

26-LS1350\E
Bullard
3/31/10

CS FOR SENATE BILL NO. 234(FIN)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SIXTH LEGISLATURE - SECOND SESSION

BY THE SENATE FINANCE COMMITTEE

Offered:

Referred:

Sponsor(s): SENATOR MEYER

A BILL

)

FOR AN ACT ENTITLED

1 **"An Act relating to the voting procedures of the Alcoholic Beverage Control Board;**
 2 **allowing the Alcoholic Beverage Control Board to release information contained in the**
 3 **statewide database of alcohol purchases and shipments to the person who purchased the**
 4 **alcohol or to whom the alcohol was shipped; relating to the access of persons under 21 to**
 5 **premises where alcoholic beverages are sold, served, or consumed; extending the**
 6 **termination date of the Alcoholic Beverage Control Board; and providing for an**
 7 **effective date."**

8 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

9 *** Section 1.** AS 04.06.060 is amended to read:

10 **Sec. 04.06.060. Quorum and majority.** Three members of the board
 11 constitute a quorum for the conduct of business, except that a majority of the whole
 12 membership of the board must approve all applications for new licenses, and all
 13 renewals, transfers, suspensions, and revocations of existing licenses. [IF A

1 MAJORITY OF THE BOARD IS PRESENT AND VOTING, THE DIRECTOR,
2 WITH THE CONSENT OF THE MEMBERS PRESENT, MAY CAST A TIE-
3 BREAKING VOTE.]

4 * **Sec. 2.** AS 04.06.095 is amended to read:

5 **Sec. 04.06.095. Statewide database.** The board, after consulting with package
6 store licensees, shall create and maintain a statewide database that contains a monthly
7 record of the alcohol purchased by, and shipped to, a person who resides in a
8 municipality or established village that has restricted the sale of alcoholic beverages
9 under AS 04.11.491(a)(1), (2), or (3) or (b)(1) or (2). Except as otherwise specifically
10 provided in this section, the information contained in the database is confidential and
11 is not subject to inspection or copying under AS 40.25.110 - 40.25.220. Information in
12 the database shall be purged one year after entry unless it is needed for criminal
13 investigation or prosecution. Information in the database is available only to

14 (1) a package store licensee, agent, or employee to consult before
15 shipping alcohol to a purchaser in a restricted area as provided in AS 04.11.150(g);

16 (2) a law enforcement officer;

17 (3) a probation or parole officer; and

18 (4) the board; and

19 (5) the person who is the subject of the information; the board
20 shall adopt regulations concerning access by a person to information contained in
21 the database of the purchases by, and shipments to, that person.

22 * **Sec. 3.** AS 44.66.010(a)(1) is amended to read:

23 (1) Alcoholic Beverage Control Board (AS 04.06.010) - June 30, 2011

24 [2010];

25 * **Sec. 4.** AS 04.16.049(f) and 04.16.060(f) are repealed.

26 * **Sec. 5.** This Act takes effect immediately under AS 01.10.070(c).