

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005**

**HOUSE BILL 825
RATIFIED BILL**

**AN ACT TO INCREASE THE MEMBERSHIP OF THE TOWN OF KENANSVILLE
ALCOHOLIC BEVERAGE CONTROL BOARD.**

The General Assembly of North Carolina enacts:

SECTION 1. Section 4 of Chapter 1169 of the 1949 Session Laws reads as rewritten:

"Sec. 4. If the operation of a town liquor control store is authorized under the provisions of this Act, the Mayor and the Board of Commissioners of the Town of Kenansville shall immediately create a city board of alcoholic control to be composed of a chairman and ~~two~~four other members who shall be well-known for their character, ability, and business acumen. Said board shall be known and designated as "The Town of Kenansville Board of Alcoholic Control". The chairman of said board shall be designated by the mayor and governing body of the town and shall serve ~~for his~~the first term ~~for~~ a period of ~~three years, one year, and one member~~two members shall serve for ~~his~~their first term a period of two years, and the other ~~member~~members shall serve for a period of ~~one year, three years;~~ and all terms shall begin with the date of their appointment, and after the said terms shall have expired, their successors in office shall serve for a period of three years. Their successors, or any vacancy occurring in the board shall be named or filled by the mayor and the governing body of the town."

SECTION 2. G.S. 18B-700(a) reads as rewritten:

"(a) Membership. – A local ABC board shall consist of ~~three~~five members appointed for three-year terms, unless a different membership or term is provided by a local act enacted before the effective date of this Chapter, or unless the board is a board for a merged ABC system under G.S. 18B-703 and a different size membership has been provided for as part of the negotiated merger. One member of the initial board of a newly created ABC system shall be appointed for a three-year term, one member for a two-year term, and one member for a one-year term. As the terms of initial board members expire, their successors shall each be appointed for three-year terms. The appointing authority shall designate one member of the local board as chairman."

SECTION 3. Section 2 of this act applies to the Town of Kenansville only.

SECTION 4. The terms of members currently appointed to the board shall expire on December 31, 2005. All new appointments and reappointments to the board will be effective on January 1, 2006, and shall be for the terms specified in Section 1 of this act. In the event a member is removed or leaves the board for any reason, the new member appointed to the board shall fill the remainder of the unexpired term.

SECTION 5. This act is effective when it becomes law.
In the General Assembly read three times and ratified this the 25th day of
April, 2005.

Marc Basnight
President Pro Tempore of the Senate

James B. Black
Speaker of the House of Representatives