



**NOTICE OF TEXT**  
**[Authority G.S. 150B-21.2(c)]**

**OAH USE ONLY**

**VOLUME:**

**ISSUE:**

**CHECK APPROPRIATE BOX:**

- Notice with a scheduled hearing
- Notice without a scheduled hearing
- Republication of text. Complete the following cite for the volume and issue of previous publication, as well as blocks 1 - 4 and 7 - 13. If a hearing is scheduled, complete block 5.  
Previous publication of text was published in Volume:            Issue:

**1. Rule-Making Agency:** Alcoholic Beverage Control Commission

**2. Link to agency website pursuant to G.S. 150B-19.1(c):** <https://abc.nc.gov/>

**3. Proposed Action -- Check the appropriate box(es) and list rule citation(s) beside proposed action:**

- ADOPTION:** 14B NCAC 15B .0114
  
- READOPTION with substantive changes:**
  
- READOPTION without substantive changes:**
  
- AMENDMENT:**
  
- REPEAL:**

**4. Proposed effective date:** May 1, 2019

**5. Is a public hearing planned?**  Yes     No

**If yes: Public Hearing date:** February 13, 2019

**Public Hearing time:** 10:00 a.m.

**Public Hearing Location:** ABC Commission Hearing Room, 400 East Tryon Road, Raleigh, NC 27610

**6. If no public hearing is scheduled, provide instructions on how to demand a public hearing:**

**7. Explain Reason For Proposed Rule(s):** To adopt a permanent rule defining when a nonprofit organization may be reissued a limited special occasion permit or a special one-time permit when requested by the same person for the same location as a previous permit issued within 18 months, as permitted by G.S. 18B-903A. The rule also defines how often a permit may be issued under this rule. This rule is authorized by G.S. 18B-903A.

**8. Procedure for Subjecting a Proposed Rule to Legislative Review:** If an objection is not resolved prior to the adoption of the rule, a person may also submit written objections to the Rules Review Commission. If the Rules Review Commission receives written and signed objections in accordance with G.S. 150B-21.3(b2) from 10 or more persons clearly requesting review by the legislature and the Rules Review Commission approves the rule, the rule will become effective as provided in G.S. 150B-21.3(b1). The Commission will receive written objections until 5:00 p.m. on the day following the day the Commission approves the rule. The Commission will receive those objections by mail, delivery service, hand delivery, or facsimile transmission. If you have any further questions concerning the submission of objections to the Commission, please call a Commission staff attorney at 919-431-3000.

Rule(s) is automatically subject to legislative review. Cite statutory reference:

**9. The person to whom written comments may be submitted on the proposed rule(s):**

Name: Walker Reagan  
Address: 400 East Tryon Road  
Raleigh, NC 27610

Phone (optional): 919-779-8367  
Fax (optional): 919-661-6165  
E-Mail (optional): walker.reagan@abc.nc.gov

**10. Comment Period Ends: February 15, 2019**

**11. Fiscal impact (check all that apply).**

If this form contains rules that have different fiscal impacts, list the rule citations beside the appropriate impact.

- State funds affected
- Environmental permitting of DOT affected  
Analysis submitted to Board of Transportation
- Local funds affected
- Substantial economic impact ( $\geq$ \$1,000,000)
- Approved by OSBM
- No fiscal note required by G.S. 150B-21.4
- No fiscal note required by G.S. 150B-21.3A(d)(2)

**12. Rule-making Coordinator:** Walker Reagan

Address: 400 East Tryon Road, Raleigh, NC 27610

Phone: 919-779-8367  
E-Mail: walker.reagan@abc.nc.gov

Agency contact, if any:

Phone:  
E-mail:

**13. The Agency formally proposed the text of this rule(s) on**  
Date: November 14, 2018

**14. Signature of Agency Head\* or Rule-making Coordinator:**



\*If this function has been delegated (reassigned) pursuant to G.S. 143B-10(a), submit a copy of the delegation with this form.

Typed Name: Walker Reagan

Title: Rule-making Coordinator

1 14B NCAC 15B .0114 is proposed for adoption as follows:  
2

3 **14B NCAC 15B .0114 ISSUANCE OF SUBSEQUENT NONPROFIT LIMITED SPECIAL OCCASION**  
4 **PERMIT AND SPECIAL ONE-TIME PERMIT**

5 (a) A nonprofit organization, issued a limited special occasion permit pursuant to G.S. 18B-1001(9) or a special one-  
6 time permit pursuant to G.S. 18B-1002(a)(2) or (a)(5), may apply for the issuance of a subsequent similar permit in  
7 accordance with G.S. 18B-903A within 18 months of the date of issuance of the initial permit.

8 (b) A permit may be issued pursuant to this Rule no more frequently than once a month within 18 months of the  
9 issuance date of the initial permit.

10 (c) After 18 months of the date of the issuance of the initial permit, a person seeking a limited special occasion permit  
11 or a special one-time permit shall submit an application for a new initial permit.

12 (d) As used in this Rule, "initial permit" means the first limited special occasion permit or special one-time permit  
13 issued to the same individual for the same location on behalf of a nonprofit organization pursuant to G.S. 18B-903  
14 within the previous 18 months. The term does not include a limited special occasion permit or a special one-time  
15 permit subsequently issued pursuant to G.S. 18B-903A based on a limited special occasion permit or a special one-  
16 time permit previously issued.

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18 *History Note: Authority G.S. 18B-100; 18B-207; 18B-903A;*  
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