

Resolution of Support for Senate Bill 76 (2017), Revisions to Title 4 of the Alaska Statutes

Whereas, Title 4 of the Alaska Statutes is the law regulating alcoholic beverages in the State of Alaska; and

Whereas, the AS 04.06.090 states that the Alcoholic Beverage Control Board "shall control the manufacture, barter, possession, and sale of alcoholic beverages in the state" and that the Board "is vested with the powers, duties and responsibilities necessary for the control of alcoholic beverages"; and

Whereas, Title 4 of the Alaska Statutes has not been substantially updated since 1980; and

Whereas, over 100 stakeholders and staff representing the alcohol industry, public health, local governments, and public safety spent over 11,000 hours of dedicated time during a period of more than three years to craft proposed revisions to Title 4; and

Whereas, on March 3, 2017, Senate Bill 76 was introduced by Senator Peter Micciche for consideration in the 30th Session of the Alaska Legislature;

Whereas, the recommendations in SB 76 will, *as a whole*, promote a fair business climate and protect public health and safety, create rational regulation for all tiers of the state's alcohol industry, limit youth access to alcohol, and promote responsible alcohol use and reduce the harms of overconsumption; and

Whereas, SB 76 will, *as a whole*, benefit communities, businesses, and public health, safety and welfare; and

Whereas, SB 76 will benefit youth by ensuring that the penalty for underage drinking does not jeopardize a young person's future, providing an incentive to seek needed alcohol education or treatment, and holding adults who supply alcohol to youth more accountable; and

Whereas, SB 76 will benefit businesses by making Title 4 easier to understand and comply with, protecting existing business investments, providing more flexibility for innovative business models, and restructuring penalties to be proportional to the seriousness of each violation; and

Whereas, SB 76 will benefit local governments by providing resources for education about Title 4 and new options for supporting economic development with tourism and hospitality; and

Whereas, SB 76 will benefit public health by preventing youth access to alcohol, preserving population limits on alcohol licenses and managing density of alcohol outlets, promoting responsible and moderate consumption at alcohol establishments and events, and regulating purchases of alcohol shipped directly to customers; and

Whereas, SB 76 will benefit public safety by providing resources for local education and enforcement, improving law enforcement's ability to address violations of Title 4, and increasing availability of data about alcohol entering local option communities; and

Whereas, SB 76 will improve the ABC Board's and agency staff's ability to effectively administer and enforce Title 4 and its associated regulations; and

THEREFORE, BE IT RESOLVED THAT we, the undersigned on this date of Oct 5, 2017 support the recommendations of the Title 4 Review stakeholders and urge the Legislature to pass Senate Bill 76.

| | |
|--------------|----------------------|
| Organization | <u>Alaska, CHAPR</u> |
| Community | <u>State wide</u> |
| Signature | <u>Dale Fox</u> |
| Name | <u>Dale Fox</u> |
| Title | <u>President</u> |



March 7, 2017

To members of the Senate Labor and Commerce Committee:

I am asking you to support Senate Bill 76, introduced on March 3, 2017, which would revise Title 4 of the Alaska Statutes regulating alcohol beverages. This bill is the product of a five-year process initiated by the Alcoholic Beverage Control (ABC) Board to engage a diverse group of more than 100 stakeholders across the state to determine how to improve the structure, organization, specific policies and associated implementation issues in Title 4, Alaska's statutes regarding regulation and control of alcoholic beverages in the state.

Title 4 is recognized to be in many ways outdated, confusing or otherwise ineffective in carrying out the intent of the statutes. Much of the chapter has not been updated since 1980. Over time, incremental updates and changing trends have reduced the effectiveness of Title 4. This systematic redraft of Title 4 will help the ABC Board carry out its mission and will benefit organizations and individuals whose work, community or business is affected by alcoholic beverage laws and regulations.

The proposed revisions in SB 76 are a comprehensive package of inter-related proposals to improve the overall system of alcohol regulation in Alaska. They will:

- Make Title 4 a clear and consistent framework used by licensees, the ABC Board and law enforcement
- Increasing effectiveness of Title 4 enforcement by improving the swiftness, proportionality and consistency of penalties
- Increasing licensee accountability before the ABC Board for Title 4 violations.

This package ensures that the Alcoholic Beverage Control Board fairly represents the interests of all Alaskans and will be a leader in alcohol education, policy and regulation. It will promote a fair business climate and protect public health and safety by:

- Creating a rational regulatory structure for Alaska's alcohol licensing system



- Limiting youth access to alcohol
- Promoting responsible alcohol use and reduce the harms of overconsumption.

I urge you to support the significant multi-year effort of this statewide stakeholder group by voting in support of SB 76 and improving Title 4.

Sincerely,

Matt Jones
Co-founder

MOOSE'S TOOTH PUB & PIZZERIA
(907) 258-2537
MOOSESTOOH.NET

BEAR TOOTH THEATREPUB & GRILL
(907) 276-4200
BEARTOOTHTHEATRE.NET
BEARTOOTHGRILL.NET

BROKEN TOOTH BREWING
(907) 278-4999
BROKENTOOTHBREWING.NET

2/24/2017



Senator Peter Micciche
State Capitol Room 508
Juneau, AK 99801

Dear Senator Micciche,

Alaska Children's Trust (ACT) supports the statewide effort to revise Title 4 of the Alaska Statutes regulating alcoholic beverages. ACT is the statewide lead organization focused on child abuse and neglect.

As a member of the Recover Alaska steering committee, ACT recognizes the impact of the changes being recommended to Title 4 supports Alaska's efforts to ensuring our children grow up in safe, stable, and nurturing homes. Title 4 is recognized to be in many ways outdated, confusing or otherwise ineffective in carrying out the intent of the statutes. Much of the chapter has not been updated since 1980. Over time, incremental updates and changing trends have reduced the effectiveness of Title 4, putting our children at risk. This systematic redraft of Title 4 will help the ABC Board carry out its mission and will benefit organizations and individuals whose work, community or business is affected by alcoholic beverage laws and regulations.

The proposed revisions are a comprehensive package of inter-related proposals to improve the overall system of alcohol regulation in Alaska. They will:

- Make Title 4 a clear and consistent framework used by licensees, the ABC Board and law enforcement
- Increasing effectiveness of Title 4 enforcement by improving the swiftness, proportionality and consistency of penalties
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This package ensures that the Alcoholic Beverage Control Board fairly represents the interests of all Alaskans and will be a leader in alcohol education, policy and regulation. It will promote a fair business climate and protect public health and safety by:

- Creating a rational regulatory structure for Alaska's alcohol licensing system
- Limiting youth access to alcohol
- Promoting responsible alcohol use and reduce the harms of overconsumption.

We support this significant multi-year effort of the stakeholder group to improve Title 4, and look forward to a legislative package that will benefit all Alaskans. Thank you for your efforts.

Sincerely,

A handwritten signature in black ink, appearing to read "TJ Storrs".

Trevor J. Storrs
Executive Director



February 28, 2017

Senator Peter Micciche
Alaska State Capitol
Juneau, Alaska 99801

Dear Senator Micciche,

On behalf of the Mat-Su Health Foundation and its Board of Directors, I am writing to express support for the Title 4 reform process and upcoming legislation.

The Mat-Su Health Foundation (MSHF) shares ownership in Mat-Su Regional Medical Center and invests its profits from that partnership back into the community in order to improve the health and wellness of Alaskans living in the Mat-Su. In 2013, the foundation, along with community partners, conducted a Community Health Needs Assessment, which included data analysis, public polling and 24 community forums. Alcohol and substance abuse was ranked as the number one health issue in Mat-Su. In follow up research, we asked our local police captains, what is the number one substance problem? Their response was “alcohol, alcohol, alcohol.” Perhaps that is why the number one reason Mat-Su residents visit our local hospital’s emergency department for behavioral health needs is alcohol-related disorders.

Revisions to Alaska’s alcohol laws can help correct some of these problems. Title 4 is recognized to be in many ways outdated, confusing or otherwise ineffective in carrying out the intent of the statutes. Much of the chapter has not been updated since 1980. Over time, incremental updates and changing trends have reduced the effectiveness of Title 4. This systematic redraft of Title 4 will help the ABC Board carry out its mission and will benefit organizations and individuals whose work, community or business is affected by alcoholic beverage laws and regulations. The Mat-Su Health is particularly interested in the public health aspects of Title 4 reform. When enacted, the new law can do the following:

- Help prevent youth access to alcohol, while not criminalizing youth for one mistake.
- Preserve limits on the density of alcohol outlets, correlated with negative health and safety impacts.
- Promote responsible service and consumption of alcohol at establishments and special events.
- Hold licensees, employees and other adults more accountable for serving minors with reasonable and consistent penalties.
- Regulate alcohol purchases shipped directly to customers through online sales.
- Increase availability of data on alcohol in local option areas, and local enforcement of Title 4.
- Provide more resources for education about and enforcement of Title 4 at the state and local levels.

We support the significant multi-year effort of the stakeholder group to improve Title 4, and look forward to a legislative package that will benefit all Alaskans. Thank you for your efforts!

Sincerely,

Chief Executive Officer



Resolution of Support for Revisions to Title 4 of the Alaska Statutes

Whereas, Title 4 of the Alaska Statutes is the law regulating alcoholic beverages in the State of Alaska; and

Whereas, the Alaska Statutes, §04.06.090 states that the Alcoholic Beverage Control Board "shall control the manufacture, barter, possession, and sale of alcoholic beverages in the state" and that the Board "is vested with the powers, duties and responsibilities necessary for the control of alcoholic beverages"; and

Whereas, Title 4 of the Alaska Statutes has not been substantially updated since 1980; and

Whereas, over 100 stakeholders and staff representing the alcohol industry, public health and public safety spent over 11,000 hours of dedicated time during a period of more than three years to craft proposed revisions to Title 4; and

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Whereas, the comprehensive package of recommendations will, *as a whole*, promote a fair business climate and protect public health and safety, create rational regulation for all tiers of the state's alcohol industry, limit youth access to alcohol, and promote responsible alcohol use and reduce the harms of overconsumption; and

Whereas, the proposed revisions will, *as a whole*, benefit communities, businesses, and public health, safety and welfare; and

Whereas, the proposed revisions will benefit youth by ensuring that the penalty for underage drinking does not jeopardize a young person's future, providing an incentive to seek needed alcohol education or treatment, and holding adults who supply alcohol to youth more accountable; and

Whereas, the proposed revisions will benefit businesses by making Title 4 easier to understand and comply with, protecting existing business investments, providing more flexibility for innovative business models, and restructuring penalties to be proportional to the seriousness of each violation; and

Whereas, the proposed revisions will benefit local governments by providing resources for education about Title 4 and new options for supporting economic development with tourism and hospitality; and

Whereas, the proposed revisions will benefit public health by preventing youth access to alcohol, preserving population limits on alcohol licenses and managing density of alcohol outlets, promoting responsible and moderate consumption at alcohol establishments and events, and regulating purchases of alcohol shipped directly to customers; and

Whereas, the proposed revisions will benefit public safety by providing resources for local education and enforcement, improving law enforcement's ability to address violations of Title 4, and increasing availability of data about alcohol entering local option communities; and

Whereas, the proposed revisions will improve the ABC Board's and agency staff's ability to effectively administer and enforce Title 4 and its associated regulations; and

Whereas, the Title 4 Review stakeholder group achieved success in enacting some recommendations through passage of SB 165 in 2016, but intends to bring a comprehensive package forward in 2017;

THEREFORE, BE IT RESOLVED THAT we, the undersigned on this date of February 28, 2017 support the work of the Title 4 Review stakeholder group and their set of proposed revisions to Title 4.

| | |
|--------------|---|
| Organization | Mat-Su Health Foundation |
| Community | Matanuska-Susitna Borough |
| Signature |  |
| Name | Elizabeth Ripley |
| Title | Chief Executive Officer |

3760 Piper Street
P.O. Box 196604
Anchorage, AK 99508
t: (907) 562.2211
www.providence.org/alaska



2/24/2017

Senator Peter Micciche
State Capitol Room 508
Juneau, AK 99801

Dear Senator Micciche,

Providence Health & Services Alaska supports the statewide effort to revise Title 4 of the Alaska Statutes regulating alcoholic beverages. Thank you for your role in that process. Proposed recommendations are the product of a five-year process initiated by the Alcoholic Beverage Control (ABC) Board to engage a diverse group of more than 100 stakeholders to determine how to improve the structure, organization, specific policies and associated implementation issues in Title 4, Alaska's statutes regarding regulation and control of alcoholic beverages in the state.

As you know, Title 4 is recognized to be in many ways outdated, confusing or otherwise ineffective in carrying out the intent of the statutes. Much of the chapter has not been updated since 1980. Over time, incremental updates and changing trends have reduced the effectiveness of Title 4. This systematic redraft of Title 4 will help the ABC Board carry out its mission and will benefit organizations and individuals whose work, community or business is affected by alcoholic beverage laws and regulations.

The proposed revisions are a comprehensive package of inter-related proposals to improve the overall system of alcohol regulation in Alaska. They will:

- Make Title 4 a clear and consistent framework used by licensees, the ABC Board and law enforcement;
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This package ensures that the Alcoholic Beverage Control Board fairly represents the interests of all Alaskans and will be a leader in alcohol education, policy and regulation. It will promote a fair business climate and protect public health and safety by:

- Creating a rational regulatory structure for Alaska's alcohol licensing system;
- Limiting youth access to alcohol; and,
- Promoting responsible alcohol use and reduce the harms of overconsumption.

We support this significant multi-year effort of the stakeholder group to improve Title 4, and look forward to a legislative package that will benefit all Alaskans. Thank you for your efforts.

Sincerely,

A handwritten signature in blue ink that reads "Bruce Lamoureux".

Bruce Lamoureux
Chief executive officer

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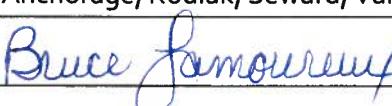
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Whereas, the proposed revisions will improve the ABC Board's and agency staff's ability to effectively administer and enforce Title 4 and its associated regulations; and

Whereas, the Title 4 Review stakeholder group achieved success in enacting some recommendations through passage of SB 165 in 2016, but intends to bring a comprehensive package forward in 2017;

THEREFORE, BE IT RESOLVED THAT we, the undersigned on this date of February 24, 2017 support the work of the Title 4 Review stakeholder group and their set of proposed revisions to Title 4.

| | |
|--------------|---|
| Organization | Providence Health & Services Alaska |
| Community | Anchorage, Kodiak, Seward, Valdez |
| Signature |  |
| Name | Bruce Lamoureux |
| Title | Chief Executive Officer |

Resolution of Support for Revisions to Title 4 of the Alaska Statutes

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Whereas, the Title 4 Review stakeholder group achieved success in enacting some recommendations through passage of SB 165 in 2016, but intends to bring a comprehensive package forward in 2017;

THEREFORE, BE IT RESOLVED THAT we, the undersigned on this date of _____, 2017 support the work of the Title 4 Review stakeholder group and their set of proposed revisions to Title 4.

| | |
|--------------|---|
| Organization | Recover Alaska |
| Community | Anchorage; statewide |
| Signature |  |
| Name | Tiffany Hall |
| Title | Executive Director |



RECOVER ALASKA

2/23/2017

Senator Peter Micciche
State Capitol Room 508
Juneau, AK 99801

Dear Senator Micciche,

Our organization supports the statewide effort to revise Title 4 of the Alaska Statutes regulating alcoholic beverages. Thank you for your role in that process. The recommendations brought through this process are the product of a five-year process initiated by the Alcoholic Beverage Control (ABC) Board to engage a diverse group of more than 100 stakeholders to determine how to improve the structure, organization, specific policies and associated implementation issues in Title 4, Alaska's statutes regarding regulation and control of alcoholic beverages in the state.

As you know, Title 4 is recognized to be in many ways outdated, confusing or otherwise ineffective in carrying out the intent of the statutes. Much of the chapter has not been updated since 1980. Over time, incremental updates and changing trends have reduced the effectiveness of Title 4. This systematic redraft of Title 4 will help the ABC Board carry out its mission and will benefit organizations and individuals whose work, community or business is affected by alcoholic beverage laws and regulations.

The proposed revisions are a comprehensive package of inter-related proposals to improve the overall system of alcohol regulation in Alaska. They will:

- Make Title 4 a clear and consistent framework used by licensees, the ABC Board and law enforcement
- Increasing effectiveness of Title 4 enforcement by improving the swiftness, proportionality and consistency of penalties
- Increasing licensee accountability before the ABC Board for Title 4 violations.

This package ensures that the Alcoholic Beverage Control Board fairly represents the interests of all Alaskans and will be a leader in alcohol education, policy and regulation. It will promote a fair business climate and protect public health and safety by:

- Creating a rational regulatory structure for Alaska's alcohol licensing system
- Limiting youth access to alcohol
- Promoting responsible alcohol use and reduce the harms of overconsumption.

We support this significant multi-year effort of the stakeholder group to improve Title 4, and look forward to a legislative package that will benefit all Alaskans. Thank you for your efforts.

Sincerely,

Tiffany Hall
Recover Alaska



2/24/2017

Senator Peter Micciche
State Capitol Room 508
Juneau, AK 99801

Dear Senator Micciche,

I am writing to express Set Free Alaska's support of the statewide effort to revise Title 4 of the Alaska Statutes regulating alcoholic beverages. Thank you for your role in that process. The recommendations brought through this process are the product of a five-year process initiated by the Alcoholic Beverage Control (ABC) Board to engage a diverse group of more than 100 stakeholders to determine how to improve the structure, organization, specific policies and associated implementation issues in Title 4, Alaska's statutes regarding regulation and control of alcoholic beverages in the state.

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This package ensures that the Alcoholic Beverage Control Board fairly represents the interests of all Alaskans and will be a leader in alcohol education, policy and regulation. It will promote a fair business climate and protect public health and safety by:

- Creating a rational regulatory structure for Alaska's alcohol licensing system
- Limiting youth access to alcohol
- Promoting responsible alcohol use and reduce the harms of overconsumption.

We support this significant multi-year effort of the stakeholder group to improve Title 4, and look forward to a legislative package that will benefit all Alaskans. Thank you for your efforts.

Sincerely,

A handwritten signature in black ink, appearing to read "Philip Licht".

Philip Licht
Set Free Alaska

2/24/2017

Senator Peter Micciche
State Capitol Room 508
Juneau, AK 99801

Dear Senator Micciche,

The Alaska Mental Health Trust Authority supports the statewide effort to revise Title 4 of the Alaska Statutes regulating alcoholic beverages. Thank you for your leadership in guiding that process. The recommendations brought through this process are the product of a five-year process initiated by the Alcoholic Beverage Control (ABC) Board with multiple partners to engage a diverse group of more than 100 stakeholders to determine how to improve the structure, organization, specific policies and associated implementation issues in Title 4, Alaska's statutes regarding regulation and control of alcoholic beverages in the state.

As you know, Title 4 is recognized to be in many ways outdated, confusing or otherwise ineffective in carrying out the intent of the statutes. Much of the chapter has not been updated since 1980. Over time, incremental updates and changing trends have reduced the effectiveness of Title 4. This systematic redraft of Title 4 will help the ABC Board carry out its mission and will benefit organizations and individuals whose work, community or business is affected by alcoholic beverage laws and regulations.

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This package ensures that the Alcoholic Beverage Control Board fairly represents the interests of all Alaskans and will be a leader in alcohol education, policy and regulation. It will promote a fair business climate and protect public health and safety by:

- Creating a rational regulatory structure for Alaska's alcohol licensing system
- Limiting youth access to alcohol
- Promoting responsible alcohol use and reduce the harms of overconsumption.

The Trust supports this significant multi-year effort of the stakeholder group to improve Title 4, and look forward to a legislative package that will benefit all Alaskans. Thank you sincerely for your efforts.

Sincerely,


Greg Jones
Interim CEO
The Alaska Mental Health Trust Authority

Alaska
Beer, Wine & Spirits
Wholesalers Association

January 8, 2018

Senator Peter Micciche
State Capitol Room 508
Juneau AK, 99801

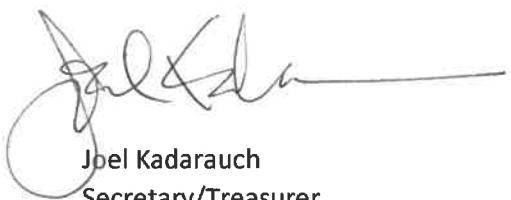
Dear Senator Micciche,

Thank you for your leadership in modernizing Alaska's alcohol statutes. The **Alaska Beer, Wine & Spirits Wholesalers Association** fully supported this process, and supports SB 76 as currently written. We recognize and respect that a broad representation of stakeholders has spent countless hours over a 5-year period toward *compromise and consensus* on this project. The result, while perhaps not perfect in any one stakeholder's eyes, clearly represents significant improvement to the overall system of alcohol regulation in Alaska.

The landscape of businesses and regulation is constantly changing. There will be ample future opportunities to refine our statutes and regulations as this evolution continues. Please don't allow the pursuit of one party's idea of perfection through further changes or amendments to jeopardize or sacrifice the enormous overall benefit which SB 76 will bring about today.

Sincerely,

The Alaska Beer, Wine & Spirits Wholesalers Association



Joel Kadarauch
Secretary/Treasurer



P.O. Box 249
1000 Arlberg Avenue
Girdwood, Alaska 99587

March 17, 2017

VIA-EMAIL: sen.peter.micciche@akleg.gov; Rachel.hanke@akleg.gov

To: Members of the Senate Labor and Commerce Committee:

Alyeska Resort asks for your support of Senate Bill 76 (the "Bill"), introduced on March 3, 2017, which Bill would revise Title 4 of the Alaska Statutes regulating alcohol beverages. This Bill is the product of a five-year process initiated by the Alcoholic Beverage Control Board ("ABC") to engage a diverse group of more than 100 stakeholders across the State to determine how to improve the structure, organization, specific policies and associated implementation issues in Title 4; Alaska's statutes regarding regulation and control of alcoholic beverages in the State.

Title 4 is generally recognized to be in many ways outdated, confusing or otherwise ineffective in carrying out the intent of the current State statutes. Much of Title 4 has not been updated since 1980. Over time, incremental updates and changing trends have reduced the effectiveness of Title 4. This systematic redraft of Title 4 will help the ABC carry out its mission and will benefit organizations and individuals whose work, community or business is affected by alcoholic beverage laws and regulations.

The proposed revisions in the Bill form a comprehensive package of inter-related proposals to improve the overall system of alcohol regulation in Alaska. The Bill's proposed revisions will:

- Make Title 4 a clear and consistent framework used by licensees, the ABC and law enforcement;
- Increase the effectiveness of Title 4 enforcement by improving the swiftness, proportionality and consistency of penalties; and
- Increase licensee accountability before the ABC for Title 4 violations.

This Bill ensures that the ABC will fairly represent the interests of all Alaskans and will be a leader in alcohol education, policy and regulation. The Bill will also promote a fair business climate and protect public health and safety by:

- Creating a rational regulatory structure for Alaska's alcohol licensing system;
- Limiting youth access to alcohol; and
- Promoting responsible alcohol use and reduce the harms of over-consumption.

Alyeska Resort urges you to support this significant, multi-year effort by voting in support of Senate Bill 76.

Sincerely,
A handwritten signature in blue ink that reads "J. Randall Call".
J. Randall Call
Vice President & General Counsel



THE STATE
of **ALASKA**
GOVERNOR BILL WALKER

**Department of Commerce, Community,
and Economic Development**

ALCOHOL & MARIJUANA CONTROL OFFICE

550 West Seventh Avenue, Suite 1600
Anchorage, AK 99501
Main: 907.269.0350

MEMORANDUM

TO: The 30th Alaska Legislature

DATE: February 21, 2018

FROM: Alcohol and Marijuana Control Office

RE: Senate Bill 76 Support

At the January 23, 2018, meeting of the Alcoholic Beverage Control Board, the board voted unanimously to support Senate Bill 76. SB 76 is a comprehensive rewrite of Alaska's alcohol statute, much of which was written in the 1980s and contains language that is either ambiguous or no longer applies. The process to revise the statute began with a stakeholder workshop in May of 2012, and continued over the course of five years, involving numerous licensees, public health interests, public safety interests, and local government officials.

"This is long overdue," board member Bobby Evans said on the record. Evans pointed to the participation from numerous stakeholders as indication that there is broad public support for the legislation.

The Alcoholic Beverage Control Board and the Alcohol and Marijuana Control Office endorse SB 76 and encourage the support from the state legislature.

Supporting Senate Bill 76 (2017), Revisions to Title 4 of the Alaska Statutes

WHEREAS, alcohol abuse costs Alaska more than \$1.8 billion annually, and these costs are borne by the State and local governments, employers and residents;¹

WHEREAS, over 18% of Alaskans 18 and older reported binge drinking in the last month, almost 14% of high school age youth reported binge drinking in the last month, and nearly 7% of Alaskans age 12 and older reported that they are dependent on alcohol;²

WHEREAS, in 2014 alone, one-quarter of all arrests and offenses in Alaska (9,438) were alcohol related, and 17 percent of victims (7,313 individuals) suffered from alcohol-related crimes;³

WHEREAS, creating and maintaining a logical, comprehensive and consistent system of alcohol control is necessary for balancing the economic interests of alcohol businesses with the public's interest in protecting community health and safety;

WHEREAS, Title 4 of the Alaska Statutes is the law regulating alcoholic beverages in the State of Alaska;

WHEREAS, the AS 04.06.090 states that the Alcoholic Beverage Control Board "shall control the manufacture, barter, possession, and sale of alcoholic beverages in the state" and that the Board "is vested with the powers, duties and responsibilities necessary for the control of alcoholic beverages";

WHEREAS, Title 4 of the Alaska Statutes has not been substantially updated since 1980;

WHEREAS, over 100 stakeholders and staff representing the alcohol industry, public health, local governments, and public safety spent over 11,000 hours of dedicated time over five years to craft proposed revisions to Title 4;⁴

WHEREAS, stakeholders who served on the Underage Drinking Committee thoroughly considered and ultimately adopted many of the existing recommendations in *Alaska's Strategies to Prevent Underage Drinking* (2013), which includes evidence-based strategies for addressing underage alcohol use and represents the work of partners including the Department of Health and Social Services, the Alcoholic Beverage Control Board, the Division of Juvenile Justice, the Alaska Native Justice Center, the University of Alaska Anchorage Justice Center, the Alaska Mental Health Trust Authority, and the Alaska Court System;⁵

WHEREAS, the Title 4 Review stakeholders group worked closely with Senator Peter Micciche to craft a comprehensive legislative package that would enact the recommendations of this multi-year process;

¹ McDowell Group (2017). *The Economic Costs of Alcohol Abuse in Alaska, 2016 Update*, prepared for the Alaska Mental Health Trust Authority. <http://www.mcdowellgroup.net/wp-content/uploads/2017/04/mcdowell-group-economic-costs-of-drug-abuse-final-4.24.17.pdf>

² Alaska Behavioral Risk Factor Surveillance System, 2016; Alaska Youth Risk Behavior Survey, 2017; SAMHSA National Survey of Drug Use and Health, 2013-2014.

³ McDowell Group (2017). *The Economic Costs of Alcohol Abuse in Alaska, 2016 Update*, prepared for the Alaska Mental Health Trust Authority.

⁴ For more information about the Title 4 Review process and stakeholder recommendations, please refer to the project's summary report: *Alaska Title 4 Review, Recommendations for Statutory Change*, updated October 2017.

⁵ Alaska Committee to Prevent Underage Drinking (ACPUD) (2013). *Alaska's Strategies to Prevent Underage Drinking*.

WHEREAS, on March 3, 2017, Senate Bill 76 was introduced by Senator Micciche for consideration in the 30th Session of the Alaska Legislature;

WHEREAS, the recommendations in SB 76 will, *as a whole*, promote a fair business climate and protect public health and safety, create rational regulation for all tiers of the state's alcohol industry, limit youth access to alcohol, and promote responsible alcohol use and reduce the harms of overconsumption;

WHEREAS, SB 76 will, *as a whole*, benefit communities, businesses, and public health, safety and welfare;

WHEREAS, SB 76 will benefit youth by ensuring that the penalty for underage drinking does not jeopardize a young person's future, providing an incentive to seek needed alcohol education or treatment, and holding adults who supply alcohol to youth more accountable;

WHEREAS, SB 76 will benefit public health by preventing youth access to alcohol, preserving population limits on alcohol licenses and managing density of alcohol outlets, promoting responsible and moderate consumption at alcohol establishments and events, and regulating purchases of alcohol shipped directly to customers;

WHEREAS, SB 76 will benefit public safety by providing resources for local education and enforcement, improving law enforcement's ability to address violations of Title 4, and increasing availability of data about alcohol entering local option communities; and

WHEREAS, SB 76 will improve the Alcohol Beverage Control Board's and agency staff's ability to effectively administer and enforce Title 4 and its associated regulations;

THEREFORE BE IT RESOLVED that we, the members of the Alaska Public Health Association, on this date of January 16, 2018 support the recommendations of the Title 4 Review stakeholders and urge the Legislature to pass Senate Bill 76.

Adopted January 16, 2018



February 12, 2018

The Honorable Senator Micciche
Alaska State Senate
State Capitol Room 417
Juneau, AK 99801

Dear Senator Micciche:

On behalf of the Alaska Peace Officers Association (APOA), I am writing to convey our support of SB76, "An Act relating to alcoholic beverages; relating to the regulation of manufacturers, wholesalers, retailers, and common carriers of alcoholic beverages; relating to licenses, endorsements, and permits involving alcoholic beverages; relating to the Alcoholic Beverage Control Board; relating to offenses involving alcoholic beverages; amending Rule 17, Alaska Rules of Minor Offense Procedure; and providing for an effective date."

Thank you for crafting a bill to revise Title 4 of the Alaska Statutes regulating alcohol beverages. This bill is the product of a six-year process initiated by the Alcoholic Beverage Control (ABC) Board to engage a diverse group of more than 100 stakeholders across the state to determine how to improve the structure, organization, specific policies and associated implementation issues in Title 4, Alaska's statutes regarding regulation and control of alcoholic beverages in the state.

Title 4 is recognized to be in many ways outdated, confusing or otherwise ineffective in carrying out the intent of the statutes. Much of the chapter has not been updated since 1980. Over time, incremental updates and changing trends have reduced the effectiveness of Title 4. This systematic redraft of Title 4 will help the ABC Board carry out its mission and will benefit organizations and individuals whose work, community or business is affected by alcoholic beverage laws and regulations.

The proposed revisions in SB 76 are a comprehensive package of inter-related proposals to improve the overall system of alcohol regulation in Alaska. They will:

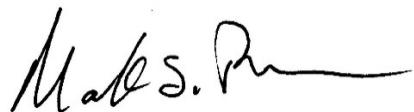
- Make Title 4 a clear and consistent framework used by licensees, the ABC Board and law enforcement
- Increasing effectiveness of Title 4 enforcement by improving the swiftness, proportionality and consistency of penalties
- Increasing licensee accountability before the ABC Board for Title 4 violations.

This package ensures that the Alcoholic Beverage Control Board fairly represents the interests of all Alaskans and will be a leader in alcohol education, policy and regulation. It will promote a fair business climate and protect public health and safety by:

- Creating a rational regulatory structure for Alaska's alcohol licensing system
- Limiting youth access to alcohol
- Promoting responsible alcohol use and reduce the harms of overconsumption.

I urge you to support the significant multi-year effort of this statewide stakeholder group by voting in support of SB 76 and continued improvement of Title 4. Please contact the APOA office in Anchorage at 277-0515 if there is anything our organization can do to help with the passage of this bill. Thank you for your commitment and dedication to our state.

Sincerely,



Mark S. Pearson
State President
Alaska Peace Officers Association

PO Box 240106
Anchorage, AK 99524
apoa@gci.net
(907) 277-0515

Cc: Senators Coghill, Costello, Kelly, Wielechowski, Meyer, Stevens, Gardner

About APOA

The Alaska Peace Officers Association (APOA) is a dynamic, professional and non-partisan organization. Our membership consists of law enforcement, corrections, prosecutors, security professionals and others at the local, state and federal levels. APOA has served as a voice for peace officers and issues impacting the law enforcement profession for over half a century. We are one of the oldest and largest 501c(3) charitable, nonprofit organizations in Alaska. www.apoaonline.org