



# LAWS OF ALASKA

1990

Source

Chapter No.

HCS CSSB 157(Jud)

75

## AN ACT

Relating to imposition of a civil fine for violation of a statute, regulation, or ordinance related to alcoholic beverages and requiring separate accounting for fees and fines related to alcoholic beverages.

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

THE ACT FOLLOWS ON PAGE 1, LINE 12

UNDERLINED MATERIAL INDICATES TEXT THAT IS BEING ADDED TO THE LAW AND BRACKETED MATERIAL IN CAPITAL LETTERS INDICATES DELETIONS FROM THE LAW; COMPLETELY NEW TEXT OR MATERIAL REPEALED AND RE-ENACTED IS IDENTIFIED IN THE INTRODUCTORY LINE OF EACH BILL SECTION.

Approved by the Governor: June 4, 1990  
Actual Effective Date: September 2, 1990

AN ACT

Relating to imposition of a civil fine for violation of a statute, regulation, or ordinance related to alcoholic beverages and requiring separate accounting for fees and fines related to alcoholic beverages.

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\* Section 1. AS 04.11 is amended by adding a new section to read:

Sec. 04.11.575. CIVIL FINE. (a) Except as provided in (c) of this section, the board may, in addition to any other penalties imposed under this title, impose a civil fine upon a licensee that the board determines, at a proceeding under AS 04.11.510(c), has violated a provision of this title, a regulation adopted under this title, or an ordinance adopted in accordance with AS 04.21.010.

(b) The board shall by regulation adopt a schedule of fines that a licensee may be required to pay under this section. A fine may not exceed the greater of

(1) \$50,000; or

(2) an amount that is three times the monetary gain realized by the licensee as a result of the violation.

(c) If the board is proceeding under AS 04.11.370(4), the board may not impose a civil fine exceeding the amount specified under AS 12.55.035 applicable to the offense for which the licensee was convicted, or with the licensee's consent, the limit imposed under (b) of this section.

Chapter 75

1 \* Sec. 2. AS 04.11.590(a) is amended to read:

2 (a) Money collected from licenses and civil fines under this  
3 title shall be transferred by the board to the Department of Revenue  
4 and deposited in the general fund.

5 \* Sec. 3. AS 04.11.590 is amended by adding a new subsection to read:

6 (c) The commissioner of administration shall separately account  
7 for all application fees, license fees, and civil fines collected  
8 under this title that the Department of Revenue deposits in the gener-  
9 al fund. The annual estimated balance in the account may be used by  
10 the legislature to make appropriations to the Department of Revenue to  
11 carry out the purposes of AS 04.06.  
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