

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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HOUSE BILL 94*

Short Title: Local Officers-Insp. ABC Premises.

(Public)

Sponsors: Representatives Hurley; Diamont, Morgan, Privette, and Warner.

Referred to: Judiciary I.

February 19, 1991

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE INSPECTIONS OF ABC LICENSED PREMISES BY LOCAL LAW ENFORCEMENT OFFICERS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 18B-502(a) reads as rewritten:

"(a) Authority. - To procure evidence of violations of the ABC law, alcohol law-enforcement agents, employees of the Commission, local ABC officers, and officers of local law-enforcement agencies ~~that have contracted to provide ABC enforcement under G.S. 18B-501(f) shall have authority~~ may, within their territorial jurisdiction, to investigate the operation of each licensed premises for which an ABC permit has been issued during the hours of operation with the investigation limited to view of the licensed premises. If the investigation is conducted by officers of a local law-enforcement agency that has not contracted to provide ABC enforcement under G.S. 18B-501(f), it shall not include an examination of the books and records of the permittee and it shall not include the premises of a private club, as defined in G.S. 18B-1000(5). Alcohol law-enforcement agents, employees of the Commission, local ABC officers, and officers of local law-enforcement agencies that have contracted to provide ABC enforcement under G.S. 18B-501(f) may inspect the entire premises and examine the books and records of the permittee, to make inspections that include viewing the entire premises, and to examine the books and records of the permittee. The inspection authorized by this section may be made at any time it reasonably appears that someone is on the premises."

Sec. 2. This act is effective upon ratification.