

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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HOUSE BILL 160*
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Senate Commerce Committee Substitute Adopted 9/23/98

Short Title: Interstate Economic Development Zones.

(Public)

Sponsors:

Referred to:

February 13, 1997

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE COVERAGE OF INTERSTATE INTERCHANGE
ECONOMIC DEVELOPMENT ZONES, TO PROVIDE FOR AN HISTORIC ABC
ESTABLISHMENT, AND TO AMEND THE GUEST ROOM CABINET PERMIT
FOR A COUNTY IN WHICH A STATE PORT IS LOCATED.

The General Assembly of North Carolina enacts:

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

"(m) Interstate Interchange Economic Development Zones. – The Commission may issue permits listed in G.S. 18B-1001(10), without approval at an election, to qualified establishments defined in G.S. 18B-1000(4), (6), and (8) located within one mile of an interstate highway interchange located in a county that:

(1) Meets all of the following requirements:

a. Has approved the sale of malt beverages, unfortified wine, and fortified wine, but not mixed ~~beverages;~~ beverages.

~~(2)~~ b. Operates ABC ~~stores;~~ stores.

~~(3)~~ c. Borders on another ~~state;~~ and state.

~~(4)~~ d. Lies north and east of the Roanoke River.

(2) Meets all of the following requirements:

- 1 a. Has approved the sale of malt beverages, unfortified wine,
2 fortified wine, and mixed beverages.
3 b. Contains one city that has approved the sale of malt beverages,
4 unfortified wine, fortified wine, and mixed beverages.
5 c. Operates ABC stores.
6 d. Lies south and west of the Roanoke River and shares a common
7 border with a county qualifying in subdivision (1) of this
8 subsection.
9 (3) Contains an economic development and tourist district described in
10 subdivision (1) of this subsection.

11 This subsection shall also apply to an establishment in a county included in
12 subdivision (2) of this subsection if the establishment is located within two miles of an
13 interstate highway interchange that is within three miles of the common border described
14 in sub-subdivision (2)d. of this subsection."

15 Section 2. G.S. 18B-101 is amended by adding the following subdivision:

16 "(7a) 'Historic ABC establishment' means a restaurant or hotel that meets all
17 of the following requirements:

- 18 a. Is on the National Register of Historic Places.
19 b. Is a property designed to attract local, state, national, and
20 international tourists located on a State route (SR) and with a
21 property line within 1.5 miles of the intersection of a designated
22 North Carolina scenic byway as defined in G.S. 136-18(31).
23 c. Is located within 15 miles of a national scenic highway.
24 d. Is located in a county in which the on-premises sale of malt
25 beverages or unfortified wine is authorized in two or more cities
26 in the county."

27 Section 3. G.S. 18B-603(f) reads as rewritten:

28 "(f) Permits Not Dependent on Elections. – The Commission may issue the
29 following kinds of permits without approval at an election:

- 30 (1) Special occasion ~~permits;~~ permits.
31 (2) Limited special occasion ~~permits;~~ permits.
32 (3) Brown-bagging permits for private clubs and congressionally chartered
33 veterans ~~organizations;~~ organizations.
34 (4) Culinary permits, except as restricted by subdivision ~~(d)(5);~~ (d)(5).
35 (5) Special one-time permits issued under ~~G.S. 18B-1002;~~ G.S. 18B-1002.
36 (6) All permits listed in ~~G.S. 18B-1100;~~ G.S. 18B-1100.
37 (7) On-premises malt beverage permits and on-premises unfortified wine
38 permits for a tourism ABC establishment.
39 (8) On-premises malt beverage permits and on-premises unfortified wine
40 permits for an historic ABC establishment."

41 Section 4. G.S. 18B-1001(13) reads as rewritten:

42 "(13) Guest Room Cabinet Permit. – A guest room cabinet permit authorizes a
43 hotel having a mixed beverages permit or a private club having a mixed

1 beverages permit and management contracts for the rental of living units
2 to sell to its room guests, from securely locked cabinets, malt beverages,
3 unfortified wine, fortified wine, and spirituous liquor. A permittee shall
4 designate and maintain at least ten percent (10%) of the permittee's
5 guest rooms as rooms that do not have a guest room cabinet. A
6 permittee may dispense alcoholic beverages from a guest room cabinet
7 only in accordance with written policies and procedures filed with and
8 approved by the Commission. A permittee shall provide a reasonable
9 number of vending machines, coolers, or similar machines on premises
10 for the sale of soft drinks to hotel guests.

11 A guest room cabinet permit may be issued for any of the following:

- 12 a. A hotel located in a county subject to G.S. 18B-600(f).
13 b. A hotel located in a county that has a population in excess of
14 150,000 by the last federal census.
15 c. A qualifying private club located in a county defined in G.S.
16 18B-101(13a)b.2.
17 d. A hotel located in a county that has a population in excess of
18 120,000 by the last federal census, is bordered by the Atlantic
19 Ocean and the Cape Fear River, and has a State port located in
20 it."

21 Section 5. The provisions of this act are severable. If a court of competent
22 jurisdiction invalidates a portion of the act, the remaining portions of the act are valid.

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