

Original sponsor: Rules/Governor

Offered: 3/22/79

1 IN THE SENATE

BY THE RULES COMMITTEE

2

CS FOR SENATE BILL NO. 228 (Rules)

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

ELEVENTH LEGISLATURE - FIRST SESSION

5

A BILL

6

For an Act entitled: "An Act relating to intoxicating liquors; and providing  
7 for an effective date."

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

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

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(a) Every brewer, distiller, bottler, jobber, retailer, whole-  
11 saler, or manufacturer who sells intoxicating liquors in the state or  
12 who consigns shipments of intoxicating liquors into the state, whether  
13 or not the liquors are brewed, distilled, bottled, or manufactured in  
14 the state, shall pay on all malt beverages (alcoholic content of one per  
15 cent or more by volume), wines, and hard or distilled liquors, the  
16 following taxes: (1) malt beverages at the rate of 27 1/2 [25] cents a  
17 gallon or fraction of a gallon; (2) wine or other liquor of 21 per cent  
18 alcohol by volume or less at the rate of 90 [60] cents a gallon or  
19 fraction of a gallon; and (3) other liquors having a content of more  
20 than 21 per cent alcohol by volume at the rate of \$5.75 [\$4.00] a  
21 gallon.

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\* Sec. 2. AS 04.15 is amended by adding a new section to read:

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Sec. 04.15.025. RESTRICTIONS ON SALES TO AND FROM WHOLESALERS.

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(a) A licensee may not sell intoxicating liquor to a wholesaler, and a  
25 wholesaler may not purchase intoxicating liquor from a licensee unless  
26 the licensee is a primary source of supply of the intoxicating liquor.

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(b) A licensee may not knowingly purchase intoxicating liquor from  
28 a wholesaler who has not purchased the intoxicating liquor from

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(1) a primary source of supply; or

1 (2) a wholesaler who is the designated representative of a  
2 primary source of supply in the state who has purchased the intoxicating  
3 liquor from the designated representative of the primary source of  
4 supply in or outside the state.

5 (c) The primary source of supply shall attach an invoice to any  
6 shipment to a wholesaler.

7 (d) For the purposes of this section,

8 (1) "licensee" means any person licensed under this title,  
9 including those persons required to be licensed under AS 04.10.170;

10 (2) "primary source of supply" means the distiller, producer,  
11 owner of the commodity at the time it became a marketable product,  
12 bottler, or exclusive agent of a distiller, producer, owner, or bottler;  
13 in reference to imported products, the term means either the foreign  
14 distiller, producer, owner, bottler, or agent or prime importer from, or  
15 the exclusive agent in, the United States of the foreign distiller,  
16 producer, owner, or bottler;

17 (3) "wholesaler" means a person licensed under AS 04.10.110.

18 (e) The board shall suspend for one year the license of a licensee  
19 who violates this section.

20 \* Sec. 3. AS 04.15.100(a) is amended to read:

21 (a) A person who violates any provision of this title other than  
22 AS 04.15.025 or AS 04.15.080 is guilty of a misdemeanor, and upon con-  
23 viction is punishable by imprisonment for [OF] not more than one year,  
24 or by a fine of not more than \$500. Each violation is a separate  
25 offense.

26 \* Sec. 4. AS 04.15 is amended by adding a new section to read:

27 Sec. 04.15.120. SALE OF POWDERED ALCOHOL PROHIBITED. No substance  
28 having alcoholic content and intended for human consumption may be sold  
29 in the state unless in liquid form.

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\* Sec. 5. This Act takes effect July 1, 1979.