

CHAPTER 06 - ALCOHOL LAW ENFORCEMENT

SUBCHAPTER 06A - DEFINITIONS

SECTION .0100 – DEFINITIONS TO APPLY TO THIS CHAPTER

14B NCAC 06A .0101 DEFINITIONS TO APPLY TO THIS CHAPTER
14B NCAC 06A .0102 DEFINITIONS

History Note: Authority G.S. 18B-500; 143B-10;
 Eff. February 1, 1976;
 Amended Eff. August 1, 1988; January 1, 1984; August 1, 1980; February 1, 1980;
 Transferred from 14A NCAC 08A .0101 Eff. June 1, 2013 (14B NCAC 06A .0101);
 Transferred from 14A NCAC 08A .0102 Eff. June 1, 2013 (14B NCAC 06A .0102);
 Expired Eff. February 1, 2017 pursuant to G.S. 150B-21.3A.

SUBCHAPTER 06B - PERSONNEL REGULATIONS

SECTION .0100 - EMPLOYMENT REGULATIONS

14B NCAC 06B .0101 ALE MANUAL ADOPTION BY REFERENCE

History Note: Authority G.S. 18B-500; 143B-10; 150B-11; 150B-14;
 Eff. February 1, 1976;
 Amended Eff. January 1, 1984;
 Temporary Amendment (a) Eff. November 8, 1985, for a Period of 113 Days to Expire on March
 1, 1986;
 Amended Eff. May 1, 1988; May 1, 1987; February 1, 1986;
 Transferred from 14A NCAC 08B .0101 Eff. June 1, 2013;
 Expired Eff. February 1, 2017 pursuant to G.S. 150B-21.3A.

SUBCHAPTER 06C - ADMINISTRATION: INVESTIGATION: AND ENFORCEMENT

SECTION .0100 - GENERAL RESPONSIBILITIES

14B NCAC 06C .0101 ALE DIVISION STATUTORY RESPONSIBILITIES
14B NCAC 06C .0102 APPLICABILITY OF THIS SUBCHAPTER

History Note: Authority G.S. 18B-500; 143B-10;
 Eff. February 1, 1980;
 Amended Eff. January 1, 1984;
 Transferred from 14A NCAC 08H .0101 Eff. June 1, 2013 (14B NCAC 06C .0101);
 Transferred from 14A NCAC 08H .0102 Eff. June 1, 2013 (14B NCAC 06C .0102);
 Expired Eff. February 1, 2017 pursuant to G.S. 150B-21.3A.

SECTION .0200 - PERMIT: APPLICATIONS AND INVESTIGATIONS

- 14B NCAC 06C .0201 ISSUANCE OF PERMIT APPLICATION**
- 14B NCAC 06C .0202 RECEIPT OF COMPLETED APPLICATIONS FROM ABC COMMISSION**
- 14B NCAC 06C .0203 CONDUCT OF THE PERMIT INVESTIGATION: APPLICANTS**
- 14B NCAC 06C .0204 CONDUCT OF THE PERMIT INVESTIGATION: PREMISES**
- 14B NCAC 06C .0205 LOCAL OPINION FORMS**
- 14B NCAC 06C .0206 SUBMISSION/INVESTIGATIVE REPORT: ADDITIONAL INVESTIGATIONS**
- 14B NCAC 06C .0207 NOTIFICATION OF REJECTION: REVIEW OF INVESTIGATION**

History Note: Authority G.S. 18B-500; 143B-10;
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Amended Eff. August 1, 1988; January 1, 1984; April 1, 1980;
Transferred from 14A NCAC 08H .0201 Eff. June 1, 2013 (14B NCAC 06C .0201);
Transferred from 14A NCAC 08H .0202 Eff. June 1, 2013 (14B NCAC 06C .0202);
Transferred from 14A NCAC 08H .0203 Eff. June 1, 2013 (14B NCAC 06C .0203);
Transferred from 14A NCAC 08H .0204 Eff. June 1, 2013 (14B NCAC 06C .0204);
Transferred from 14A NCAC 08H .0205 Eff. June 1, 2013 (14B NCAC 06C .0205);
Transferred from 14A NCAC 08H .0206 Eff. June 1, 2013 (14B NCAC 06C .0206);
Transferred from 14A NCAC 08H .0207 Eff. June 1, 2013 (14B NCAC 06C .0207);
Expired Eff. February 1, 2017 pursuant to G.S. 150B-21.3A.

SECTION .0300 - OUTLET OBSERVATIONS AND INSPECTIONS

14B NCAC 06C .0301 PURPOSE
14B NCAC 06C .0302 FREQUENCY
14B NCAC 06C .0303 TYPES OF INSPECTIONS AND OBSERVATIONS

History Note: Authority G.S. 18B-500; 143B-10;
Eff. February 1, 1980;
Amended Eff. August 1, 1988; January 1, 1984; April 1, 1980;
Transferred from 14A NCAC 08H .0301 Eff. June 1, 2013 (14B NCAC 06C .0301);
Transferred from 14A NCAC 08H .0302 Eff. June 1, 2013 (14B NCAC 06C .0302);
Transferred from 14A NCAC 08H .0303 Eff. June 1, 2013 (14B NCAC 06C .0303);
Expired Eff. February 1, 2017 pursuant to G.S. 150B-21.3A.

SECTION .0400 - ENFORCEMENT ACTIONS

14B NCAC 06C .0401 POLICY
14B NCAC 06C .0402 ORAL WARNING
14B NCAC 06C .0403 WRITTEN WARNING
14B NCAC 06C .0404 VIOLATION REPORT
14B NCAC 06C .0405 CITATION AND ARREST

History Note: Authority G.S. 15A-302; 18B-500; 143B-10;
Eff. February 1, 1980;
Amended Eff. August 1, 1988; January 1, 1984; April 1, 1980;
Transferred from 14A NCAC 08H .0401 Eff. June 1, 2013 (14B NCAC 06C .0401);
Transferred from 14A NCAC 08H .0402 Eff. June 1, 2013 (14B NCAC 06C .0402);
Transferred from 14A NCAC 08H .0403 Eff. June 1, 2013 (14B NCAC 06C .0403);
Transferred from 14A NCAC 08H .0404 Eff. June 1, 2013 (14B NCAC 06C .0404);
Transferred from 14A NCAC 08H .0405 Eff. June 1, 2013 (14B NCAC 06C .0405);
Expired Eff. February 1, 2017 pursuant to G.S. 150B-21.3A.

SECTION .0500 - VIOLATION REPORT PROCESSING

14B NCAC 06C .0501 REVIEW BY DISTRICT SUPERVISOR
14B NCAC 06C .0502 REVIEW BY DIRECTOR: FORWARD TO REVIEW OFFICER
14B NCAC 06C .0503 NOTICE CONCERNING HEARING: REVIEW OF INVESTIGATION

History Note: Authority G.S. 18B-500; 143B-10;
Eff. February 1, 1980;
Amended Eff. August 1, 1988; January 1, 1984;
Transferred from 14A NCAC 08H .0501 Eff. June 1, 2013 (14B NCAC 06C .0501);
Transferred from 14A NCAC 08H .0502 Eff. June 1, 2013 (14B NCAC 06C .0502);
Transferred from 14A NCAC 08H .0504 Eff. June 1, 2013 (14B NCAC 06C .0503);

Expired Eff. February 1, 2017 pursuant to G.S. 150B-21.3A.

SECTION .0600 - ABC COMMISSION HEARINGS AND APPEALS

14B NCAC 06C .0601 SCHEDULING HEARINGS
14B NCAC 06C .0602 OFFICIAL NOTICE OF HEARING
14B NCAC 06C .0603 SERVICE OF SUBPOENAS
14B NCAC 06C .0604 APPEARANCE AT HEARINGS AND APPEALS
14B NCAC 06C .0605 NOTIFICATION OF FULL COMMISSION ACTION
14B NCAC 06C .0606 ADDITIONAL TESTIMONY: APPEALS

History Note: Authority G.S. 18B-500; 143B-10;
Eff. February 1, 1980;
Amended Eff. August 1, 1988; January 1, 1984;
Transferred from 14A NCAC 08H .0601 Eff. June 1, 2013 (14B NCAC 06C .0601);
Transferred from 14A NCAC 08H .0602 Eff. June 1, 2013 (14B NCAC 06C .0602);
Transferred from 14A NCAC 08H .0603 Eff. June 1, 2013 (14B NCAC 06C .0603);
Transferred from 14A NCAC 08H .0604 Eff. June 1, 2013 (14B NCAC 06C .0604);
Transferred from 14A NCAC 08H .0605 Eff. June 1, 2013 (14B NCAC 06C .0605);
Transferred from 14A NCAC 08H .0606 Eff. June 1, 2013 (14B NCAC 06C .0606);
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SECTION .0700 - ADMINISTRATIVE DUTIES

14B NCAC 06C .0701 DELIVERING PERMITS
14B NCAC 06C .0702 SURRENDER OF PERMITS
14B NCAC 06C .0703 SUBPOENAS AND COMMISSION ORDERS

History Note: Authority G.S. 18B-500; 143B-10;
Eff. February 1, 1980;
Amended Eff. August 1, 1988; January 1, 1984; April 1, 1980;
Transferred from 14A NCAC 08H .0701 Eff. June 1, 2013 (14B NCAC 06C .0701);
Transferred from 14A NCAC 08H .0702 Eff. June 1, 2013 (14B NCAC 06C .0702);
Transferred from 14A NCAC 08H .0703 Eff. June 1, 2013 (14B NCAC 06C .0703);
Expired Eff. February 1, 2017 pursuant to G. S. 150B-21.3A.

SECTION .0800 - COMMUNICATIONS WITH ABC STAFF

14B NCAC 06C .0801 COMMUNICATIONS WITH ABC
14B NCAC 06C .0802 REQUESTS FOR REPORTS
14B NCAC 06C .0803 ADVICE

History Note: Authority G.S. 18B-500; 143B-10;
Eff. February 1, 1980;
Amended Eff. August 1, 1988; January 1, 1984;
Transferred from 14A NCAC 08H .0801 Eff. June 1, 2013 (14B NCAC 06C .0801);
Transferred from 14A NCAC 08H .0802 Eff. June 1, 2013 (14B NCAC 06C .0802);
Transferred from 14A NCAC 08H .0803 Eff. June 1, 2013 (14B NCAC 06C .0803);
Expired Eff. February 1, 2017 pursuant to G. S. 150B-21.3A.

SECTION .0900 - RELATIONS WITH OTHER LAW ENFORCEMENT AGENCIES

14B NCAC 06C .0901 RELATIONS WITH OTHER AGENCIES
14B NCAC 06C .0902 CONTACTS WITH OTHER AGENCIES

History Note: Authority G.S. 18B-500; 143B-10;

Eff. February 1, 1980;
Amended Eff. August 1, 1988;
Transferred from 14A NCAC 08H .0901 Eff. June 1, 2013 (14B NCAC 06C .0901);
Transferred from 14A NCAC 08H .0902 Eff. June 1, 2013 (14B NCAC 06C .0902);
Expired Eff. February 1, 2017 pursuant to G. S. 150B-21.3A.

SECTION .1000 - DRUG ACTIVITIES

14B NCAC 06C .1001 DRUG VIOLATIONS
14B NCAC 06C .1002 ASSISTING OTHER AGENCIES
14B NCAC 06C .1003 APPROVAL

History Note: Authority G.S. 18B-500; 143B-10;
Eff. February 1, 1980;
Amended Eff. January 1, 1984; August 1, 1988;
Transferred from 14A NCAC 08H .1001 Eff. June 1, 2013 (14B NCAC 06C .1001);
Transferred from 14A NCAC 08H .1002 Eff. June 1, 2013 (14B NCAC 06C .1002);
Transferred from 14A NCAC 08H .1003 Eff. June 1, 2013 (14B NCAC 06C .1003);
Expired Eff. February 1, 2017 pursuant to G.S. 150B-21.3A.

SECTION .1100 - OTHER ENFORCEMENT ACTIONS

14B NCAC 06C .1101 ARREST POLICY
14B NCAC 06C .1102 CITATIONS
14B NCAC 06C .1103 BAIL BOND
14B NCAC 06C .1104 OPERATOR'S LICENSE TO REMAIN IN DRIVER'S POSSESSION

History Note: Authority G.S. 15A-501; 15A-541; 18B-500; 143B-10;
Eff. February 1, 1980;
Amended Eff. August 1, 1988; January 1, 1984;
Transferred from 14A NCAC 08H .1101 Eff. June 1, 2013 (14B NCAC 06C .1101);
Transferred from 14A NCAC 08H .1102 Eff. June 1, 2013 (14B NCAC 06C .1102);
Transferred from 14A NCAC 08H .1103 Eff. June 1, 2013 (14B NCAC 06C .1103);
Transferred from 14A NCAC 08H .1104 Eff. June 1, 2013 (14B NCAC 06C .1104);
Expired Eff. February 1, 2017 pursuant to G. S. 150B-21.3A.

SECTION .1200 - CIVIL DISTURBANCES

14B NCAC 06C .1201 REQUEST FOR ASSISTANCE
14B NCAC 06C .1202 COMMITMENT OF FORCES

History Note: Authority G.S. 18B-500; 143B-10;
Eff. February 1, 1980;
Amended Eff. August 1, 1988; January 1, 1984;
Transferred from 14A NCAC 08H .1201 Eff. June 1, 2013 (14B NCAC 06C .1201);
Transferred from 14A NCAC 08H .1202 Eff. June 1, 2013 (14B NCAC 06C .1202);
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SECTION .1300 - WRECKER SERVICE

14B NCAC 06C .1301 IMPARTIAL USE OF SERVICES
14B NCAC 06C .1302 ROTATION OF WRECKER REQUESTS

History Note: Authority G.S. 18B-500; 143B-10;
Eff. February 1, 1980;
Amended Eff. August 1, 1988;

*Transferred from 14A NCAC 08H .1301 Eff. June 1, 2013 (14B NCAC 06C .1301);
Transferred from 14A NCAC 08H .1302 Eff. June 1, 2013 (14B NCAC 06C .1302);
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SECTION .1400 - ALE ESCORTS AND RELAYS

14B NCAC 06C .1401 ESCORTING EMERGENCY VEHICLES
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*History Note: Authority G.S. 18B-500; 143B-10;
Eff. February 1, 1980;
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Transferred from 14A NCAC 08H .1402 Eff. June 1, 2013 (14B NCAC 06C .1402);
Transferred from 14A NCAC 08H .1403 Eff. June 1, 2013 (14B NCAC 06C .1403);
Transferred from 14A NCAC 08H .1404 Eff. June 1, 2013 (14B NCAC 06C .1404);
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SECTION .1500 - USE OF ALE CARS AND AIRCRAFT

14B NCAC 06C .1501 WHO MAY DRIVE
14B NCAC 06C .1502 UNAUTHORIZED PASSENGERS
14B NCAC 06C .1503 REQUEST FOR TRANSPORTATION
14B NCAC 06C .1504 USE OF AIRCRAFT

*History Note: Authority G.S. 18B-500; 143B-10;
Eff. February 1, 1980;
Amended Eff. August 1, 1988; January 1, 1984; April 1, 1980;
Transferred from 14A NCAC 08H .1501 Eff. June 1, 2013 (14B NCAC 06C .1501);
Transferred from 14A NCAC 08H .1502 Eff. June 1, 2013 (14B NCAC 06C .1502);
Transferred from 14A NCAC 08H .1503 Eff. June 1, 2013 (14B NCAC 06C .1503);
Transferred from 14A NCAC 08H .1504 Eff. June 1, 2013 (14B NCAC 06C .1503);
Expired Eff. February 1, 2017 pursuant to G.S. 150B-21.3A.*

SECTION .1600 - USE OF PHYSICAL FORCE: FIREARMS

14B NCAC 06C .1601 USE OF FORCE

*History Note: Authority G.S. 15A-401; 18B-500; 143B-10;
Eff. February 1, 1980;
Amended Eff. August 1, 1988; January 1, 1984;
Transferred from 14A NCAC 08H .1601 Eff. June 1, 2013;
Expired Eff. February 1, 2017 pursuant to G.S. 150B-21.3A.*

14B NCAC 06C .1602 FIREARMS PROCEDURES
14B NCAC 06C .1603 INVESTIGATION AND REPORTING OF FIREARMS INCIDENT

*History Note: Authority G.S. 18B-500; 143B-10;
Eff. January 1, 1984;
Amended Eff. August 1, 1988;
Transferred from 14A NCAC 08H .1603 Eff. June 1, 2013 (14B NCAC 06C .1602);
Transferred from 14A NCAC 08H .1604 Eff. June 1, 2013 (14B NCAC 06C .1603);
Expired Eff. February 1, 2017 pursuant to G.S. 150B-21.3A.*

SECTION .1700 - PERSONS IN CUSTODY

14B NCAC 06C .1701	SEARCH FOR WEAPONS: MALE PRISONERS
14B NCAC 06C .1702	SEARCH OF FEMALE PRISONERS
14B NCAC 06C .1703	TRANSPORTING PRISONERS
14B NCAC 06C .1704	TRANSPORTING FEMALE PRISONERS
14B NCAC 06C .1705	PROPERTY OF PRISONERS

History Note: Authority G.S. 18B-500; 143B-10;
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Transferred from 14A NCAC 08H .1701 Eff. June 1, 2013 (14B NCAC 06C .1701);
Transferred from 14A NCAC 08H .1702 Eff. June 1, 2013 (14B NCAC 06C .1702);
Transferred from 14A NCAC 08H .1703 Eff. June 1, 2013 (14B NCAC 06C .1703);
Transferred from 14A NCAC 08H .1704 Eff. June 1, 2013 (14B NCAC 06C .1704);
Transferred from 14A NCAC 08H .1705 Eff. June 1, 2013 (14B NCAC 06C .1705);
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SECTION .1800 - INFORMATION TO NEWS MEDIA

14B NCAC 06C .1801	NEWS RELEASES
14B NCAC 06C .1802	INFORMATION WHICH MAY BE RELEASED
14B NCAC 06C .1803	INFORMATION NOT TO BE RELEASED
14B NCAC 06C .1804	ALLOWING PHOTOGRAPHS TO BE TAKEN
14B NCAC 06C .1805	RELEASING NAMES OF DECEASED PERSONS

History Note: Authority G.S. 18B-500; 143B-10;
Eff. February 1, 1980;
Amended Eff. August 1, 1988; January 1, 1984; April 1, 1980;
Transferred from 14A NCAC 08H .1801 Eff. June 1, 2013 (14B NCAC 06C .1801);
Transferred from 14A NCAC 08H .1802 Eff. June 1, 2013 (14B NCAC 06C .1802);
Transferred from 14A NCAC 08H .1803 Eff. June 1, 2013 (14B NCAC 06C .1803);
Transferred from 14A NCAC 08H .1804 Eff. June 1, 2013 (14B NCAC 06C .1804);
Transferred from 14A NCAC 08H .1805 Eff. June 1, 2013 (14B NCAC 06C .1805);
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SECTION .1900 - LEAVING ASSIGNED DUTY STATION

14B NCAC 06C .1901	LEAVING ASSIGNED AREA
14B NCAC 06C .1902	LEAVING THE STATE
14B NCAC 06C .1903	LEAVING THE STATE: PURSUIT

History Note: Authority G.S. 18B-500; 143B-10;
Eff. February 1, 1980;
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SUBCHAPTER 06D - EFFECT AND USE OF MANUAL: LIABILITY

SECTION .0100 - EFFECT AND USE OF MANUAL: LIABILITY

14B NCAC 06D .0101 CIVIL AND CRIMINAL LIABILITY
14B NCAC 06D .0102 VIOLATIONS OF MANUAL

History Note: Authority G.S. 18B-500; 143B-10;
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Amended Eff. August 1, 1988;
Transferred from 14A NCAC 08I .0101 Eff. June 1, 2013 (14B NCAC 06D .0101);
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