



SENATE BILL 604: Homemade Alcoholic Beverage Tasting Permit.

2017-2018 General Assembly

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| Committee: Senate Rules and Operations of the Senate | Date: June 26, 2017 |
| Introduced by: Sen. Sanderson | Prepared by: Amy Darden |
| Analysis of: Second Edition | Staff Attorney |

OVERVIEW: *Senate Bill 604 would create a new homemade alcoholic beverage competition and tasting ABC permit and would modify several existing permits to add homemade alcoholic beverages to the types of alcoholic beverages that may be served.*

CURRENT LAW: The ABC Commission issues many types of event and venue permits that involve alcoholic beverages. G.S. §18B-1001 sets out the various types of ABC permits. Each permit has its own set of specific requirements. G.S. §18B-902 provides the requirements and procedure for an ABC permit application and the specific fee for each type of permit.

BILL ANALYSIS:

Section 1: would create a fee of \$50 for a *homemade alcoholic beverage competition and tasting permit*.

Section 2: would do the following:

- Modify the *on-premises malt beverage permit* by allowing the holder to host, on a private part of their premises, homebrew club meetings or events serving homemade malt beverages.
- Modify the *Special occasion permit* to include donated homemade malt beverages, meads, wines, and fermented fruit juices that can be served to guests.
- Modify the *limited special occasion permit* to include donated homemade malt beverages, meads, wines, and fermented fruit juices that can be served to guests. This permit would also broaden the activities covered to now include those under the newly created *homemade alcoholic beverage competition and tasting permit*.
- Create the *homemade alcoholic beverage competition and tasting permit* which would allow the holder to host an organized affair, exhibition, or competition, where homemade alcoholic beverages may be served if all of the following conditions are met:
 - Any person pouring must be at least 21 and must check identification of patrons being served.
 - The consumer is not charged for any homemade alcoholic beverages served.
 - The consumer may pay an admission fee, but proceeds may not be used to cover the costs of the homemade alcoholic beverages.
 - Homemade alcoholic beverages cannot be consumed by or offered to anyone under the legal age of consumption.
- Make any holder of the *homemade alcoholic beverage competition and tasting permit* solely liable for any violations.

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- Require the ABC Commission to adopt rules to assure tastings under this new permit are not subterfuge for unlawful sale or distribution of alcoholic beverages.

Section 3: would allow the ABC Commission to adopt temporary rules to implement the provisions of this bill.

EFFECTIVE DATE: This act becomes effective August 1, 2017.