

Original sponsor: Rules Committee by request
of the Governor

Offered: 4/20/77
Referred: Finance

1 IN THE SENATE

BY THE SPECIAL COMMITTEE
ON ALCOHOLISM

2 CS FOR SENATE BILL NO. 167

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 excise tax on and license fees
7 for sale of intoxicating liquors; and providing for an
8 effective date."

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

10 * Section 1. AS 43.60.010(a) is amended to read:

11 (a) Every brewer, distiller, bottler, jobber, retailer, whole-
12 saler, or manufacturer who sells intoxicating liquors in the state or
13 who consigns shipments of intoxicating liquors into the state, whether
14 or not the liquors are brewed, distilled, bottled, or manufactured in
15 the state, shall pay on all malt beverages (alcoholic content of one per
16 cent or more by volume), wines, and hard or distilled liquors, the
17 following taxes: (1) malt beverages at the rate of 32 1/2 [25] cents a
18 gallon or fraction of a gallon; (2) wine or other liquor of less than 14
19 [21] per cent alcohol by volume [OR LESS,] at the rate of \$1 [60 CENTS]
20 a gallon or fraction of a gallon; [AND] (3) other liquors having a
21 content of more than 21 per cent alcohol by volume at the rate of \$5
22 [\$4.00] a gallon; and (4) wine or other liquor of at least 14 per cent
23 alcohol by volume but not more than 21 per cent alcohol by volume at the
24 rate of \$1.35 a gallon or fraction of a gallon.

25 * Sec. 2. AS 04.10.110 is amended to read:

26 Sec. 04.10.110. WHOLESALE LICENSE. (a) The holder of a general
27 wholesale license may sell intoxicating liquors in the original package,
28 and wine in bulk, in quantities of not less than five wine gallons to
29 holders of licenses. The holder of a general wholesale license may

1 not sell to a consumer. Liquor requiring internal revenue strip stamps
2 shall have the stamps intact on the package. A general wholesale
3 license shall be required for each distributing point. The general
4 wholesale license fee schedule is based upon the total amount of busi-
5 ness transacted during any year and is \$500 as a minimum license fee, to
6 accompany the application, and in payment of the fee for the first
7 \$50,000 of business transacted, and, in addition thereto, on the busi-
8 ness transacted during any year,

9	above \$50,000 and not	
10	over \$75,000	a fee of \$250
11	above \$75,000 and not	
12	over \$100,000	a fee of \$500
13	above \$100,000 and not	
14	over \$125,000	a fee of \$750
15	above \$125,000 and not	
16	over \$150,000	a fee of \$1000
17	above \$150,000 and not	
18	over \$175,000	a fee of \$1250
19	above \$175,000 and not	
20	over \$200,000	a fee of \$1500
21	above \$200,000 and not	
22	over \$250,000	a fee of \$2000
23	above \$250,000 and not	
24	over \$300,000	a fee of \$2500
25	above \$300,000 and not	
26	over \$350,000	a fee of \$3000
27	above \$350,000 and not	
28	over \$400,000	a fee of \$3500
29	above \$400,000 and not	

1	over \$500,000	a fee of \$4500
2	above \$500,000	<u>one per cent of the business</u>
3		<u>transacted</u>
4		[A FEE OF \$5000]

(b) The holder of a wholesale malt beverage and wine license may sell malt beverages and wine in the original packages and malt beverages and wine in bulk in quantities of not less than five wine gallons to holders of licenses. The holder of a wholesale malt beverage and wine license may not sell to a consumer. The malt beverages and wine license fee schedule is based on the total amount of business transacted in any year and is \$100 as a minimum license fee, to accompany the application, and in payment of the fee for the first \$10,000 of business transacted, and, in addition, on the business transacted during any year,

14	above \$10,000 and not	
15	over \$25,000	a fee of \$150
16	above \$25,000 and not	
17	over \$50,000	a fee of \$500
18	above \$50,000 and not	
19	over \$75,000	a fee of \$750
20	above \$75,000 and not	
21	over \$100,000	a fee of \$1000
22	above \$100,000 and not	
23	over \$150,000	a fee of \$1500
24	above \$150,000 and not	
25	over \$200,000	a fee of \$2000
26	above \$200,000 and not	
27	over \$300,000	a fee of \$3000
28	above \$300,000 and not	
29	over \$400,000	a fee of \$4000

1 above \$400,000

one per cent of the business
transacted

3 [A FEE OF \$5000]

4 * Sec. 3. AS 04.10.040(a) is amended to read:

5 (a) The holder of a beverage dispensary license may sell for cash
6 or serve on the premises beer, wine and hard liquors for consumption on
7 the premises only. The beverage dispensary license fee is \$750 [\$500]
8 in all unincorporated communities and incorporated cities having a
9 population not exceeding 1,500 persons and \$1,500 [\$1,000] in all unin-
10 corporated communities and incorporated cities having a population in
11 excess of 1,500 persons. The population shall be determined at the time
12 of filing the application. Each applicant for a beverage dispensary
13 license shall file with the application a cash bond or a surety bond
14 executed by a surety company approved by the board. The condition of
15 the bond or undertaking shall be that the applicant or applicants are
16 the sole owners of the business to be licensed, and that no other person
17 is financially interested directly or indirectly, and that the applicant
18 or applicants will conduct the business in accordance with the appli-
19 cable laws pertaining to intoxicating liquor in the state. The bond
20 shall be in the penal sum of \$2,500. Upon revocation of the license,
21 the bond may be forfeited and the amount deposited into the general fund
22 of the state.

23 * Sec. 4. AS 04.10.050 is amended to read:

24 Sec. 04.10.050. RESTAURANT LICENSE. The holder of a restaurant
25 license may sell beer and wine in a restaurant with meals furnished in
26 good faith to patrons. The restaurant license fee is \$500 [\$300].

27 * Sec. 5. AS 04.10.060 is amended to read:

28 Sec. 04.10.060. ROADHOUSE LICENSE. The holder of a roadhouse
29 license whose licensed premises are located not less than 18 miles

1 from the corporate limits of a city and who serves food to the traveling
2 public, may sell beer and wine for consumption on the premises only.
3 The roadhouse license fee is \$250 [\$150].

4 * Sec. 6. AS 04.10.070 is amended to read:

5 Sec. 04.10.070. CLUB LICENSE. A club license gives to clubs,
6 fraternal organizations, and patriotic organizations, that have a state
7 or national charter, and that have been so incorporated and active for a
8 period of two years or more, the right to sell intoxicating liquors to
9 members and their families only in their club rooms. The club license
10 fee is \$800 [\$400], except that where any club has certified to the
11 board that the gross sales of intoxicating liquor for the preceding year
12 were less than \$5,000 the club license fee is \$200.

13 * Sec. 7. AS 04.10.080 is amended to read:

14 Sec. 04.10.080. BOTTLING WORKS LICENSE. The holder of a bottling
15 works license may operate a bottling works where beer and wine may be
16 bottled and sold. No sale of beer or wine may be made to a consumer or
17 in quantities less than five wine gallons. The bottling works license
18 fee is \$500 [\$100].

19 * Sec. 8. AS 04.10.100 is amended to read:

20 Sec. 04.10.100. RETAIL LICENSE. The holder of a retail license
21 may sell for cash in his establishment intoxicating liquors in the
22 original packages and wine in bulk. All liquor requiring internal
23 revenue strip stamps shall have the stamps intact upon the packages.
24 The consumption of intoxicating liquor on premises licensed under this
25 provision is prohibited. Sales under a retail license are limited to
26 less than 20 wine gallons to any one person in any one sale. The
27 retail license fee is \$1,000 [\$600], but the retail license fee for a
28 retail liquor store having gross sales from the sale of intoxicating
29 liquors not exceeding \$20,000 in any calendar year is \$300.

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* Sec. 9. This Act takes effect July 1, 1977.