

CS FOR SENATE BILL NO. 385 (JUDICIARY)
IN THE LEGISLATURE OF THE STATE OF ALASKA
SEVENTEENTH LEGISLATURE - SECOND SESSION

BY THE SENATE JUDICIARY COMMITTEE

Offered: 4/24/92
Referred: Finance

Sponsor(s): SENATOR ZHAROFF

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the purchase of authentic Native handicrafts on certain licensed
2 premises; and providing for an effective date."

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

4 * Section 1. AS 04.16 is amended by adding a new section to read:

5 Sec. 04.16.095. PURCHASE OF HANDICRAFTS ON LICENSED PREMISES. (a) A
6 person may not offer to purchase or purchase authentic Native handicrafts if the offer or purchase
7 is made on premises that are licensed to sell alcoholic beverages under AS 04.11.090. In this
8 subsection, "authentic Native handicraft" has the meaning given in AS 45.65.070.

9 (b) An individual who violates (a) of this section is subject to

10 (1) a fine of \$300 and up to 90 days in jail for the first offense; and

11 (2) a fine of \$600 and up to one year in jail for each offense after the first
12 offense.

13 (c) A person who is not an individual and who violates (a) of this section is subject to
14 a fine of \$1,000 for the first offense and \$2,000 for each offense after the first offense.

1 (d) In addition to the penalties under (b) - (c) of this section, and notwithstanding
2 AS 04.11.370, the board shall suspend a license issued under AS 04.11.090 for 45 days for a first
3 violation of (a) of this section and shall revoke the license for a second violation of (a) of this
4 section if

5 (1) the licensee violates (a) of this section on the licensed premises; or

6 (2) a person who is employed to work on the licensed premises violates (a) of this
7 section while working on the licensed premises.

8 (e) This section does not apply to offers to purchase or purchases made in arenas or
9 convention centers owned by the state or a political subdivision of the state.

10 * Sec. 2. AS 04.16.180(a) is amended to read:

11 (a) Except as provided in AS 04.11.015, AS 04.16.095, 04.16.200 - 04.16.210
12 [AS 04.16.200 - 04.16.210], and AS 04.21.065, a person who violates a provision of this title or
13 a regulation adopted by the board is guilty, upon conviction, of a class A misdemeanor. Each
14 violation is a separate offense.

15 * Sec. 3. AS 04.21.065 is amended by adding a new subsection to read:

16 (m) A licensee under AS 04.11.090, who is subject to the prohibition in AS 04.16.095(a),
17 shall post on the licensed premises a warning sign that reads "WARNING: THE PURCHASE
18 OF AUTHENTIC NATIVE HANDICRAFTS IS PROHIBITED BY LAW ON THESE
19 PREMISES. A person who violates this prohibition is subject to criminal penalties. A violation
20 may result in the suspension or revocation of this establishment's liquor license." The warning
21 sign must be at least 11 inches by 14 inches, and the lettering must be at least one-half inch high
22 and in a color that contrasts with the background of the sign. The licensee shall display the sign
23 in a conspicuous manner.

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