

HOUSE BILL NO. 240

IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-FOURTH LEGISLATURE - FIRST SESSION

BY THE HOUSE JUDICIARY COMMITTEE

Introduced: 3/30/05

Referred: Labor and Commerce, Judiciary

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to brewery and brew pub licensing."**

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

3 * **Section 1.** AS 04.11.130(a) is amended to read:

4 (a) A brewery license authorizes the holder to operate a brewery where beer is
5 manufactured and **packaged** [BOTTLED OR BARRELED] for sale.

6 * **Sec. 2.** AS 04.11.130(b) is amended to read:

7 (b) The holder of a brewery license may [SELL BEER IN QUANTITIES OF]

8 (1) **sell beer manufactured under the license in quantities of not**
9 **more** [LESS] than **16** [FIVE] gallons to an individual who is present on the licensed
10 premises;

11 (2) **sell beer manufactured under the license** [MORE THAN FIVE
12 GALLONS] to a person who is licensed under this title, or in another state or country;

13 (3) **provide beer manufactured under the license for consumption**
14 **on the licensed premises with or without charge unless prohibited under**
15 **AS 04.16.030;**

1 **(4) sell beer manufactured under the license in quantities of not**
 2 **more than five gallons a day to a person who is present on other licensed**
 3 **premises of the holder of the brewery license; however, the other licensed**
 4 **premises must be either a beverage dispensary license under AS 04.11.090 or a**
 5 **restaurant or eating place license under AS 04.11.100 and may not total more**
 6 **than two additional licensed premises in any combination.**

7 * **Sec. 3.** AS 04.11.450(b) is amended to read:

8 (b) A person who is a representative or owner of a wholesale business,
 9 [BREWERY,] winery, bottling works, or distillery may not be issued, solely or
 10 together with others, a beverage dispensary license, a restaurant or eating place
 11 license, or package store license. A holder of a **brewery** [BEVERAGE
 12 DISPENSARY] license may be issued a **beverage dispensary license or a**
 13 **restaurant or eating place** [BREW PUB] license, subject to the provisions of
 14 **AS 04.11.130** [AS 04.11.135. THE PROHIBITION AGAINST ISSUANCE OF A
 15 RESTAURANT OR EATING PLACE LICENSE IMPOSED UNDER THIS
 16 SUBSECTION DOES NOT APPLY TO A RESTAURANT OR EATING PLACE
 17 LICENSE ISSUED ON OR BEFORE OCTOBER 1, 1996 OR A RESTAURANT OR
 18 EATING PLACE LICENSE ISSUED UNDER AN APPLICATION FOR A
 19 RESTAURANT OR EATING PLACE LICENSE APPROVED ON OR BEFORE
 20 OCTOBER 1, 1996].

21 * **Sec. 4.** AS 04.11.080(19), 04.11.130(c), 04.11.135, and 04.11.360(10) are repealed.