

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2003

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SENATE BILL 1399

Short Title: Grape Council Funds and Wine Definitions.

(Public)

Sponsors: Senator Rand.

Referred to: Commerce.

May 28, 2004

A BILL TO BE ENTITLED

AN ACT TO RECAPTURE THE GRAPE COUNCIL FUNDS FROM FISCAL YEAR
2002-2003 AND TO REDEFINE FORTIFIED WINE AND UNFORTIFIED WINE.

The General Assembly of North Carolina enacts:

SECTION 1. S.L. 2003-284 is amended by adding a new section following
Section 10A.2, as enacted in Section 90 of this act, to read:

**"DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES GRAPE
GROWERS FUNDS DO NOT REVERT**

SECTION 10A.3.(a) Pursuant to G.S. 105-113.81A, funds credited to the
Department of Agriculture and Consumer Services for the North Carolina Grape
Growers Council for the 2002-2003 fiscal year shall not revert to the General Fund but
shall remain available to the Council.

SECTION 10A.3.(b) This section becomes effective June 30, 2004."

SECTION 2. G.S. 18B-101(7) reads as rewritten:

"§ 18B-101. Definitions.

As used in this Chapter, unless the context requires otherwise:

...

(7) "Fortified wine" means ~~any wine made by fermentation from grapes,
fruits, berries, rice, or honey, to which nothing has been added other
than pure brandy made from the same type of grape, fruit, berry, rice,
or honey that is contained in the base wine, and which has an alcoholic
content of not any beverage, of more than fourteen percent (14%) and
no more than twenty-four percent (24%) alcohol by volume.~~ made from the fermentation of fruits, berries, or grapes, or by the
addition of pure brandy made from grapes; cane, beet, or dextrose
sugar, and produced in accordance with the regulations of the United
States."

SECTION 3. G.S. 18B-101(15) reads as rewritten:

"§ 18B-101. Definitions.

As used in this Chapter, unless the context requires otherwise:

...

(15) "Unfortified wine" means ~~wine that has an alcoholic content produced only by natural~~ any beverage of fourteen percent (14%) or less alcohol by volume made from the fermentation or by the addition of pure of fruits, berries, or grapes, or by the addition of pure brandy made from grapes; or cane, beet, or dextrose sugar. sugar, and produced in accordance with the regulations of the United States."

SECTION 4. G.S. 105-113.68(a)(5) reads as rewritten:

"(a) Definitions. – As used in this Article, unless the context clearly requires otherwise:

...

(5) "Fortified wine" means ~~a wine made by fermentation from grapes, fruits, berries, rice, or honey, to which nothing has been added other than pure brandy made from the same type of grape, fruit, berry, rice, or honey that is contained in the base wine, and which has an alcoholic content of not any~~ beverage, of more than fourteen percent (14%) and no more than twenty-four percent (24%) alcohol by volume. volume, made from the fermentation of fruits, berries, or grapes, or by the addition of pure brandy made from grapes; cane, beet, or dextrose sugar, and produced in accordance with the regulations of the United States."

SECTION 5. G.S. 105-113(a)(12) reads as rewritten:

"(a) Definitions. – As used in this Article, unless the context clearly requires otherwise:

...

(12) "Unfortified wine" means ~~wine that has an alcoholic content produced only by natural~~ any beverage of fourteen percent (14%) or less alcohol by volume made from the fermentation or by the addition of pure of fruits, berries, or grapes, or by the addition of pure brandy made from grapes; or cane, beet, or dextrose sugar. sugar, and produced in accordance with the regulations of the United States."

SECTION 6. This act becomes effective October 1, 2004.