

GENERAL ASSEMBLY OF NORTH CAROLINA
1993 SESSION

CHAPTER 702
SENATE BILL 1623

AN ACT TO CHANGE THE AUDITS OF ABC PROFITS OF THE HAMLET
BOARD OF ALCOHOLIC CONTROL FROM QUARTERLY TO ANNUALLY.

The General Assembly of North Carolina enacts:

Section 1. Section 6 of Chapter 982 of the Session Laws of 1963, as reenacted and amended by Chapter 612 of the Session Laws of 1971, reads as rewritten:

"Sec. 6. The profits from the stores operated under this Act shall be allocated, as determined by ~~quarterly~~ annual audits, and used as herein provided:

(a) The Hamlet Board of Alcoholic Control shall allocate from the gross profits as follows:

Two per cent (2%) of the gross profits shall be paid to the Sheriff of Richmond County to be used only as additional compensation for the Deputy Sheriffs of Richmond County.

Four per cent (4%) of the gross profits shall be paid to the governing body of the Town of Hamlet to be used for the employment and compensation of policemen in the Town of Hamlet.

(b) The Hamlet Board of Alcoholic Control shall allocate from the net profits as follows:

Thirty per cent (30%) of the net profits shall be paid to the Hamlet City School Board. The City School Board shall apply three per cent (3%) of the funds allocated to it for the use and benefit of the Monroe Avenue School Band, and three per cent (3%) for the use and benefit of the Hamlet Avenue School Band.

Forty percent (40%) of the net profits shall be paid to the governing body of the Town of Hamlet to be appropriated for any proper governmental purpose. Provided, that the governing body shall apply twenty per cent (20%) of the funds so allocated to the use and benefit of the Hamlet Recreational Commission.

Eleven per cent (11%) of the net profits shall be paid to the Richmond County Board of Education to be used for all proper school purposes, and two per cent (2%) of this money to be used for Rohanen Band and two per per cent (2%) for other county schools for recreation or other needed programs, such as bands, library needs, etc.

Four per cent (4%) shall be paid to the trustees of the Hamlet Library to be used for library purposes.

Fifteen percent (15%) of the net profits shall be paid the general fund of Richmond County to be used for the Community College to be established in the county. In the event the Community College is not established within four (4) years from the date this

Bill is ratified, then the funds herein allocated shall be paid into the general fund of the Town of Hamlet.

The governing body of the Town of Hamlet is hereby authorized to call a special election, upon its own motion, and shall call a special election upon receipt of a petition signed by fifteen percent (15%) of the registered voters of the town, to determine whether the net profits earned by the Town of Hamlet Board of Alcoholic Control shall be allocated for any legal purpose and in such amounts and purposes other than as set forth in ~~Section 6 of Chapter 982 Session Laws of 1963~~ this section. The petition shall set forth the specific changes to be voted upon at the election.

Such election upon the motion of the governing body may be called at any time as fixed by the governing body of the town and shall be called within 60 days of receipt of a proper petition. If the special election is called, the governing body shall give 30 days' public notice of the election by publication in a newspaper having general circulation in the town. The notice shall set forth the exact changes to be made in the distribution of the ABC funds and information pertaining to registration, polling places and time of election.

The ballots shall contain the issue or issues to be voted upon and shall be so arranged as to give the voters the opportunity to vote 'FOR' or 'AGAINST' the issue or issues contained thereon.

If a majority of those voting vote 'For' the proposed change, then ~~Section 6 of Chapter 982 of Session Laws of 1963~~ this section shall be so amended upon the certification of the results of the election.

Except as provided herein, the special election shall be held in accordance with the laws and regulations governing regular municipal elections in the Town of Hamlet to the extent practicable. No election shall be held under this section within two years of the last election held hereunder."

Sec. 2. This act is effective upon ratification.

In the General Assembly read three times and ratified this the 7th day of July, 1994.

Dennis A. Wicker
President of the Senate

Daniel Blue, Jr.
Speaker of the House of Representatives