

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

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SENATE BILL 68
Commerce Committee Substitute Adopted 4/29/09

Short Title: No ABC Establishments W/I 1,000 Ft. of Sch. (Local)

Sponsors:

Referred to:

February 5, 2009

1 A BILL TO BE ENTITLED
2 AN ACT TO PROHIBIT THE LOCATION OF A NEW ABC LICENSED
3 ESTABLISHMENT WITHIN ONE THOUSAND FEET OF A CHURCH, PUBLIC
4 SCHOOL, OR A NONPUBLIC SCHOOL, AS DEFINED IN PART 1 OR PART 2 OF
5 ARTICLE 39 OF CHAPTER 115C OF THE GENERAL STATUTES.

6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** G.S. 18B-801(b) reads as rewritten:

8 "(b) Location of Stores. – A local board may choose the location of the ABC stores
9 within its jurisdiction, subject to the approval of the Commission. In making its decision on a
10 location, the Commission may consider:

- 11 (1) Whether the health, safety, or general welfare of the community will be
12 adversely ~~affected; and~~ affected;
13 (2) Whether the citizens of the community or city in which the proposed store is
14 to be located voted for or against ABC stores in the last election on the
15 ~~question-question; and~~
16 (3) Whether the proposed ABC store is located within 1,000 feet of a church,
17 public school, or any nonpublic school under Part 1 or Part 2 of Article 39 of
18 Chapter 115C of the General Statutes."

19 **SECTION 2.** This act applies only to Guilford County.

20 **SECTION 3.** This act becomes effective December 1, 2009, and applies to ABC
21 permits issued in Guilford County on or after that date.

