

GENERAL ASSEMBLY OF NORTH CAROLINA
1997 SESSION

S.L. 1997-134
HOUSE BILL 348

AN ACT TO PROVIDE FOR A CIDER AND VINEGAR MANUFACTURER
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
- (13) Vendor representative
- (14) Nonresident malt beverage vendor
- (15) Nonresident wine vendor
- (16) Winery special show
- (17) Liquor importer/bottler ~~permit~~ permit
- (18) Cider and vinegar manufacturer."

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

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

The holder of a cider and vinegar manufacturer permit may purchase and transport unlimited quantities of out-of-date unfortified or fortified wines from wine wholesalers for the sole purpose of manufacturing a food product item.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

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

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

- (1) On-premises malt beverage permit – \$200.00.
- (2) Off-premises malt beverage permit – \$200.00.
- (3) On-premises unfortified wine permit – \$200.00.
- (4) Off-premises unfortified wine permit – \$200.00.
- (5) On-premises fortified wine permit – \$200.00.
- (6) Off-premises fortified wine permit – \$200.00.
- (7) Brown-bagging permit – \$200.00, unless the application is for a restaurant seating less than 50, in which case the fee shall be \$100.00.
- (8) Special occasion permit – \$200.00.
- (9) Limited special occasion permit – \$25.00.
- (10) Mixed beverages permit – \$750.00.
- (11) Culinary permit – \$100.00.
- (12) Unfortified winery permit – \$150.00.
- (13) Fortified winery permit – \$150.00.
- (14) Limited winery permit – \$150.00.
- (15) Brewery permit – \$150.00.
- (16) Distillery permit – \$150.00.
- (17) Fuel alcohol permit – \$50.00.
- (18) Wine importer permit – \$150.00.
- (19) Wine wholesaler permit – \$150.00.
- (20) Malt beverage importer permit – \$150.00.
- (21) Malt beverage wholesaler permit – \$150.00.
- (22) Bottler permit – \$150.00.
- (23) Salesman permit – \$25.00.
- (24) Vendor representative permit – \$25.00.
- (25) Nonresident malt beverage vendor permit – \$50.00.
- (26) Nonresident wine vendor permit – \$50.00.
- (27) Any special one-time permit under G.S. 18B-1002 – \$25.00.
- (28) Winery special event permit – \$100.00.
- (29) Mixed beverages catering permit – \$100.00.
- (30) Guest room cabinet permit – \$750.00.
- (31) Liquor importer/bottler permit – \$250.00.
- (32) Cider and vinegar manufacturer permit – \$100.00."

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

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

- (1) Receive, possess and transport shipments of fortified and unfortified wine;
- (2) Sell, deliver and ship wine in closed containers for purposes of resale to wholesalers or retailers licensed under this Chapter as authorized by the ABC laws;
- (3) Furnish and sell wine to its employees, subject to the rules of the Commission and the Department of Revenue;

- (4) In locations where the sale is legal, furnish wine to guests and any other person who does not hold an ABC permit, for promotional purposes, subject to rules of the ~~Commission~~-Commission;
- (5) Sell out-of-date unfortified and fortified wines to holders of cider and vinegar manufacturer permits, provided that each bottle is marked 'out-of-date' by the wholesaler."

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

In the General Assembly read three times and ratified this the 27th day of May, 1997.

s/ Dennis A. Wicker
President of the Senate

s/ Harold J. Brubaker
Speaker of the House of Representatives

s/ James B. Hunt, Jr.
Governor

Approved 9:50 a.m. this 4th day of June, 1997