

**SENATE CS FOR CS FOR HOUSE BILL NO. 152(JUD)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SECOND LEGISLATURE - SECOND SESSION

BY THE SENATE JUDICIARY COMMITTEE

Offered: 5/13/02

Referred: Rules

Sponsor(s): REPRESENTATIVES HALCRO, McGuire, Crawford, Croft, Mulder

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to brewpub licenses."**

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

3 \* **Section 1.** AS 04.11.135(a) is amended to read:

4 (a) A brewpub license authorizes the holder of a beverage dispensary license  
5 to

6 (1) manufacture on premises licensed under the beverage dispensary  
7 license not more than **150,000** [75,000] gallons of beer in a calendar year;

8 (2) sell beer manufactured on premises licensed under the beverage  
9 dispensary license for consumption on the licensed premises or other licensed  
10 premises of the beverage dispensary licensee that are also licensed as a beverage  
11 dispensary;

12 (3) sell beer manufactured on the premises licensed under the beverage  
13 dispensary license in quantities of not more than five gallons per day to an individual  
14 who is present on the licensed premises;

15 (4) provide a small sample of the brewpub's beer manufactured on the

1 premises free of charge unless prohibited by AS 04.16.030; and

2 (5) sell **not more than 15,000 gallons of** beer manufactured on the  
3 premises licensed under the beverage dispensary license to a person licensed as a  
4 wholesaler under AS 04.11.160.

5 \* **Sec. 2.** AS 04.11.135(d) is amended to read:

6 (d) Notwithstanding (a) of this section, the holder of a brewpub license who  
7 under the provisions of AS 04.11.450(b) formerly held a brewery license and a  
8 restaurant or eating place license and who, under the former brewery license,  
9 manufactured beer at a location other than the premises licensed under the former  
10 restaurant or eating place license may

11 (1) manufacture not more than **150,000** [75,000] gallons of beer in a  
12 calendar year on premises other than the premises licensed under the beverage  
13 dispensary license;

14 (2) provide a small sample of the manufactured beer free of charge at  
15 the location the beer is manufactured unless prohibited by AS 04.16.030; and

16 (3) sell the beer authorized to be manufactured under this subsection

17 (A) on the premises licensed under the beverage dispensary  
18 license or other licensed premises of the beverage dispensary licensee that are  
19 also licensed as a beverage dispensary;

20 (B) to a wholesaler licensed under AS 04.11.160; **sales under**  
21 **this subparagraph may not exceed 15,000 gallons;** or

22 (C) to an individual who is present on the premises where the  
23 beer is manufactured in quantities of not more than five gallons per day.

24 \* **Sec. 3.** AS 04.11.135 is amended by adding a new subsection to read:

25 (e) Notwithstanding (a) of this section, a brewpub license authorizes the  
26 holder of a restaurant or eating place license to (1) manufacture on premises licensed  
27 under the restaurant or eating place license not more than 150,000 gallons of beer in a  
28 calendar year; (2) sell beer manufactured on premises licensed under the restaurant or  
29 eating place license for consumption on the licensed premises; (3) sell beer  
30 manufactured on the premises licensed under the restaurant or eating place license in  
31 quantities of not more than five gallons per day to an individual who is present on the

1 licensed premises; and (4) provide a small sample of the brewpub's beer manufactured  
2 on the premises free of charge unless prohibited by AS 04.16.030. A person who  
3 holds a brewpub license under this subsection may not hold more than one brewpub  
4 license.