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1 IN THE SENATE

BY ABOOD

2

SENATE BILL NO. 154

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IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FIFTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act relating to issuance of liquor licenses."

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

8 * Section 1. AS 04.11.400(a) is amended to read:

9 (a) Except as provided in (g), (h), (i), [AND] (j), and (k) of
10 this section, a new license may not be issued and the board may pro-
11 hibit relocation of an existing license

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

23 (2) inside an established village, incorporated city, or
24 unified municipality if after the issuance or relocation there would
25 be inside the established village, incorporated city, or unified
26 municipality more than one restaurant or eating place license for each
27 1,500 population or fraction of 1,500 population or more than one
28 license of each other type, including licenses that have been issued
29 under (g) or (h) of this section, for each 3,000 population or

1 fraction of 3,000 population inside the established village, incor-
2 porated city, or unified municipality;

3 (3) inside an organized borough but outside an established
4 village or incorporated city located within the borough, if after the
5 issuance or relocation there would be inside the borough, but outside
6 the established villages and incorporated cities located within the
7 borough, more than one restaurant or eating place license for each
8 1,500 population or fraction of 1,500 population or more than one
9 license of each other type, including licenses that have been issued
10 under (g) or (h) of this section, for each 3,000 population or frac-
11 tion of 3,000 population inside the borough, excluding the population
12 of those established villages that have conducted an election on a
13 question set out in AS 04.11.490, 04.11.496, or 04.11.500, and exclud-
14 ing the population of incorporated cities located within the organized
15 borough.

16 * Sec. 2. AS 04.11.400 is amended by adding a new subsection to read:

17 (k) The board may approve the issuance of a restaurant or eating
18 place license without regard to (a) of this section if it appears that
19 the issuance will encourage the tourist trade by encouraging the con-
20 struction or improvement of a restaurant with seating capacity for at
21 least 200 persons that operates less than six months in a calendar
22 year. The board may not approve the transfer of ownership or location
23 of a license issued under this subsection.