

G.S. 150B-21.3A Report for 14B NCAC 15A, ORGANIZATIONAL RULES: POLICIES AND PROCEDURES

Agency - Alcoholic Beverage Control Commission

Comment Period - July 19, 2024 to September 17, 2024

Date Submitted to APO - Filled in by RRC staff

Subchapter	Rule Section	Rule Citation	Rule Name	Date and Last Agency Action on the Rule	Agency Determination [150B-21.3A(c)(1)a]	Required to Implement or Conform to Federal Regulation [150B-21.3A(d1)]	Federal Regulation Citation
SUBCHAPTER 15A - ORGANIZATIONAL RULES: POLICIES AND PROCEDURES	SECTION .0100 - GENERAL PROVISIONS	14B NCAC 15A .0101	PURPOSE	Amended Eff. September 1, 2019	Necessary	No	
		14B NCAC 15A .0102	LOCATION, ADDRESSES AND BUSINESS HOURS	Amended Eff. September 1, 2019	Necessary	No	
		14B NCAC 15A .0103	DEFINITIONS	Amended Eff. September 1, 2019	Necessary	No	
		14B NCAC 15A .0104	PAYMENT OF FEES AND FINES	Eff. July 1, 2018	Necessary	No	
	SECTION .0200 - STRUCTURE	14B NCAC 15A .0201	COMMISSION	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
		14B NCAC 15A .0202	COMMISSION MEETINGS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
		14B NCAC 15A .0203	ADMINISTRATIVE FUNCTIONS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
		14B NCAC 15A .0204	LEGAL FUNCTIONS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
	SECTION .0300 - PUBLICATIONS: RECORDS: COPIES	14B NCAC 15A .0301	DISTRIBUTION, INSPECTION AND COPIES OF ABC LAWS	Amended Eff. September 1, 2019	Necessary	No	
		14B NCAC 15A .0302	FEE FOR COMPUTER SERVICES	Amended Eff. September 1, 2019	Necessary	No	
	SECTION .0400 - RULE-MAKING	14B NCAC 15A .0401	PETITION FOR ADOPTION OF RULES	Amended Eff. September 1, 2019	Necessary	No	
		14B NCAC 15A .0402	ADMINISTRATIVE ACTION	Amended Eff. September 1, 2019	Necessary	No	
		14B NCAC 15A .0403	NOTICE OF RULE-MAKING HEARINGS; MAILING LIST	Amended Eff. September 1, 2019	Necessary	No	

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		14B NCAC 15A .0404	RULE-MAKING HEARING	Amended Eff. September 1, 2019	Necessary	No	
	SECTION .0500 – DECLARED EMERGENCY	14B NCAC 15A .0501	REVOCATION OR SUSPENSION OF PERMIT	Amended Eff. September 1, 2019	Necessary	No	
	SECTION .0600 - DECLARATORY RULINGS	14B NCAC 15A .0601	ISSUANCE: GROUNDS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
		14B NCAC 15A .0602	REQUEST FOR DECLARATORY RULING	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
		14B NCAC 15A .0603	GROUNDS FOR DENIAL OF RULING ON VALIDITY	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
		14B NCAC 15A .0605	WITHDRAWAL OF REQUEST FOR DECLARATORY RULING	Amended Eff. September 1, 2019	Necessary	No	
		14B NCAC 15A .0606	EFFECT OF DECLARATORY RULING	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
		14B NCAC 15A .0607	ALTERATION OF DECLARATORY RULING	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
		14B NCAC 15A .0608	JUDICIAL REVIEW OF DECLARATORY RULINGS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
	SECTION .0800 - ADJUDICATION: CONTESTED CASES	14B NCAC 15A .0801	NOTICE OF ALLEGED VIOLATION	Amended Eff. September 1, 2019	Necessary	No	
		14B NCAC 15A .0803	ARTICLE 12 HEARINGS; PETITION AND NOTICE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	

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		14B NCAC 15A .0804	ARTICLE 12 HEARINGS; EVIDENCE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
		14B NCAC 15A .0805	ARTICLE 12 HEARINGS; FINAL ADMINISTRATIVE DECISION: ORDER	Amended Eff. September 1, 2019	Necessary	No	
	SECTION .0900 - FISCAL RULES FOR LOCAL BOARDS	14B NCAC 15A .0901	BORROWING MONEY	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
		14B NCAC 15A .0902	MAINTENANCE OF WORKING CAPITAL	Amended Eff. December 1, 2019	Necessary	No	
		14B NCAC 15A .0903	DEPOSITS	Amended Eff. December 1, 2019	Necessary	No	
		14B NCAC 15A .0904	INVESTMENTS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
		14B NCAC 15A .0905	DAILY DEPOSITS	Amended Eff. December 1, 2019	Necessary	No	
		14B NCAC 15A .0907	ANNUAL INDEPENDENT FINANCIAL AUDIT	Amended Eff. December 1, 2019	Necessary	No	
	SECTION .1000 - LOCAL ABC BOARD: PERSONNEL POLICIES	14B NCAC 15A .1001	USE OF ABC PROPERTY	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
		14B NCAC 15A .1002	CONSUMPTION OF ALCOHOLIC BEVERAGES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
		14B NCAC 15A .1003	EMPLOYMENT AGE REQUIREMENT	Amended Eff. December 1, 2019	Necessary	No	
		14B NCAC 15A .1004	WAREHOUSE: PRESENCE OF UNAUTHORIZED PERSON PROHIBITED	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
		14B NCAC 15A .1006	PERSONNEL MANUAL	Amended Eff. December 1, 2019	Necessary	No	

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	SECTION .1100 - LOCAL ABC BOARDS: RELATIONSHIP WITH STATE COMMISSION	14B NCAC 15A .1101	COMMON INTEREST	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
		14B NCAC 15A .1102	LOCAL RULES	Amended Eff. December 1, 2019	Necessary	No	
		14B NCAC 15A .1103	COST OF AUDIT	Amended Eff. December 1, 2019	Necessary	No	
	SECTION .1200 - OPENING AND DISCONTINUANCE OF STORES	14B NCAC 15A .1201	COMMISSION PROHIBITED FROM ENTERTAINING COMPLAINT	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
		14B NCAC 15A .1202	COMMISSION TO CONSIDER OBJECTIONS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
		14B NCAC 15A .1203	APPROVAL OF NEW STORES	Amended Eff. December 1, 2019	Necessary	No	
	SECTION .1300 - STORAGE AND DISTRIBUTION OF SPIRITUOUS LIQUORS: COMMERCIAL TRANSPORTATION	14B NCAC 15A .1301	STORAGE: DELIVERIES: SECURITY	Amended Eff. December 1, 2019	Necessary	No	
		14B NCAC 15A .1302	COMMERCIAL TRANSPORTATION: PERMIT AND BOND REQUIRED	Amended Eff. December 1, 2019	Necessary	No	
		14B NCAC 15A .1303	TRANSPORTATION FROM STATE ABC WAREHOUSE	Amended Eff. January 1, 2018	Necessary	No	
		14B NCAC 15A .1304	DIRECT SHIPMENTS	Amended Eff. February 1, 2021	Necessary	No	
		14B NCAC 15A .1305	TRANSPORTATION BETWEEN ABC BOARDS	Eff. February 1, 2021	Necessary	No	

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	SECTION .1400 - PURCHASE OF ALCOHOLIC BEVERAGES BY LOCAL BOARDS	14B NCAC 15A .1402	PERMIT REQUIRED TO SELL ALCOHOLIC BEVERAGES	Amended Eff. January 1, 2018	Necessary	No	
		14B NCAC 15A .1403	SPECIAL ORDERS	Amended Eff. February 1, 2021	Necessary	No	
		14B NCAC 15A .1404	COMMEMORATIVE BOTTLES	Amended Eff. December 1, 2019	Necessary	No	
		14B NCAC 15A .1405	RECORDS REQUIRED	Amended Eff. March 1, 2021	Necessary	No	
		14B NCAC 15A .1406	PAYMENT	Amended Eff. January 1, 2020	Necessary	No	
		14B NCAC 15A .1407	ANTIQUÉ SPIRITUOUS LIQUOR SPECIAL ORDERS	Eff. February 1, 2021	Necessary	No	
	SECTION .1500 - PRICING OF SPIRITUOUS LIQUOR	14B NCAC 15A .1501	PRICE INCREASES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
		14B NCAC 15A .1502	MARKUP FORMULA	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
		14B NCAC 15A .1503	SPECIAL PURCHASE ALLOWANCES; POST OFFS; PASS THROUGHs	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
	SECTION .1600 - WAREHOUSE STORAGE OF SPIRITUOUS LIQUORS	14B NCAC 15A .1601	PERMIT REQUIRED	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
		14B NCAC 15A .1602	INSPECTION UPON APPLICATION	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
		14B NCAC 15A .1603	REQUIREMENTS FOR STORAGE	Amended Eff. April 1, 2019	Necessary	No	

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		14B NCAC 15A .1604	PROHIBITED PRACTICES	Amended Eff. April 1, 2019	Necessary	No	
		14B NCAC 15A .1605	INSPECTION OF PREMISES AND RECORDS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
		14B NCAC 15A .1606	SUSPENSION OF PERMIT	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
	SECTION .1700 - RETAIL SALES OF ALCOHOLIC BEVERAGES	14B NCAC 15A .1701	REMOVAL OF BEVERAGES FROM ABC STORES	Amended Eff. April 1, 2019	Necessary	No	
		14B NCAC 15A .1702	SALE OF CERTAIN BEVERAGES BELOW RETAIL PRICE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
		14B NCAC 15A .1703	STORES: APPEARANCE AND STATE LIST	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
		14B NCAC 15A .1704	HOURS OF SALE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
		14B NCAC 15A .1705	CUSTOMER SERVICE	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
		14B NCAC 15A .1707	ALCOHOL REHABILITATION COLLECTIONS PERMITTED	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
		14B NCAC 15A .1708	SHELF MANAGEMENT	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	

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	SECTION .1800 - PURCHASE-TRANSPORTATION PERMITS FOR INDIVIDUALS AND MIXED BEVERAGES PERMITTEES	14B NCAC 15A .1801	PURCHASE-TRANSPORTATION PERMITS FOR WINE AND LIQUOR	Amended Eff. February 1, 2021	Unnecessary	No	
		14B NCAC 15A .1802	MIXED BEVERAGES PERMIT/INVOICE FORM	Amended Eff. March 1, 2021	Necessary	No	
		14B NCAC 15A .1803	CABINET PERMITTEES; PURCHASE-TRANSPORTATION PERMITS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
		14B NCAC 15A .1804	TAX STAMP PROCEDURES FOR GUEST ROOM CABINET PERMITTEES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
		14B NCAC 15A .1805	LOCAL RULES REQUIRED FOR GUEST ROOM CABINET SALES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
	SECTION .1900 - SALES OF LIQUOR TO MIXED BEVERAGES PERMITTEES	14B NCAC 15A .1901	MIXED BEVERAGES TAX STAMP	Amended Eff. April 1, 2019	Necessary	No	
		14B NCAC 15A .1903	DELIVERY OF MIXED BEVERAGES PERMITTEE ORDERS	Eff. March 1, 2021	Necessary	No	
		14B NCAC 15A .1904	TRANSPORT OF MIXED BEVERAGES PERMITTEE ORDERS	Eff. March 1, 2021	Necessary	No	
	SECTION .2000 – LOCAL BOARD TRAINING	14B NCAC 15A .2001	LOCAL BOARD MEMBERS AND EMPLOYEES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
		14B NCAC 15A .2002	LOCAL BOARD TRAINING COURSES	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	

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		14B NCAC 15A .2003	PARTICIPATION STANDARDS AND ATTENDANCE REQUIREMENTS	Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. August 22, 2015	Necessary	No	
	SECTION .2100 – DISTILLERY PERMIT HOLDERS' SALE OF SPIRITUOUS LIQUOR DISTILLED ON PREMISES TO VISITORS OF THE DISTILLERY FOR CONSUMPTION OFF THE PREMISES	14B NCAC 15A .2101	PRIOR APPROVAL FROM ABC COMMISSION	Eff. January 1, 2018	Necessary	No	
		14B NCAC 15A .2102	RETAIL SALES AT DISTILLERY'S PERMITTED PREMISES	Eff. January 1, 2018	Necessary	No	
		14B NCAC 15A .2104	DISTILLERY ISSUED PURCHASE-TRANSPORTATION PERMITS	Eff. February 1, 2021	Unnecessary	No	
	SECTION .2200 – SPECIAL ONE-TIME PERMITS	14B NCAC 15A .2201	DEFINITIONS	Eff. December 1, 2018	Necessary	No	
		14B NCAC 15A .2202	COLLECTOR TRANSPORT OR SALE PERMITS	Eff. December 1, 2018	Necessary	No	
		14B NCAC 15A .2203	PERMISSIBLE SALES UNDER COLLECTOR TRANSPORT OR SALE PERMIT	Eff. December 1, 2018	Necessary	No	
		14B NCAC 15A .2204	SPECIAL AUCTION PERMITS	Eff. December 1, 2018	Necessary	No	
		14B NCAC 15A .2205	CONDITIONS OF SALE UNDER SPECIAL AUCTION PERMITS	Eff. December 1, 2018	Necessary	No	
		14B NCAC 15A .2206	NONPROFIT SALES AT RAFFLE OR AUCTION	Eff. April 1, 2019	Necessary	No	

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	SECTION .2300 – HOMEMADE WINE AND MALT BEVERAGE EVENTS	14B NCAC 15A .2301	DEFINITIONS	Eff. January 1, 2019	Necessary	No	
		14B NCAC 15A .2302	COMPETITIONS	Eff. January 1, 2019	Necessary	No	
		14B NCAC 15A .2303	EXHIBITIONS	Eff. January 1, 2019	Necessary	No	
		14B NCAC 15A .2304	ORGANIZED AFFAIRS	Eff. January 1, 2019	Necessary	No	
		14B NCAC 15A .2305	HOME PRODUCT PRODUCTION EDUCATION MEETING	Eff. January 1, 2019	Necessary	No	
		14B NCAC 15A .2306	POSSESSION, CONSUMPTION, TRANSPORTATION, AND DISPOSITION OF HOMEMADE PRODUCT	Eff. January 1, 2019	Necessary	No	
		14B NCAC 15A .2307	ALLOWABLE FEES	Eff. January 1, 2019	Necessary	No	