

Editor's Note. — As to the effective date of this Chapter, see the Editor's Note following § 18B-100.
Session Laws 1981, c. 412, which repealed former Chapter 18A and enacted this Chapter in lieu thereof, provided in s. 8 that all local, public-local, and private acts in conflict with this section would be repealed except as provided in this section.

§ 18B-701. Powers of local ABC boards.

- A local board shall have authority to:
- (1) Buy, sell, transport, and possess alcoholic beverages as necessary for the operation of its ABC stores;
 - (2) Adopt rules for its ABC system, subject to the approval of the Commission;
 - (3) Hire and fire employees for the ABC system;
 - (4) Designate one employee as manager of the ABC system and determine his responsibilities;
 - (5) Require bonds of employees as provided in the rules of the Commission;
 - (6) Operate ABC stores as provided in Article 8;
 - (7) Issue purchase-transportation permits as provided in Article 4;
 - (8) Employ local ABC officers or make other provision for enforcement of ABC laws as provided in Article 5;
 - (9) Borrow money as provided in G.S. 18B-702;
 - (10) Buy and lease real and personal property, and receive property bequeathed or given, as necessary for the operation of the ABC system;
 - (11) Invest surplus funds as provided in G.S. 18B-702;
 - (12) Dispose of property in the same manner as a city council may under Article 12 of Chapter 160A of the General Statutes; and
 - (13) Perform any other activity authorized or required by the ABC law. (1937, c. 49, ss. 10, 12; cc. 411, 431; 1939, c. 98; 1957, cc. 1006, 1334; 1963, c. 1119, s. 2; 1967, c. 1178; 1969, cc. 118, 902; 1971, c. 872, s. 1; 1973, cc. 85, 185; c. 1000, ss. 1, 2; 1977, c. 618; 1979, c. 467, s. 20; c. 617; 1981, c. 412, s. 2.)

Local Modification. — Town of Chadbourn: 1989 (Reg. Sess., 1990), c. 895, s. 5.
Editor's Note. — Session Laws, 1981, c. 412, which repealed former Chapter 18A and enacted this Chapter in lieu thereof, provided in s. 7 that all local, public-local, and private acts in conflict with this section would be repealed.
Legal Periodicals. — For article, "A History of Liquor-by-the-Drink Legislation in North Carolina," see 1 Campbell L. Rev. 61 (1979).

CASE NOTES

ABC board has authority to construct buildings in which to carry out its duties. *Waters v. Biesecker*, 309 N.C. 165, 305 S.E.2d 539 (1983).
The ABC board is not required to construct buildings; it has authority to purchase or lease buildings for use as ABC stores. *Waters v. Biesecker*, 309 N.C. 165, 305 S.E.2d 539 (1983).
An alcoholic beverage control officer is a "public officer" within the meaning of § 14-223 and is entitled to the protection of that section. *State v. Taft*, 256 N.C. 441, 124 S.E.2d 169 (1962) (decided under similar provisions of former Chapter 18).