

Offered: 5/4/89
Referred: Finance

go0699sE

Original sponsor: Rules/Governor

1 IN THE SENATE BY THE STATE AFFAIRS COMMITTEE
2 CS FOR SENATE BILL NO. 157 (State Affairs)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 SIXTEENTH LEGISLATURE - FIRST SESSION
5 A BILL
6 For an Act entitled: "An Act relating to imposition of a civil fine for
7 violation of a statute, regulation, or ordinance
8 related to alcoholic beverages."
9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:
10 * Section 1. AS 04.11 is amended by adding a new section to read:
11 Sec. 04.11.575. CIVIL FINE. (a) In addition to any other
12 penalties imposed under this title, the board may impose a civil fine
13 upon a licensee or permittee that the board determines, at a proceeding
14 under AS 04.11.510(c), has violated a provision of this title, a
15 regulation adopted under this title, or an ordinance adopted in accor-
16 dance with AS 04.21.010.
17 (b) The board shall by regulation adopt a schedule of fines that
18 a licensee may be required to pay under this section. A fine may not
19 exceed the greater of:
20 (1) \$100,000; or
21 (2) an amount that is three times the pecuniary gain
22 realized by the licensee as a result of the violation.
23 * Sec. 2. AS 04.11.590(a) is amended to read:
24 (a) Money collected from licenses and civil fines under this
25 title shall be transferred by the board to the Department of Revenue
26 and deposited in the general fund.
27 * Sec. 3. AS 04.11.590 is amended by adding a new subsection to read:
28 (c) The commissioner of administration shall separately account
29 for all application fees, license fees, and civil fines collected

1 under this title that the Department of Revenue deposits in the gener-
2 al fund. The annual estimated balance in the account may be used by
3 the legislature to make appropriations to the Department of Revenue to
4 carry out the purposes of AS 04.06.