

1 IN THE HOUSE

BY SWANSON

2 HOUSE BILL NO. 15

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the sale of intoxicating liquor;  
7 and providing for an effective date."

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

9 \* Section 1. AS 04.10.200 is amended to read:

10 Sec. 04.10.200. PUBLIC NOTICE. The board shall provide by regula-  
11 tion for adequate notice to inform the public and the local governing  
12 body of a proposed issuance of a new license [, RENEWAL] or transfer of  
13 an existing license. The notice shall be bilingual when necessary.  
14 Notice shall be given by posting at the location of the premises, at the  
15 nearest post office, and at one other conspicuous location in the area  
16 for a period of at least 10 days a true copy of the application and by  
17 public service announcements provided to newspapers and radio and tele-  
18 vision stations at least 30 days before filing the application.

19 \* Sec. 2. AS 04.10.300 is amended to read:

20 Sec. 04.10.300. PROTEST IN AREAS OUTSIDE MUNICIPALITIES. (a) An  
21 adult resident in an area outside a municipality who desires to protest  
22 the issuance [, REISSUANCE, RENEWAL] or transfer of a license for an  
23 establishment that is outside a municipality and within two miles of his  
24 permanent place of abode or within the established village in which his  
25 permanent place of abode is located shall serve upon the applicant and  
26 the board a written statement of the reasons for his protest. Upon the  
27 receipt of the protest, the board may give notice and hold a hearing in  
28 the area in which the protestant resides, at which all persons inter-  
29 ested may be heard.

1 (b) If the protest is made in writing to the board by at least 35  
2 per cent of the adult residents having a permanent place of abode  
3 within the established village where the licensed premises is situated  
4 or is to be situated and within two miles of the established village, a  
5 special election conducted by the Department of Community and Regional  
6 Affairs held within the village is mandatory. If at the election the  
7 majority of the adult residents having a permanent place of abode within  
8 the established village and within two miles of the established village  
9 object to issuance [, RENEWAL] or transfer, the board may not issue [,  
10 RENEW] or transfer any licenses in, or within two miles of, the estab-  
11 lished village.

12 (c) If the licensed premises is situated or is to be situated  
13 outside a municipality or established village and at the hearing the  
14 majority of the adult residents having a permanent place of abode  
15 within two miles of the premises but outside the municipality or estab-  
16 lished village object to issuance [, RENEWAL] or transfer, the board  
17 may, if in its opinion the public interest will be served by the refusal  
18 or if other grounds for refusal exist by law, refuse to issue or trans-  
19 fer the license.

20 (d) For purposes of this section, an "established village" means  
21 an unincorporated area where at least 25 people reside as a social unit,  
22 as determined by the Department of Community and Regional Affairs.

23 \* Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-

24 070(c).