

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2021**

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**HOUSE BILL 722**

Short Title: Expand Allowable Growler Size. (Public)

Sponsors: Representatives Moffitt, Tyson, Hanig, and Hawkins (Primary Sponsors).  
*For a complete list of sponsors, refer to the North Carolina General Assembly web site.*

Referred to: Alcoholic Beverage Control, if favorable, Rules, Calendar, and Operations of the House

April 29, 2021

A BILL TO BE ENTITLED

AN ACT TO DIRECT THE NORTH CAROLINA ALCOHOLIC BEVERAGE CONTROL COMMISSION TO ALLOW GROWLERS UP TO FOUR LITERS.

The General Assembly of North Carolina enacts:

**SECTION 1.** Rule. – For purposes of this section and its implementation, "Growler Rule" means 14B NCAC 15C .0307 (Growlers).

**SECTION 2.** Growler Rule. – Until the effective date of the revised permanent rule that the ABC Commission is required to adopt pursuant to Section 4 of this act, the Commission shall implement the Growler Rule as provided in Section 3 of this act.

**SECTION 3.** Implementation. – Notwithstanding subsection (a) of 14B NCAC 15C .0307, a "growler" shall be defined as a rigid glass, ceramic, plastic, aluminum, or stainless steel container with a closure or cap with a secure sealing that is no larger than 4 liters (1.0567 gallons) into which a malt beverage or unfortified wine is prefilled, filled, or refilled for off-premises consumption.

**SECTION 4.** Additional Rulemaking Authority. – The Commission shall adopt a rule to amend the Growler Rule consistent with Section 3 of this act. Notwithstanding G.S. 150B-19(4), the rule adopted by the Commission pursuant to this section shall be substantively identical to the provisions of Section 3 of this act. Rules adopted pursuant to this section are not subject to Part 3 of Article 2A of Chapter 150B of the General Statutes. Rules adopted pursuant to this section shall become effective as provided in G.S. 150B-21.3(b1), as though 10 or more written objections had been received as provided in G.S. 150B-21.3(b2).

**SECTION 5.** Effective Date. – Section 3 of this act expires on the date that rules adopted pursuant to Section 4 of this act become effective. The remainder of this act is effective when it becomes law.

