

Minutes

March 20, 2018

N. C. Board of Agriculture

Ray Allen

Ben Shelton

Doug Boyd

Bob Sutter

Jose Calderon

Jeffrey Turner

John William Carter, III

Scott Tyson

Anne Faircloth

Faylene Whitaker

Jim Lambeth

Steve Troxler, Chairman

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Call to Order

Roll Call

Reading of the Ethics Reminder

Marketing Division – Approval to Initiate Rule-making

1. 02 NCAC 43L .0337 Alcoholic Beverages

HB 74: Periodic Review and Expiration of Existing Rules – Initial Approval

1. 02 NCAC 46: Grain Dealers

Other Business

Minutes

March 20, 2018

N.C. Board of Agriculture

The March 20, 2018 Board of Agriculture meeting was held via conference call. The Commissioner called the meeting to order at 2:30 pm and called on Chrissy Waggett for a roll call. The following Board members participated in the call: Ray Allen, Billy Carter, Anne Faircloth, Jim Lambeth, Ben Shelton, Bob Sutter, Jeff Turner, Scott Tyson, and Faylene Whitaker.

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Commissioner Troxler began by reading the Ethics Reminder. He then called on Tina Hlabse to present the request to initiate rule-making for rule 02 NCAC 43L .0337. Ms. Hlabse explained that the Department is requesting to amend the rule, which applies to the Western NC Agricultural Center, to let the Fair manager allow reasonable, controlled access to alcohol sales and consumption at the year-round events held at the facilities. This language is identical to the rule for the State Fairgrounds and the State Fair. The change will allow the Center to be competitive for off-season events. Any alcohol sampling and consumption at the annual Mountain State Fair will be handled in a similar manner to that done at the State Fair in 2017 in which North Carolina wineries and craft breweries were showcased.

There was some discussion about other events, other than the annual fair, which would be up to the manager. Jim Lambeth also wanted to clarify that the event at the fair would be sampling-only.

Jeff Turner made the MOTION to initiate the rule-making process on 02 NCAC 43L .0337. The MOTION, was seconded by Bob Sutter. Jim Lambeth asked about the liability during events where alcohol is served. Ms. Hlabse explained that vendors are required to have all proper ABC permits and no NCDA staff would ever serve. After this discussion, the MOTION passed unanimously.

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Nick Lassiter was then called on to present the Periodic Review and Expiration of Existing Rules Report for 02 NCAC 46: Grain Dealers. Mr. Lassiter noted that these rules were a part of the Grain Dealers Law and are all actively used. They have been initially classified as "necessary without substantive public interest" and will go through a 60-day comment period. This rule was inadvertently left off of the March 1 Board agenda, but need to say on the same timeline.

Faylene Whitaker made the MOTION, which was seconded by Anne Faircloth, to approve the initial classifications for 02 NCAC 46. The MOTION passed by a unanimous vote.

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There being no further business to discuss, Bob Sutter made a MOTION to adjourn the meeting. The MOTION, seconded by Faylene Whitaker, passed unanimously. The meeting of the N.C. Board of Agriculture adjourned at 2:40 pm.

Recorded and Prepared by:

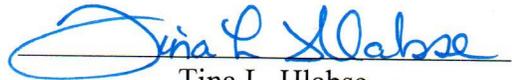
Christina L. Waggett

Adopted by the Board this 31<sup>st</sup> day  
of May 2018.



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Steven W. Troxler  
Commissioner of Agriculture  
Chairman



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Tina L. Hlabse  
Secretary