

Original Sponsor: Rules Committee  
By Request of the Governor

Offered: 1/30/76  
Referred: Finance

1 IN THE HOUSE

BY THE COMMERCE COMMITTEE

2 CS FOR HOUSE BILL NO. 576 am re-engrossed

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to alcoholic beverages; and providing  
7 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 a new section to read:

10 Sec. 04.10.135. IN-FLIGHT CATERING LICENSE. The holder of an  
11 in-flight catering license may sell intoxicating liquors in the original  
12 package and wine in bulk to certificated domestic and international air  
13 carriers only. The holder of an in-flight catering license may not  
14 sell to a consumer and must purchase intoxicating liquor, wine and beer  
15 from a wholesaler licensed under sec. 110 of this chapter. The in-  
16 flight catering license fee is \$600.

17 \* Sec. 2. AS 04.10.020 is amended by adding a new subsection to read:

18 (o) in-flight catering license.

19 \* Sec. 3. AS 04.10.300 is amended to read:

20 Sec. 04.10.300. PROTEST OF ISSUANCE. A resident of an area out-  
21 side the incorporated boundaries of a municipality [AN INCORPORATED  
22 CITY] who desires to protest the issuance of a license in the voting  
23 area in which he resides, shall serve upon the applicant and the board  
24 a written statement of the reasons for his protest. Upon the receipt  
25 of the protest, the board shall [MAY] give notice and hold a hearing, in  
26 the voting precinct in which the protestant resides, at which all persons  
27 interested may be heard. If at the hearing it appears that the majority  
28 of the citizens over the age of 19 years, residing within two miles of  
29 the place for which a license is sought, object to the issuance of the

1 license, the board shall refuse to issue the license.

2 \* Sec. 4. AS 04.10.310 is amended to read:

3 Sec. 04.10.310. PUBLIC APPROVAL FOR LICENSES IN REMOTE AREAS.

4 No license for the sale of intoxicating liquor may be issued in any  
5 area outside [, WHICH IS 50 MILES OR MORE FROM] the incorporated  
6 boundaries of a municipality, unless a petition containing the signa-  
7 tures of two-thirds of the bona fide residents, 19 years of age or  
8 over, residing within two miles of the place where intoxicating liquor  
9 is to be sold [A RADIUS OF FIVE MILES OF THE NEAREST UNITED STATES  
10 POST OFFICE STATION], is filed with the board asking that a license be  
11 issued within the area. [IF THERE ARE TWO OR MORE UNITED STATES POST  
12 OFFICE STATIONS WITHIN THE VICINITY OF THE PLACE WHERE INTOXICATING  
13 LIQUOR IS TO BE SOLD, THE NEAREST STATION TO SUCH PLACE CONSTITUTES  
14 THE POINT OF BEGINNING.] A petition is not necessary for a reissuance  
15 of any license granted under this section. [IF NO POST OFFICE STATION  
16 EXISTS WITHIN A RADIUS OF FIVE MILES OF THE PLACE WHERE INTOXICATING  
17 LIQUOR IS TO BE SOLD THEN SEC. 440 OF THIS CHAPTER APPLIES.]

18 \* Sec. 5. AS 04.10.330(b) is amended to read:

19 (b) Application for the transfer of ownership of an existing  
20 license shall be accompanied by a statement, under oath, executed  
21 by the transferor in which he lists all [DEBTS AND THE AMOUNTS WHICH  
22 HE OWES TO A CREDITOR OF THE BUSINESS AND] taxes due. [THE BOARD SHALL  
23 PROMPTLY INFORM EACH CREDITOR OF THE APPLICATION AND OF THE AMOUNT  
24 OWED THAT CREDITOR.] The board shall not approve the application for  
25 transfer unless all [OF THE DEBTS AND] taxes are paid, or the trans-  
26 feror gives security for the payment of them satisfactory to the  
27 [CREDITOR OR] taxing authority prior to approval of the application.

28 \* Sec. 6. AS 04.10.350(c)(4)(A) is amended to read:

29 (A) upon application filed during the 30-day [SIX-

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MONTH] period beginning with February 28;

\* Sec. 7. AS 04.15 is amended by adding a new section to read:

Sec. 04.15.095. POSSESSION OF ALCOHOLIC BEVERAGES. A person who possesses or brings into the state without a license intoxicating liquor for commercial purposes in excess of 20 wine gallons is guilty of a misdemeanor and upon conviction is punishable by imprisonment of not more than one year, or by a fine of not more than \$500, or by both.

\* Sec. 8. AS 04.10.440 is repealed.

\* Sec. 9. This Act takes effect immediately in accordance with AS 01.10.-070(c).