

CS FOR HOUSE BILL NO. 234(L&C)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-THIRD LEGISLATURE - FIRST SESSION

BY THE HOUSE LABOR AND COMMERCE COMMITTEE

Offered: 4/14/03

Referred: Finance

Sponsor(s): REPRESENTATIVES MCGUIRE, Crawford

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to the sale of beer manufactured at a brewpub; continuing the**
2 **existence of the 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.** AS 04.11.135(a) is amended to read:

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

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

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

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

1 who is present on the licensed premises;

2 (4) provide a small sample of the brewpub's beer manufactured on the
3 premises free of charge unless prohibited by AS 04.16.030; and

4 (5) sell beer manufactured on the premises licensed under the beverage
5 dispensary license to a person licensed as a wholesaler under AS 04.11.160; sales
6 under this paragraph may not exceed 15,000 gallons [OR THE AMOUNT SOLD
7 UNDER THIS PARAGRAPH IN CALENDAR YEAR 2001, PLUS 10 PERCENT,
8 WHICHEVER AMOUNT IS GREATER].

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

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

15 (1) manufacture not more than 150,000 gallons of beer in a calendar
16 year on premises other than the premises licensed under the beverage dispensary
17 license;

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

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

21 (A) on the premises licensed under the beverage dispensary
22 license or other licensed premises of the beverage dispensary licensee that are
23 also licensed as a beverage dispensary;

24 (B) to a wholesaler licensed under AS 04.11.160; sales under
25 this subparagraph may not exceed 15,000 gallons [OR THE AMOUNT SOLD
26 UNDER THIS SUBPARAGRAPH IN CALENDAR YEAR 2001, PLUS 10
27 PERCENT, WHICHEVER AMOUNT IS GREATER]; or

28 (C) to an individual who is present on the premises **described**
29 **under (A) of this paragraph, or** where the beer is manufactured, in quantities
30 of not more than five gallons per day.

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

1 (1) Alcoholic Beverage Control Board (AS 04.06.010) - June 30, **2007**
2 [2003];
3 * **Sec. 4.** This Act takes effect July 1, 2003.