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IN THE SENATE

BY SENATORS ROBISON + *Snyder*  
*by Request*

SENATE BILL NO. 117

IN THE LEGISLATURE OF THE TERRITORY OF ALASKA

TWENTY-FIRST SESSION

A BILL

For an Act entitled: "An Act pertaining to beverage dispensary licenses for the sale of intoxicating liquor, and amending sub-section (A) of Section 35-4-21 ACLA 1949."

BE IT ENACTED BY THE LEGISLATURE OF THE TERRITORY OF ALASKA:

Section 1. Sub-section (A) of Section 35-4-21 ACLA 1949 is amended to read as follows:

(A) Beverage Dispensary Licenses: (Bond: Penalties: Revocation: Employees: Existing Licenses:) A Beverage Dispensary License shall give to the holder thereof the right to sell or serve on the premises beer, wine and hard liquors for consumption on the premises only. Provided, however, that the premises for which such license is issued shall not be connected by doors or otherwise with premises covered by any other license issued under these regulations; and provided further, that the sales under Beverage Dispensary Licenses are limited to less than five wine gallons to any one person in any one day. A Beverage Dispensary License Fee shall be Five Hundred Dollars (\$500.00) in all towns, villages, settlements and places of population not exceeding fifteen hundred persons and One Thousand Dollars (\$1,000.00) in all towns, villages and incorporated cities having the population in excess of fifteen hundred persons and all applicants desiring a Beverage Dispensary License,

*above addition*  
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at the time of filing with the District Court, the applicant for such license shall also file a bond, either in cash or a surety company bond, to be approved by the Court, the condition of such bond or undertaking shall be, that the licensee or licensees are the sole owners and that no other persons are financially interested either directly or indirectly and will conduct said business in accordance with the existing laws pertaining to the manufacture and sale of intoxicating liquor in Alaska. Such bond shall be in the penal sum of Twenty-five Hundred Dollars (\$2,500.00). Upon conviction for violation of the laws of Alaska pertaining to the manufacture and sale of intoxicating liquor or upon revocation of a license, said bond shall be forfeited and covered into the Territorial Treasury.

The Judge of the District Court for the Territory of Alaska is hereby empowered and authorized to revoke any license hereafter granted, as well as those now issued. Complaints for revocation of licenses under this Act shall be filed by the U. S. Attorney, his assistants or any Federal or any Territorial Enforcement Officer. Such complaints shall be filed with the Clerk of the U. S. District Court. Upon such complaint being filed, duly verified, the U. S. District Judge shall issue an order to show cause against the licensee and upon hearing the same, or upon default of the licensee, the said Judge shall issue his judgment and order in the matter.

Penalty for violation of any of the provisions of this Act shall be as follows:

For the first violation, the licensed premises shall

1 be closed for a period of <sup>15</sup> not less than five nor more than  
2 forty-five ((45)) days;

3 For the second violation, the licensed premises shall  
4 be closed for a period of <sup>30</sup> not less than fifteen nor more than  
5 ninety ((90)) days;

6 For the third violation, the bond shall be forfeited,  
7 the license cancelled and the premises abated for one year  
8 for use as a beverage dispensary.

9 The holder of any license which has been revoked as  
10 herein provided shall not be entitled to apply for and re-  
11 ceive another license under this Act for a period of five  
12 years from the date of the Order of Revocation.

13 All employees serving intoxicating liquor in a beverage  
14 dispensary shall be male citizens of the United States, over  
15 the age of 21 years and of good moral character. Any such  
16 employee of such place violating the provisions of this Act  
17 shall be equally guilty with the holder of the license and  
18 shall be punished accordingly. The Treasurer of Alaska is  
19 empowered and directed, with respect to existing licenses,  
20 to make any and all adjustments necessary by extending credit  
21 on new licenses or making refunds to the licensees for the  
22 unused portion of the licenses heretofore issued at the  
23 option of the licensee.

24 Provided that such beverage dispensary licensee shall  
25 be permitted to continue in operation during the period for  
26 which his present license is effective, if he shall so elect.  
27 Provided, however, such license shall not be extended to  
28 include intoxicating liquor other than beer or wine unless  
29 he first obtain a new license and post bond as provided

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