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Introduced: 4/8/70
Referred: Local Government

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2 HOUSE BILL NO. 811

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the sale of alcoholic beverages
7 by cities; and providing for an effective date."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 04.10 is amended by adding new sections to read:

10 ARTICLE 6. INCORPORATED CITY LIQUOR LICENSE.

11 Sec. 04.10.500. CITY LIQUOR LICENSE. (a) A city may obtain a
12 retail liquor license issued for the sale of intoxicating liquor within
13 the city's boundaries. Except as provided in (c) of this section,
14 before the license may be issued or reissued, certification must be
15 submitted to the board that at the last election a majority of the
16 qualified voters in the city voted "yes" on the question, "Shall the
17 incorporated city of obtain a retail liquor license
18 for the sale of intoxicating liquor?". The question shall be submitted
19 to a vote within 30 days after the city council receives a petition
20 signed by 25 per cent or more of the total number of qualified voters
21 at the last regular city election and requesting the vote.

22 (b) After the issuance or reissuance of a license to a city
23 under this section no petition requesting a vote on the issue of a
24 city liquor license may be filed until at least nine months have
25 elapsed from the date the retail liquor license was issued or reissued
26 to the city.

27 (c) If a petition to present the question to the voters is not
28 received by the city council at least 40 days before the expiration
29 date of a valid existing license, the council may obtain reissuance

1 of the license without presenting the question to the voters.

2 (d) Notice of the result of a vote on the question shall be
3 immediately forwarded to the board.

4 Sec. 04.10.510. NOTICE BY THE CITY. Before a city council may
5 apply for the reissuance of a liquor license it shall give reasonable
6 notice to the residents of the city that the existing license will
7 expire. The notice shall

8 (1) specify the date of expiration; and

9 (2) be given not more than 90 days nor less than 70 days
10 before the license expiration.

11 Sec. 04.10.520. APPLICATION OF CERTAIN SECTIONS. Secs. 190(a)(5)
12 and 270 of this chapter do not apply to licensure of a city under
13 secs. 500 - 530 of this chapter.

14 Sec. 04.10.530. DEFINITIONS. In secs. 500 - 530 of this chapter

15 (1) "city" means a municipality of any class incorporated
16 under AS 29 or AS 7, except a second or third class organized borough;

17 (2) "council" means the council or other governing body of
18 a city.

19 * Sec. 2. This Act takes effect on the day after its passage and approv-
20 al or on the day it becomes law without approval.