

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

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HOUSE BILL 1019

Short Title: Alamance Agriculture Fairs/Carnival Permits. (Local)

Sponsors: Representative Allred.

Referred to: Local Government I, if favorable, Agriculture.

April 2, 2009

A BILL TO BE ENTITLED

AN ACT TO MAKE A LOCAL MODIFICATION FOR ALAMANCE COUNTY AND MUNICIPALITIES WITHIN ALAMANCE COUNTY TO PROVIDE THAT CARNIVALS OR SIMILAR AMUSEMENTS ARE REQUIRED TO APPLY TO THE SHERIFF OF THE COUNTY FOR A PERMIT AND TO FURTHER PROVIDE THAT THE SHERIFF MAY ISSUE SUCH A PERMIT UNLESS THE CARNIVAL OR AMUSEMENT IS SCHEDULED FOR LESS THAN NINETY DAYS PRIOR TO A REGULARLY ADVERTISED NONPROFIT AGRICULTURAL FAIR.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 106-516.1 reads as rewritten:

"§ 106-516.1. **Carnivals and similar amusements not to operate without permit.**

(a) Every person, firm, or corporation engaged in the business of a carnival company or a show of like kind, including menageries, merry-go-rounds, Ferris wheels, riding devices, circus and similar amusements and enterprises ~~operated and conducted for profit~~ shall, prior to exhibiting in any county or any municipality within that county, annually staging ~~an~~ a nonprofit agricultural fair, apply to the sheriff of the county in which the exhibit is to be held for a permit to exhibit. The sheriff of the county ~~shall~~ may issue a permit without charge; provided, however, that no permit shall be issued if ~~he shall find~~ the sheriff finds that the requested exhibition date is less than ~~30~~ 90 days prior to a regularly advertised nonprofit agricultural fair.

(b) Exhibition without a permit from the sheriff of the county in which the exhibition is to be held shall constitute a Class 1 misdemeanor: Provided, that nothing contained in this section shall prevent veterans' organizations and posts chartered by Congress or organized and operated on a statewide or nationwide basis from holding fairs or tobacco festivals on any dates which they may select if such fairs or festivals have heretofore been held as annual events."

SECTION 2. This act applies only to Alamance County and to municipalities within Alamance County.

SECTION 3. This act is effective when it becomes law.

