

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

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-THIRD LEGISLATURE - FIRST SESSION

BY THE SENATE LABOR AND COMMERCE COMMITTEE

Offered: 5/14/03

Referred: Finance

Sponsor(s): REPRESENTATIVES MCGUIRE, Crawford, Croft, Gara, Lynn

A BILL

FOR AN ACT ENTITLED

1 "An Act relocating the Alcoholic Beverage Control Board from the Department of
2 Revenue to the Department of Public Safety; extending the termination date of the
3 Alcoholic Beverage Control Board; relating to the sale of beer manufactured at a
4 brewpub; and providing for an effective date."

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

6 * **Section 1.** AS 04.06.010 is amended to read:

7 **Sec. 04.06.010. Establishment of board.** There is established in the
8 Department of Public Safety the [THE] Alcoholic Beverage Control Board [IS
9 ESTABLISHED] as a regulatory and quasi-judicial agency. The Board is in the
10 Department of Public Safety [REVENUE], but for administrative purposes only.

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

12 (d) Notwithstanding (a) of this section, the holder of a brewpub license who
13 under the provisions of AS 04.11.450(b) formerly held a brewery license and a
14 restaurant or eating place license and who, under the former brewery license,

1 manufactured beer at a location other than the premises licensed under the former
2 restaurant or eating place license may

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

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

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

9 (A) on the premises licensed under the beverage dispensary
10 license or other licensed premises of the beverage dispensary licensee that are
11 also licensed as a beverage dispensary;

12 (B) to a wholesaler licensed under AS 04.11.160; sales under
13 this subparagraph may not exceed 15,000 gallons or the amount sold under this
14 subparagraph in calendar year 2001, plus 10 percent, whichever amount is
15 greater; or

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

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

20 (1) Alcoholic Beverage Control Board (AS 04.06.010) - June 30, **2007**

21 [2003];

22 * **Sec. 4.** This Act takes effect July 1, 2003.