

1 14B NCAC 15C .1303 is amended with changes as published in 34:19 NCAC 1773 as follows:

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3 **14B NCAC 15C .1303 TASTINGS HELD FOR CONSUMERS**

4 (a) ~~Tasting Area Designation. Tastings permitted pursuant to a spirituous liquor special event permit shall only be~~
5 ~~conducted within a designated tasting area, delineated by vertical markings no less than 24 inches in height that the~~
6 ~~consumer would recognize as indicating the boundaries that physically separate the tasting area from the remainder~~
7 ~~of the special event. Consumers shall not be permitted to take tasting samples outside the designated tasting area. The~~
8 ~~permittee shall ensure that designated tasting area signs are displayed at the permittee's tastings serving tables and at~~
9 ~~the entrances and exits to the designated tasting area, with lettering of at least two inches in height, informing~~
10 ~~consumers that they must be 21 years of age to participate in the tastings and that no tasting samples are allowed to be~~
11 ~~taken out of the designated tasting area. A designated tasting area may include one or more permittees. A special event~~
12 ~~may have multiple designated tasting areas. If a tasting is conducted pursuant to this Section at an event where the~~
13 ~~event sponsor holds an ABC permit for that event, the area for conducting the tasting shall be limited to the area of~~
14 ~~the event covered by the ABC permit. If the tasting is conducted pursuant to this Section at an event where the event~~
15 ~~sponsor does not hold an ABC permit, the area for conducting the tasting shall be limited to the area allocated or~~
16 ~~assigned by the event sponsor for the exclusive use of the permittee conducting the tasting.~~

17 (b) Each permittee conducting a tasting may give each consumer tasting samples up to the limits set forth in ~~G.S.~~
18 ~~18B-1114.7(b)(3); G.S. 18B-1114.7(b)(3) or (c)(4), as applicable.~~

19 (c) ~~Training. Any A spirituous liquor special event permittee shall ensure that any employee or agent of at the permittee~~
20 ~~who will be conducting or supervising any tasting conducted pursuant to a spirituous liquor special event permit shall~~
21 ~~be given training, including: has completed training that includes:~~

- 22 (1) identification of potential underage consumers;
- 23 (2) recognition of fictitious identification;
- 24 (3) identification of consumers who are visibly intoxicated;
- 25 (4) service of correct sample sizes; and
- 26 (5) methods to ensure compliance with G.S. 18B-1114.7 in accordance with Rule .1304 of this Section.

27 (d) ~~Consumption prohibited.~~The permittee, the permittee's agent, or the permittee's employee shall not be in the
28 ~~designated tasting area for conducting the tasting~~ after consuming alcoholic beverages except under the following
29 conditions:

- 30 (1) the permittee, agent, or employee is off duty for the remainder of that day or night during which the
31 individual consumes any alcoholic beverage;
- 32 (2) the permittee, agent, or employee is out of uniform when uniforms are required to be worn while
33 performing any on duty services; and
- 34 (3) the permittee, agent, or employee shall not perform any ~~on-duty services of any nature related to the~~
35 business of the permit while or after consuming alcoholic beverages.

36 (e) ~~Limitations.~~Spirituous ~~liquors~~liquor provided ~~as for~~ tastings pursuant to a spirituous liquor special event permit
37 shall not be mixed with any other alcoholic or non-alcoholic beverage. No non-alcoholic beverages, other than

1 unflavored water, shall be made available or accessible to the consumer by the permittee in the ~~designated tasting~~
2 ~~area-area~~ for conducting the tasting.

3 ~~(f) Source of spirituous liquor. All spirituous liquor used for tasting samples given in accordance with this Rule shall~~
4 ~~be purchased by the permittee from an ABC store.~~

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6 *History Note: Authority G.S. 18B-100; 18B-207; 18B-1114.7;*

7 *Eff. April 1, 2019;*

8 *Amended Eff. October 1, 2020.*

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