

**NORTH CAROLINA ALCOHOLIC BEVERAGE CONTROL COMMISSION
SPECIAL COMMISSION MEETING MINUTES
SEPTEMBER 24, 2015**

The following narrative and summary describes the North Carolina Alcoholic Beverage Control Commission's Special Commission Meeting held at 400 East Tryon Road, Raleigh, North Carolina on September 24, 2015, beginning at 10:00 AM. The meeting was recorded and the disk is on file at the NC ABC Commission in the Legal Division.

ROLL CALL

Chairman James C. Gardner was present. Commissioner Kevin M. Green participated via teleconference. Chairman Gardner called the meeting to order.

CONFLICTS OF INTEREST

As required by N.C.G.S. § 138A-35, Chairman Gardner asked if there were any conflicts of interest or any conditions or facts which might create the appearance of a conflict of interest with respect to any matters on the agenda. Commissioner Green stated he found no conflicts of interest. Chairman Gardner found no conflicts of interest.

PROPOSED TEMPORARY RULES: 04 NCAC 02R .2100 DISTILLERY PERMIT HOLDERS' SALE OF SPIRITUOUS LIQUOR DISTILLED ON PREMISE TO VISITORS OF THE DISTILLERY FOR CONSUMPTION OFF THE PREMISES; 04 NCAC 02R .2101 PRIOR APPROVAL FROM ABC COMMISSION; AND 04 NCAC 02R .2101 PRIOR APPROVAL FROM ABC COMMISSION

Chief Counsel K. Renee Cowick stated a public hearing was held on September 16, 2015. Attendees included representatives of several NC distilleries, two attorneys and NC ABC Commission staff members. Ms. Cowick stated mostly procedural questions were asked and there were no objections. Ms. Cowick also stated that during the public hearing a question was raised regarding the record keeping. Ms. Cowick clarified the records must be an electronic record as required by G.S. 18B-1105(a)(4) and a paper ledger format would not be adequate. Ms. Cowick asked for the approval of the rules so they may then be filed with the Office of Administrative Hearings as required before October 1, 2015.

Commissioner Green made a motion to adopt the rules. Chairman Gardner seconded the motion. Motion Passed.

With no further business, the meeting adjourned.

James C. Gardner, Chairman
NC Alcoholic Beverage Control Commission

Respectfully submitted by

Caroline Washburn, for the Legal Division