

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

2

HOUSE BILL 348
Committee Substitute Favorable 3/19/97

Short Title: Cider/Vinegar Manufacturer Permit.

(Public)

Sponsors:

Referred to:

February 27, 1997

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FOR A CIDER AND VINEGAR MANUFACTURER
3 PERMIT TO BE ISSUED BY THE ALCOHOLIC BEVERAGE CONTROL
4 COMMISSION.

5 The General Assembly of North Carolina enacts:

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

7 **"§ 18B-1100. Commercial permits.**

8 The Commission may issue the following commercial permits:

- 9 (1) Unfortified winery
- 10 (2) Fortified winery
- 11 (3) Limited winery
- 12 (4) Brewery
- 13 (5) Distillery
- 14 (6) Fuel alcohol
- 15 (7) Wine importer
- 16 (8) Wine wholesaler
- 17 (9) Malt beverages importer
- 18 (10) Malt beverages wholesaler
- 19 (11) Bottler
- 20 (12) Salesman
- 21 (13) Vendor representative
- 22 (14) Nonresident malt beverage vendor

- 1 (15) Nonresident wine vendor
- 2 (16) Winery special show
- 3 (17) Liquor importer/bottler ~~permit~~-permit
- 4 (18) Cider and vinegar manufacturer."

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

7 **"§ 18B-1114.2. Effect of cider and vinegar manufacturer permit.**

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9 unlimited quantities of out-of-date unfortified or fortified wines from wine wholesalers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

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

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

- 16 (1) On-premises malt beverage permit – \$200.00.
- 17 (2) Off-premises malt beverage permit – \$200.00.
- 18 (3) On-premises unfortified wine permit – \$200.00.
- 19 (4) Off-premises unfortified wine permit – \$200.00.
- 20 (5) On-premises fortified wine permit – \$200.00.
- 21 (6) Off-premises fortified wine permit – \$200.00.
- 22 (7) Brown-bagging permit – \$200.00, unless the application is for a
23 restaurant seating less than 50, in which case the fee shall be \$100.00.
- 24 (8) Special occasion permit – \$200.00.
- 25 (9) Limited special occasion permit – \$25.00.
- 26 (10) Mixed beverages permit – \$750.00.
- 27 (11) Culinary permit – \$100.00.
- 28 (12) Unfortified winery permit – \$150.00.
- 29 (13) Fortified winery permit – \$150.00.
- 30 (14) Limited winery permit – \$150.00.
- 31 (15) Brewery permit – \$150.00.
- 32 (16) Distillery permit – \$150.00.
- 33 (17) Fuel alcohol permit – \$50.00.
- 34 (18) Wine importer permit – \$150.00.
- 35 (19) Wine wholesaler permit – \$150.00.
- 36 (20) Malt beverage importer permit – \$150.00.
- 37 (21) Malt beverage wholesaler permit – \$150.00.
- 38 (22) Bottler permit – \$150.00.
- 39 (23) Salesman permit – \$25.00.
- 40 (24) Vendor representative permit – \$25.00.
- 41 (25) Nonresident malt beverage vendor permit – \$50.00.
- 42 (26) Nonresident wine vendor permit – \$50.00.
- 43 (27) Any special one-time permit under G.S. 18B-1002 – \$25.00.
- 44 (28) Winery special event permit – \$100.00.

- 1 (29) Mixed beverages catering permit – \$100.00.
2 (30) Guest room cabinet permit – \$750.00.
3 (31) Liquor importer/bottler permit – \$250.00.
4 (32) Cider and vinegar manufacturer permit – \$100.00."

5 Section 4. G.S. 18B-1107(a) reads as rewritten:

6 "(a) Authorization. – The holder of a wine wholesaler permit may:

- 7 (1) Receive, possess and transport shipments of fortified and unfortified
8 wine;
9 (2) Sell, deliver and ship wine in closed containers for purposes of resale
10 to wholesalers or retailers licensed under this Chapter as authorized by
11 the ABC laws;
12 (3) Furnish and sell wine to its employees, subject to the rules of the
13 Commission and the Department of Revenue;
14 (4) In locations where the sale is legal, furnish wine to guests and any
15 other person who does not hold an ABC permit, for promotional
16 purposes, subject to rules of the ~~Commission~~. Commission;
17 (5) Sell out-of-date unfortified and fortified wines to holders of cider and
18 vinegar manufacturer permits, provided that each bottle is marked 'out-
19 of-date' by the wholesaler."

20 Section 5. This act is effective when it becomes law.