

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 381

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIRST LEGISLATURE - SECOND SESSION

BY REPRESENTATIVE CROFT

Introduced: 4/12/00

Referred: Labor and Commerce, Judiciary

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to peace officer powers exercised at the direction of the
2 Alcoholic Beverage Control Board; and providing for an effective date."

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

4 * Section 1. The uncodified law of the State of Alaska is amended by adding a new
5 section to read:

6 FINDINGS AND INTENT. (a) The legislature finds that

7 (1) proper enforcement of laws applicable to individuals who are licensed to
8 sell alcoholic beverages is critical to the health and safety of all Alaskans;

9 (2) Alcoholic Beverage Control Board enforcement powers must be carried out
10 by peace officers with appropriate investigative powers and training;

11 (3) the Alaska state troopers are capable of investigating and enforcing the
12 alcohol laws of the state.

13 (b) It is the intent of the legislature that, when employees of the Alcoholic Beverage
14 Control Board are not granted peace officer powers to enforce laws relating to alcoholic

1 beverages, the employees of the Department of Public Safety enforce statutes relating to
2 alcohol.

3 * **Sec. 2.** AS 04.06.110 is amended by adding a new subsection to read:

4 (b) When the board has requested that peace officer powers be granted to the
5 employees of the board and the commissioner of public safety has refused to concur,
6 the board may request that the commissioner of public safety assign one or more
7 employees with full peace officer powers to work at the direction and control of the
8 board, and the commissioner shall grant the request. Notwithstanding (a) of this
9 section, assigned employees shall retain full peace officer powers, including the power
10 to investigate and prosecute any violation of law and generally to protect the public.

11 * **Sec. 3.** This Act takes effect July 1, 2000.