

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019**

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SENATE BILL 858

Short Title: Expand Mixed Beverage Sale During Pandemic. (Public)

Sponsors: Senator Garrett (Primary Sponsor).

Referred to: Rules and Operations of the Senate

May 27, 2020

A BILL TO BE ENTITLED

AN ACT DIRECTING THE CHAIRMAN OF THE ALCOHOLIC BEVERAGE CONTROL
COMMISSION TO ALLOW CERTAIN SALES DURING THE CORONAVIRUS
EMERGENCY.

The General Assembly of North Carolina enacts:

SECTION 1. Notwithstanding G.S. 18B-1001(10), G.S. 18B-1001.4, and any other provision of law to the contrary, the Chairman of the ABC Commission shall allow permittees with a permit issued under G.S. 18B-1001(10) to engage in retail sales for consumption off the premises, including delivery by the permittee or the permittee's employee or independent contractor. The Chairman shall also allow permittees with a permit issued under G.S. 18B-1001.4, or the permittee's employee or independent contractor, to deliver products prepared by a permittee with a permit issued under G.S. 18B-1001(10). The Chairman shall prescribe the terms and conditions under which sales and deliveries are allowed under this section, including that products sold or delivered under this section meet all of the following requirements:

- (1) Packaged in a container with a secure lid or cap and in a manner designed to prevent consumption without removal of the lid or cap.
- (2) Sold only with food.
- (3) Limited to two servings per meal or food item ordered.

SECTION 2. There is appropriated from the General Fund to the ABC Commission the sum of fifty thousand dollars (\$50,000) in nonrecurring funds for the 2019-2020 fiscal year to be used to cover costs incurred by the Commission in implementing the provisions of this act.

SECTION 3. This act is effective when it becomes law. Section 1 of this act expires on the date that Executive Order No. 116, Declaration of a State of Emergency to Coordinate Response and Protective Actions to Prevent the Spread of COVID-19, expires or is rescinded.

