



# HOUSE BILL 389: ABC/Univ Athletic Facility.

2019-2020 General Assembly

<b>Committee:</b>	House Alcoholic Beverage Control. If favorable, re-refer to Finance. If favorable, re-refer to Rules, Calendar, and Operations of the House	<b>Date:</b>	April 2, 2019
<b>Introduced by:</b>	Reps. Bell, Boles, Goodman, Lewis	<b>Prepared by:</b>	Susan Sitze Staff Attorney
<b>Analysis of:</b>	PCS to First Edition H389-CSSAf-13		

**OVERVIEW:** *The Proposed Committee Substitute (PCS) for House Bill 389 would authorize public colleges and universities to allow alcohol sales at stadiums, athletic facilities, and arenas located on school property.*

[As introduced, this bill was identical to S296, as introduced by Sens. Gunn, Rabon, Britt, which is currently in Senate Education/Higher Education.]

**CURRENT LAW:** G.S. 18B-1006(a) prohibits the issuance of permits for the sale of alcoholic beverages to businesses on the campus or property of a public school, college or university, unless a specific exception applies.

**BILL ANALYSIS:**

The PCS for House Bill 389 would create a new exception to authorize the issuance of permits for the sale of alcoholic beverages at stadiums, athletic facilities, or arenas on the campus or property of a public college or university if (i) the Board of Trustees has voted to allow the issuance of permits at that particular stadium, athletic facility, or arena, and (ii) the Board has notified the Alcoholic Beverage Control Commission of that vote. This exception would not apply to community colleges.

If the Board of Trustees has authorized the issuance of permits, permits for the sale and serving of alcohol could be issued to applicants that meet the requirements for the requested permit. However, if a mixed beverage permit is issued, sales of mixed beverages would not be allowed when the stadium, athletic facility, or arena is being used for a sports event sponsored by the public college or university. Sales that are already allowed under the current statutory exceptions would not be affected by the provisions of this exception.

For the purpose of issuing permits pursuant to this exception, the premises of a stadium, athletic facility, or arena could include any area within 500 feet of the facility, designated by the facility in a written description or map that clearly defines the boundary of the area, and that can be designated in a way to ensure compliance with the alcohol laws. The written description or map of the area must be included in the permit application.

**EFFECTIVE DATE:** This act would be effective when it becomes law.

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Director



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Legislative Analysis  
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