

Original sponsors: Cato, Boyer
and Grussendorf

1 IN THE HOUSE BY THE FINANCE COMMITTEE

2 CS FOR HOUSE BILL NO. 279 (Finance)(efd add)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

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

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

10 * Section 1. AS 04.11.110(b) is amended to read:

11 (b) A club license may only be issued to a club, fraternal
12 organization, patriotic organization, or social organization that has
13 been (1) chartered by a state or national organization for a period of
14 two consecutive years before application for a license under this
15 section; or (2) chartered by a national organization and the national
16 organization has maintained a chartered club or organization within
17 the state for a period of at least 20 years. The organization li-
18 censed under this section must be operated for social, recreational,
19 political, benevolent or athletic purposes and not for profit. A club
20 license may only be issued to an organization if none of the income
21 from the sale of alcoholic beverages is distributed to its members,
22 directors, or officers. Soliciting of public patronage of the club
23 premises except as approved by the board is a violation of this sec-
24 tion.

25 * Sec. 2. AS 04.11.110(f) is amended to read:

26 (f) Alcoholic beverages purchased by a club or organization
27 licensed under this section may not be used or consumed off the li-
28 censed premises of the club or organization by any person, including
29 club members and employees unless approved by the board.

1 * Sec. 3. AS 04.11.400(a) is amended to read:

2 (a) Except as provided in (g), (h), (i), and (j) of this sec-
3 tion, a new license may not be issued and the board may prohibit
4 relocation of an existing license

5 (1) outside an established village, incorporated city,
6 unified municipality, or organized borough if after the issuance or
7 relocation there would be more than one restaurant or eating place
8 license for each 1,500 population or fraction of 1,500 population or
9 more than one license of each other type, including licenses that have
10 been issued under (g) or (h) of this section, for each 3,000 popula-
11 tion or fraction of 3,000 population in a radius of five miles of the
12 licensed premises or location of premises sought to be licensed,
13 excluding the populations of established villages, incorporated
14 cities, unified municipalities, and organized boroughs that are wholly
15 or partly included within the radius;

16 (2) inside an established village, incorporated city, or
17 unified municipality if after the issuance or relocation there would
18 be inside the established village, incorporated city, or unified
19 municipality more than one restaurant or eating place license or club
20 license for each 1,500 population or fraction of 1,500 population or
21 more than one license of each other type, including licenses that have
22 been issued under (g) or (h) of this section, for each 3,000 popula-
23 tion or fraction of 3,000 population inside the established village,
24 incorporated city, or unified municipality;

25 (3) inside an organized borough but outside an established
26 village or incorporated city located within the borough, if after the
27 issuance or relocation there would be inside the borough, but outside
28 the established villages and incorporated cities located within the
29 borough, more than one restaurant or eating place license or club

1 license for each 1,500 population or fraction of 1,500 population or
2 more than one license of each other type, including licenses that have
3 been issued under (g) or (h) of this section, for each 3,000 popula-
4 tion or fraction of 3,000 population inside the borough, excluding the
5 population of those established villages that have conducted an elec-
6 tion on a question set out in AS 04.11.490, 04.11.496, or 04.11.500,
7 and excluding the population of incorporated cities located within the
8 organized borough.

9 * Sec. 4. This Act takes effect immediately under AS 01.10.070(c).