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5

COMMITTEE REPORT

HOUSE

2/2/81

FURTHER: JUDICIARY

(5)

Date: March 19, 1981

Mr. Speaker:

The Committee on HEALTH, EDUCATION AND SOCIAL SERVICES has had HB 5

"An Act removing the prohibition on intoxicated persons entering premises licensed to serve alcoholic beverages."

under consideration and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass do not pass
- do pass with attached amendments(s)
- replace with CS for _____ same title
 new title
- and recommends _____
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation
- referred to the _____ Committee

MEMBERS SIGNING
DO PASS

[Signature]

[Signature]

[Signature]

[Signature]

MEMBERS HAVING
OTHER RECOMMENDATIONS:

[Signature]
CHAIRMAN

STATE OF ALASKA

DEPARTMENT OF REVENUE

OFFICE OF THE COMMISSIONER

FEB 26 1981

JAY S. HAMMOND, GOVERNOR

POUCH 5
JUNEAU, ALASKA 99811

February 26, 1981

The Honorable Donald E. Clocksin
Chairman
House Health, Education and Social
Services Committee
Room 106 - Capitol Building
Juneau, Alaska

Dear Mr. Clocksin:

Re: House Bill No. 5

House Bill No. 5, an Act removing the prohibition on intoxicated persons entering premises licensed to serve alcoholic beverages, was introduced in the House on February 4, 1981 and was referred to the House Health, Education and Social Services and Judiciary Committees.

For the consideration of the House Health, Education and Social Services Committee, I am enclosing a copy of a Fiscal Note prepared by Mr. Patrick L. Sharrock, Director, Alcoholic Beverage Control Board, Department of Revenue, Anchorage concerning the proposed legislation.

Sincerely,



R. D. Stevenson
Special Assistant

cc: The Honorable Fred E. Brown
Chairman
House Judiciary Committee

Joseph K. Donohue
Deputy Commissioner
Department of Revenue

Patrick L. Sharrock, Director
Alcoholic Beverage Control Board
Department of Revenue
Anchorage, Alaska

THE LEGISLATURE OF THE STATE OF ALASKA
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB#5
 Title Remove prohibition on intoxicated persons entering licensed premises
 Requested by Representative Rogers Date _____

II. FISCAL DETAIL

Agency Affected Department of Revenue
 Program Category Affected Consumer Protection
 BRU, Program, or Subprogram(s) Affected Alcoholic Beverage Control Board
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

FUNDING (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Fund Source)						
	-0-	-0-	-0-	-0-	-0-	-0-

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

There will not be any fiscal impact on this BRU with passage of this legislation.

February 4, 1981

Representative Brian Rogers
State of Alaska
Pouch V
Juneau, Alaska 99811

Dear Representative Rogers:

The Legislative Affairs Committee of the Northern Alaska Health Resources Association is studying HB 5, of which you are the prime sponsor. In order for us to understand your bill thoroughly, we need to have a clear idea of your reasons for filing the bill.

Please send us your statement of intent or other explanatory materials which will help us understand HB 5.

Thank you

Sincerely,


Paul Sherry
President

PS/SEM/bh

REPRESENTATIVE
BRIAN ROGERS
Alaska State Legislature

10 February 1981 .

Paul Sherry, President
Northern Alaska Health Resources Assoc., Inc.
529 5th Avenue, Suite 8
Fairbanks, Alaska 99701

Dear Mr. Sherry,

Thank you for your letter of February 4 regarding my intent in writing and introducing House Bill 5.

The spark for HB 5 was brought about by bar owners complaining that the present law prohibiting intoxicated persons on the premises forced them into a position where they had to order obviously drunk people out of the building and probably into their cars to drive home. What they wanted was the right to serve a cup of black coffee and maybe something to eat to these people in hopes of getting them into a position where they were more apt to be able to take care of themselves.

The law stands that forbids giving alcohol to intoxicated persons but I felt some provision should be made whereby a bartender or other worker would have more options in helping without possibly violating the law. I hope this explains the purpose of this bill to your satisfaction.

Thank you for your attention and concern.

Sincerely,



Rep. Brian Rogers

BR/vb