \$150.00.
- 37 (19) Wine wholesaler permit – \$150.00.
- 38 (20) Malt beverage importer permit – \$150.00.
- 39 (21) Malt beverage wholesaler permit – \$150.00.
- 40 (22) Bottler permit – \$150.00.
- 41 (23) Salesman permit – \$25.00.
- 42 (24) Vendor representative permit – \$25.00.
- 43 (25) Nonresident malt beverage vendor permit – \$50.00.

- 1 (26) Nonresident wine vendor permit – \$50.00.  
2 (27) Any special one-time permit under G.S. 18B-1002 – \$25.00.  
3 (28) Winery special event permit – \$100.00.  
4 (29) Mixed beverages catering permit – \$100.00.  
5 (30) Guest room cabinet permit – \$750.00.  
6 (31) Liquor importer/bottler permit – \$250.00.  
7 (32) Cider and vinegar manufacturer permit. – \$100.00."

8 Section 4. G.S. 18B-1109(a) reads as rewritten:

- 9 "(a) Authorization. – The holder of a malt beverages wholesaler permit may:  
10 (1) Receive, possess and transport shipments of malt beverages;  
11 (2) Sell, deliver and ship, in closed containers and in quantities of one case  
12 or container or more, malt beverages of any brand filed pursuant to G.S.  
13 18B-1303(a), to wholesalers or retailers licensed under this Chapter, as  
14 authorized by the ABC laws;  
15 (3) Furnish and sell malt beverages filed pursuant to G.S. 18B-1303(a) to  
16 its employees subject to the rules of the Commission and the  
17 Department of Revenue;  
18 (4) In locations where the sale is legal, furnish malt beverages of any brand  
19 filed pursuant to G.S. 18B-1303(a) to guests and any other person who  
20 does not hold an ABC permit, for promotional purposes, subject to the  
21 rules of the ~~Commission.~~ Commission;  
22 (5) Sell out-of-date malt beverages to holders of cider and vinegar  
23 manufacturer permits."

24 Section 5. G.S. 18B-1107(a) reads as rewritten:

- 25 "(a) Authorization. – The holder of a wine wholesaler permit may:  
26 (1) Receive, possess and transport shipments of fortified and unfortified  
27 wine;  
28 (2) Sell, deliver and ship wine in closed containers for purposes of resale to  
29 wholesalers or retailers licensed under this Chapter as authorized by the  
30 ABC laws;  
31 (3) Furnish and sell wine to its employees, subject to the rules of the  
32 Commission and the Department of Revenue;  
33 (4) In locations where the sale is legal, furnish wine to guests and any other  
34 person who does not hold an ABC permit, for promotional purposes,  
35 subject to rules of the ~~Commission.~~ Commission;  
36 (5) Sell out-of-date unfortified and fortified wines to holders of cider and  
37 vinegar manufacturer permits."

38 Section 6. This act is effective when it becomes law.