

CSHB

279

SENATE COMMITTEE REPORT

FURTHER

3/4/88

DATE TURNED INTO OFFICE 3/21/88

Mr. President:

Finance Committee considered CSHB 279 (FIN) (efd add

club licenses for the sale of alcoholic beverages; efd

and recommended

replace with 5 CS CSHB 279 (FIN)  same title  
 or adopt CS  new title

attached amendment(s) and

do pass

do not pass

no recommendation

individual recommendations

further referral to \_\_\_\_\_

letter of intent adopted \_\_\_\_\_

Committee  attached or  adopted fiscal note(s)

new  updated or  previous

zero  fiscal impact

MEMBERS SIGNING DO PASS

[Signature]  
[Signature]

OTHER RECOMMENDATIONS

W. Neusky No Rec.

[Signature]  
Chairman signature and recommendation

Committee Backup attached

FISCAL NOTE

REQUEST:

Revision Date: 03/08/88  
Title: "An Act relating to club licenses  
for the sale of alcoholic beverages; efa  
Sponsor: Senate Finance Committee  
Requestor: Senate C&RA

Agency Affected: Revenue  
BRI: ABC Board  
Components: \_\_\_\_\_

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
<b>OPERATING</b>						
PERSONAL SERVICES	-	-	-	-	-	-
TRAVEL	-	-	-	-	-	-
CONTRACTUAL	-	-	-	-	-	-
SUPPLIES	-	-	-	-	-	-
EQUIPMENT	-	-	-	-	-	-
LANDS & STRUCTURES	-	-	-	-	-	-
GRANTS, CLAIMS	-	-	-	-	-	-
MISCELLANEOUS	-	-	-	-	-	-
<b>TOTAL OPERATING</b>	-	-	-	-	-	-
<b>CAPITAL</b>	-	-	-	-	-	-
<b>REVENUE</b>	-	-	-	-	-	-

FUNDING: (Thousands of Dollars)

GENERAL FUND	-	-	-	-	-	-
FEDERAL FUNDS	-	-	-	-	-	-
OTHER	-	-	-	-	-	-
<b>TOTAL</b>	-	-	-	-	-	-

POSITIONS:

FULL-TIME	-	-	-	-	-	-
PART-TIME	-	-	-	-	-	-
TEMPORARY	-	-	-	-	-	-

ANALYSIS: (Attach a separate page if necessary)

Prepared By: Patrick L. Sharrock, Director  
Division: Alcoholic Beverage Control Division

Phone: 277-8638  
Date: 03/08/88

Approved by Commissioner: Hugh Malone *RW FOR*  
Agency: Department of Revenue

Date: 03/08/88

Distribution (by preparer):

Legislative Finance  
Legislative Sponsor  
Requestor  
Office of Management and Budget  
Impacted Agency(ies)

Original sponsors: Cato, Boyer  
and Grussendorf

*Finance Committee*  
BY THE ~~COMMUNITY AND~~  
~~REGIONAL AFFAIRS COMMITTEE~~

1 IN THE HOUSE

2

SENATE CS FOR CS FOR HOUSE BILL NO. 279 ~~(G&RA)~~ *Fin*

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 used or consumed at social,

Change SFC  
↙

1 recreational, ~~political~~, benevolent or athletic functions of the club  
2 or organization and the use or consumption is approved by the board.

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

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

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

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

27 (3) inside an organized borough but outside an established  
28 village or incorporated city located within the borough, if after the  
29 issuance or relocation there would be inside the borough, but outside

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

11 \* Sec. 4. AS 04.11.400 is amended by adding a new subsection to read:

12 (k) Except as provided in (i) of this section, within an incor-  
13 porated city, unified municipality or an organized borough, a new club  
14 license may be issued, and the relocation of an existing club license  
15 may be approved by the board if

16 (1) the issuance or relocation of club licenses under the  
17 population limitation contained in (2) of this subsection has been  
18 approved by resolution adopted by the incorporated city, unified  
19 municipality, or organized borough within which the club license is to  
20 be issued or relocated; and

21 (2) after issuance or relocation there would not be, inside  
22 the incorporated city or unified municipality, or inside the organized  
23 borough but outside the incorporated cities located within the bor-  
24 ough, more than one club license for each 1,500 population or fraction  
25 of 1,500 population.

26 \* Sec. 5. This Act takes effect immediately under AS 01.10.070(c).

27

FISCAL NOTE

REQUEST:

Revision Date: 03/02/88  
Title: "An Act relating to club licenses for the sale of alcoholic beverages; efa"  
Sponsor: Finance Committee  
Requestor: Senate C+RA

Agency Affected: Revenue  
BKI: ABC BOARD  
Components: \_\_\_\_\_

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
OPERATING						
PERSONAL SERVICES	-	-	-	-	-	-
TRAVEL	-	-	-	-	-	-
CONTRACTUAL	-	-	-	-	-	-
SUPPLIES	-	-	-	-	-	-
EQUIPMENT	-	-	-	-	-	-
LANDS & STRUCTURES	-	-	-	-	-	-
GRANTS, CLAIMS	-	-	-	-	-	-
MISCELLANEOUS	-	-	-	-	-	-
TOTAL OPERATING	-	-	-	-	-	-
CAPITAL	-	-	-	-	-	-
REVENUE	-	-	-	-	-	-

FUNDING: (Thousands of Dollars)

GENERAL FUND	-	-	-	-	-	-
FEDERAL FUNDS	-	-	-	-	-	-
OTHER	-	-	-	-	-	-
TOTAL	-	-	-	-	-	-

POSITIONS:

FULL-TIME	-	-	-	-	-	-
PART-TIME	-	-	-	-	-	-
TEMPORARY	-	-	-	-	-	-

ANALYSIS: (Attach a separate page if necessary)

Prepared By: Patrick L. Sharrock, Director Phone: 277-8636  
Division: Alcoholic Beverage Control Division Date: 03/02/88  
Approved by Commissioner: Hugh Malone Date: 03/02/88  
Agency: Department of Revenue

Distribution (by preparer):  
Legislative Finance  
Legislative Sponsor  
Requestor  
Office of Management and Budget  
Impacted Agency(ies)

STATE OF ALASKA  
1988 LEGISLATIVE SESSION

BILL VERSION: CSHB 279(FIN)  
PUBLISH DATE: HOUSE 2/3/88

FISCAL NOTE

REQUEST:

Revision Date: 1/28/88  
Title: An Act Relating to Issuance of Club Licenses  
Sponsor: Representative Cato  
Requestor: (H) Finance

Agency Affected: Revenue  
BRU: Alcoholic Beverage Control Board  
Components: Operating

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
<b>OPERATING</b>						
PERSONAL SERVICES	-	-	-	-	-	-
TRAVEL	-	-	-	-	-	-
CONTRACTUAL	-	-	-	-	-	-
SUPPLIES	-	-	-	-	-	-
EQUIPMENT	-	-	-	-	-	-
LANDS & STRUCTURES	-	-	-	-	-	-
GRANTS, CLAIMS	-	-	-	-	-	-
MISCELLANEOUS	-	-	-	-	-	-
<b>TOTAL OPERATING</b>	-	-	-	-	-	-
<b>CAPITAL</b>	-	-	-	-	-	-
<b>REVENUE</b>	-	-	-	-	-	-

FUNDING: (Thousands of Dollars)

GENERAL FUND	-	-	-	-	-	-
FEDERAL FUNDS	-	-	-	-	-	-
OTHER	-	-	-	-	-	-
<b>TOTAL</b>	-	-	-	-	-	-

POSITIONS:

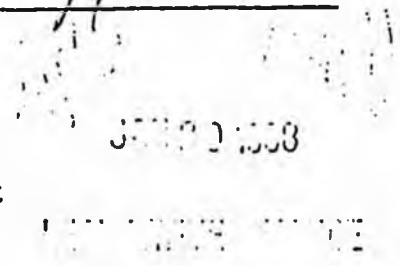
FULL-TIME	-	-	-	-	-	-
PART-TIME	-	-	-	-	-	-
TEMPORARY	-	-	-	-	-	-

ANALYSIS: (Attach a separate page if necessary)

Prepared By: Royce Weller *RW* Phone: 465-2302  
Division: Commissioner's Office Date: January 28, 1988

Approved by Commissioner: Hugh Malone *H Malone* Date: 465-2300  
Agency: Revenue

Distribution (by preparer):  
Legislative Finance  
Legislative Sponsor  
Requestor  
Office of Management and Budget  
Impacted Agency(ies)



A/B

# STATE OF ALASKA 1987 LEGISLATIVE SESSION FISCAL NOTE

Bill Version: SCS for CS HB 279 (C+RA)

**REQUEST:** \_\_\_\_\_

Publish Date: \_\_\_\_\_

Revision Date: 3/3/88

Agency Affected: REVENUE

Title: An Act relating to club

BRU: ABC BOARD

licenses for sale of alcoholic beverages

Sponsor: Senate C+RA committee

Components: \_\_\_\_\_

Requestor: \_\_\_\_\_

**EXPENDITURES/REVENUES:** (Thousands of Dollars)

OPERATING	FY 87	FY 88	FY 89	FY 90	FY 91	FY 92
PERSONAL SERVICES	<del>X</del>					
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING						
CAPITAL	<del>X</del>					
REVENUE	<del>X</del>					

**FUNDING:** (Thousands of Dollars)

GENERAL FUND	<del>X</del>					
FEDERAL FUNDS						
OTHER						
TOTAL						

**POSITIONS:**

FULL-TIME	<del>X</del>					
PART-TIME						
TEMPORARY						

**ANALYSIS :** (Attach a separate page if necessary)

\_\_\_\_\_

Prepared by: MARIE CAMPBELL  
Division: Senate C+RA Committee

Phone: 465-3818  
Date: 3/3/88

Approved by Commissioner: Senator ARLISS STURGEWELL  
Agency: Al. State Senate

Date: 3/3/88

**Distribution (by preparer):**

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)
- Senate Secretary

# Alaska State Legislature

ARLISS STURGULEWSKI, Chairman  
TIM KELLY, Vice Chairman  
RICK HALFORD  
MIKE SZYMANSKI  
FRED ZHAROFF



P. O. BOX V  
JUNEAU, ALASKA 99811  
(907) 465-4989

## Senate Community and Regional Affairs Committee

March 3, 1988

TO: Senate Community and Regional Affairs Committee Members

FROM: Senate C&RA Staff *MSJ*

RE: SCS for CSHB 279 (C&RA) - "An Act relating to club licenses for the sale of alcoholic beverages"

HB 279 changes three aspects of the law dealing with alcohol club licenses. Section 1 allows a new chapter of a club, fraternal organization, patriotic organization, or social organization to receive a club license if the club is chartered by a national organization that has maintained a chartered club or organization within the state for at least 20 years. The CS does not affect this section.

Current law does not allow alcohol purchased by a club to be used or consumed off premises. Section 2 of HB 279 removed that prohibition for events approved by the club board. The CS limits the off premises use to events of the club approved by the board and that are official activities of the club.

Section 3 of HB 279 changed the population figure per club license from 3,000 per club license to 1,500 per license. The CS would allow a municipality to pass an resolution requesting the ABC Board to use the 1,500 figure, but unless a municipality did so, the 3,000 figure would apply.

This bill has a zero fiscal note from the Departments of Revenue for the ABC Board. The Department of Public Safety and Community and Regional Affairs have not submitted fiscal notes but both have indicated the bill will have no financial impact upon them.

A representative from the Departments of Revenue will be at the meeting. Public Safety has indicated they will not be able to be at the meeting.

# Alaska State Legislature

ARLISS STURGOLEWSKI, Chairman  
TIM KELLY, Vice Chairman  
RICK HALFORD  
MIKE SZYMANSKI  
FRED ZHAROFF



P. O. BOX V  
JUNEAU, ALASKA 99811  
(907) 465-4989

## Senate Community and Regional Affairs Committee

March 3, 1988

TO: Senate Community and Regional Affairs Committee Members

FROM: Senate C&RA Staff *ML*

RE: SCS for CSHB 279 (C&RA) - "An Act relating to club licenses for the sale of alcoholic beverages"

HB 279 changes three aspects of the law dealing with alcohol club licenses. Section 1 allows a new chapter of a club, fraternal organization, patriotic organization, or social organization to receive a club license if the club is chartered by a national organization that has maintained a chartered club or organization within the state for at least 20 years. The CS does not affect this section.

Current law does not allow alcohol purchased by a club to be used or consumed off premises. Section 2 of HB 279 removed that prohibition for events approved by the club board. The CS limits the off premises use to events of the club approved by the board and that are official activities of the club.

Section 3 of HB 279 changed the population figure per club license from 3,000 per club license to 1,500 per license. The CS would allow a municipality to pass an resolution requesting the ABC Board to use the 1,500 figure, but unless a municipality did so, the 3,000 figure would apply.

This bill has a zero fiscal note from the Departments of Revenue for the ABC Board. The Department of Public Safety and Community and Regional Affairs have not submitted fiscal notes but both have indicated the bill will have no financial impact upon them.

A representative from the Departments of Revenue will be at the meeting. Public Safety has indicated they will not be able to be at the meeting.

# Alaska State Legislature

REPRESENTATIVE  
BETTE CATO  
DISTRICT 6  
BOX 775  
VALDEZ, ALASKA 99686  
(907) 835-4568  
WHILE IN JUNEAU  
P O BOX V  
JUNEAU, ALASKA 99811  
(907) 465-4858  
(907) 586-2660

## House of Representatives

### MEMORANDUM

COMMITTEES  
—  
CHAIRMAN  
HOUSE TRANSPORTATION  
—  
MEMBER  
COMMUNITY AND  
REGIONAL AFFAIRS  
LEGISLATIVE COUNCIL  
TRANSPORTATION  
BUDGET SUBCOMMITTEE

TO: SENATOR STURGULEWSKI, CHAIR  
C&RA COMMITTEE

FROM: REP. BETTE CATO, CHAIR  
HOUSE TRANSPORTATION COM.

DATE: FEBRUARY 29, 1988

RE: HB 279 RELATING TO CLUB  
LICENSES

It is my understanding that you are considering offering a committee substitute on HB 279 which would keep the population requirement at the existing 3,000 person level as opposed to my language which reduces the population requirement to 1,500.

As you know, the bill has three points of emphasis as reflected on my information sheet included in the bill file that was transferred into your committee. Point three, which decreases the population figure to 1,500 has important significance to me.

My interest in decreasing the population figure involves a community in my district, the City of Valdez. With their present population, Valdez is allowed two club licenses. One is presently held by the Elks Club and the other by the Eagles Club. The American Legion Post #2 has now applied.

The American Legion Post #2 was chartered in Valdez, October of 1920, and has been supporting many community projects involving youth such as the Little League, Little Dribblers, Boys State and scholarships. The club license will help fund these worthwhile projects.

The American Legion is now losing members and there is fear that they may have to close down. It is their hope that the population requirements will be changed to the original figures and that they will be able to gather with their fellow veterans, families and guests to generate funds to support the youth activities.

Senator Sturgulewski, please remember that these club licenses are for members only. These licenses are very restrictive, and having a cocktail at the American Legion Hall, with friends, as opposed to a public bar, will help insure these veterans with a safe trip home because fellow members will take that responsibility. This doesn't mean, of course, that a safe trip home could not be

February 29, 1988

Page 2

provided from a public bar, but it is sure that the potential is lessened. Also, refusing the organization a club license will not deter consumption of alcohol. Presently, the local bar is the recipient of the veterans monies. If at all, we prefer that those monies be put back into the community for their benefit.

Senator, it is my hope that you will reconsider your plans to offer the committee substitute. And, if I can be of additional help to you on the bill, please let me know.

Alaska State Legislature



RECEIVED MAR 8 1988

REPRESENTATIVE  
BETTE CATO  
DISTRICT 6  
BOX 775  
VALDEZ, ALASKA 99686  
(907) 835-4568  
WHILE IN JUNEAU  
P O BOX V  
JUNEAU, ALASKA 99811  
(907) 465-4858  
(907) 586-2660

House of Representatives

COMMITTEES  
CHAIRMAN  
HOUSE TRANSPORTATION  
MEMBER  
COMMUNITY AND  
REGIONAL AFFAIRS  
LEGISLATIVE COUNCIL  
TRANSPORTATION  
BUDGET SUBCOMMITTEE

*file w/ bill*

MEMORANDUM

TO: Senator Rick Halford  
Co-Chairman  
Senate Finance Committee

FROM: Rep. Bette Cato  
Chairman  
House Transportation  
Committee

DATE: March 8, 1988 RE: Committee Schedule

I respectfully request the scheduling of HB279, relating to club licenses for the sale of alcoholic beverages.

This bill has evolved through the various committees to its present form, which I support. There are four sections to the bill.

Section 1 waives the existing two-year waiting period for a club license for those non-profit organizations that are nationally chartered and have been in the state for at least 20 years.

Section 2 allows club functions to be held at other locations provided the function is for the benefit of the club itself and that the function has received board approval.

Section 3 provides a technical inclusion to an exception for the following section.

Section 4 adds a new subsection that allows the population figure which is presently 3,000 persons for one club license, to be reduced to 1,500 by resolution adopted by the incorporated city, unified municipality or organized borough.

I will be happy to answer any questions you might have on the bill, or provide you with additional information you request.

Thank you.

*Bette -*

ALASKA MOOSE ASSOCIATION

RESOLUTION NO. 87-2

WHEREAS; The Alaska Moose Association is desirous of supporting the proposed changes in §1 A.S. 04.11.400(2); and

WHEREAS; These changes will allow some of the smaller communities in Alaska to have more than one club license by changing the club license population requirement from one license for each 3,000 population to one license for each 1,500 population, and

WHEREAS; This was the population ratio before the changes in state law two years ago; and

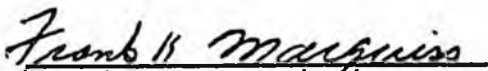
WHEREAS; The Alcohol Beverage Control Board and the Department of Revenue has shown no public opposition to this change, and

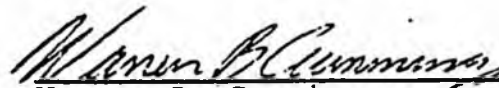
WHEREAS; Our Brother Lodge Number 306 in North Pole, Alaska is in need of this change in Alaska law to obtain a Club license; and

WHEREAS; The Alaska State House is considering House Bill No. 279 which would make this change; and

WHEREAS; The Alaska State Senate is considering Senate Bill No. 275 which would make this same change, and

THEREFORE, BE IT RESOLVED; that the Alaska Moose Association go on record supporting and endorsing both Alaska House Bill No. 279 and Alaska Senate Bill No. 275.

  
\_\_\_\_\_  
Frank K. Marquiss  
Secretary/Treasurer  
Alaska Moose Association

  
\_\_\_\_\_  
Warren B. Cummings  
President  
Alaska Moose Association

STATE OF ALASKA  
THE LEGISLATURE

POUCH Y STATE CAPITOL  
JUNEAU, ALASKA 99811  
907 465 3800

LEGISLATIVE AFFAIRS AGENCY

MEMORANDUM

April 24, 1987

SUBJECT: Sectional analysis - HB 279  
TO: Representative Heinrich Springer  
FROM: Michael F. Ford *M.F.*  
Legislative Counsel

This bill would include club licenses among those licenses that are subject to the population restrictions established by AS 04.11.400(a)(2) and (3). Except as provided in subsections (g), (h), (i), and (j), the Alcoholic Beverage Control Board could not issue a new license, and has authority to prohibit relocation of an existing license, unless the license met the population restrictions of (a) of the section.

MFF:mkr  
m11/071

# STATE OF ALASKA

## DEPARTMENT OF REVENUE

### ALCOHOLIC BEVERAGE CONTROL BOARD

(FIN)  
⑨ HB 279

STEVE COWPER, GOVERNOR

CRA

550 W. 7TH AVE  
ANCHORAGE, ALASKA 99501-6698

April 24, 1987

APR 27 1987

The Honorable Heinrich Springer, Chairman  
Community and Regional Affairs Committee  
Alaska House of Representatives  
P.O. Box V  
Juneau, AK 99811  
ATTN: Terry Hoefflerle

Dear Representative Springer:

Your office called and requested that I comment on behalf of the Alcoholic Beverage Control Board about HB 279 which deals with the population formula under AS 04.11.400 for determining the availability of club liquor licenses under AS 04.11.110.

The formula was amended by CSHB 34 (Fin.) am S which became effective June 6, 1985. The amendment doubled the population requirement for all liquor licenses, except restaurant or eating place licenses under AS 04.11.100. Club organizations interested in making application under the old formula within small communities are therefore eliminated from pursuing an application. Examples are:

<u>City</u>	<u>License Availability</u>		<u>Club Licenses</u>
	<u>Old Law</u>	<u>New Law</u>	<u>Issued</u>
Palmer	3	2	2
City & Borough of Sitka	6	3	3
Fairbanks	14	7	7
Kenai	5	3	4
North Pole	2	1	1
Petersburg	3	2	2
Soldotna	3	2	2
Valdez	3	2	2

The bill does not amend the formula for areas outside of established villages and municipalities.

Representative Heinrich Springer  
April 24, 1987  
Page 2

In conclusion, the board does not object to the amendments.

If I can provide any further information or clarification, please do not hesitate to call.

Sincerely,



Patrick L. Sharrock  
Director  
(907) 277-8638

PLS:cr

cc: Representative Bette Cato  
Senator Bettye Fahrenkamp

87-81

April 23, 1987

⑥ HB 279

Honorable Betty Cato  
Alaska House of Representatives

The Officers, Members and Ladies Auxillary of American Legion Post 2, Valdez, Alaska request that the Alaska State Legislators, grant this Post a liquor license. We applied in the past to the liquor control board, and have been refused on the basis of one (1) permit per 3000 residents.

American Legion Post 2 was chartered in Valdez, October 1920. Over the past 67 years, many pioneers of Alaska have past through this Post. Many of them have been prominent business people, and served in various capacities of our State Government. One thing we all have in common, we served our country when our country needed us. We do not ask our country or state for any support. We do ask that we be allowed to operate as other American Legion Post's in Alaska, the other 49 states and several foreign countries.

The liquor permit is not the main part of the Post, but helps with its financial aspects. The Post supports a great deal of youth activities in their communities, and we all know this costs a good deal of funds. Little league, Little dribblers, Boys Stats, and scholarships are just some of the activities that the Post's support. Elks, Eagles and Moose lodges have permits, and the good things these lodges and veteran Posts do is well known by the people of Alaska and our country.

As the only gathering place for veterans in Valdez, it is rather hard to hold members that do come to the meeting to remain, therefore they depart to someother permit holders establishment.

The Post has been active for the past 3 years by gaining new members, but we are now losing many of them. Reason, they cannot step in and have a drink with other veterans, and so go elsewhere. We need this permit to keep this Post above water. It would be a shame to see it go under, as it is one of the oldest Posts in the Nation.

Again we are not asking that we have a permit to have just another bar, but a place where the veterans, families and guests can gather, socialize and generate funds to support our youth activities. Tourists are amazed that we can't have a permit and are only open for meetings.

Post 2 is sincere in its plans with the profits, plus we are covered by State laws for non-profit Veteran organizations. We do hope that the State Legislators will approve our request. You will be proud of us.

Respectfully,

*Dick Strom*

Dick Strom  
Commander Post 2  
M/Sgt USMC (Retired)

American Legion Post 2  
Dick Strom, Commander  
P.O. Box 1368  
Valdez, AK 99686



② HB 279

## ALASKA MOOSE ASSOCIATION

OFFICE OF THE

Vice-President  
Northwest District

3292 Jefferson Drive  
Fairbanks, AK 99709

APR 16 1987

February 20, 1987

Mr. Patrick L. Sharrock  
Director  
Department of Revenue  
Alcoholic Beverage Control Board  
550 W. 7th Avenue  
Anchorage, AK 99501

Dear Director Sharrock:

The Alaska Moose Association is interested in getting two changes in the Alaska Statutes on alcoholic beverages.

The first change that we are interested in is to have A.S. 04.11.400 changed back so that club licenses could be issued for each 1500 population instead of 3000. As you know the club license is the mainstay of a fraternal organization. It will be impossible for our newly founded Lodge in the City of North Pole to obtain a club permit in that area when they have been in existence for two years because of the official population of 1700 and the existence of another club license in the area.

The second change we would like to propose is to A.S. 04.11.240 or a new section added which would permit our club licenses to hold full alcoholic beverage functions away from their premises and not have to get a beverage dispensary license to obtain a caterer's permit for a function. This has been a problem in the past, especially for our smaller Lodges when holding a convention or conference and they must use, for instance, the National Guard Armory for their banquets and dances, etc.

We are interested in the views of the ABC Board on these two issues as well as help with coming up with the proper or best means and wording, for all concerned, to accomplish our requests.

If you need further information, please feel free to contact me.

Sincerely,

Warren B. Cummings  
Vice-President Northwest District  
Alaska Moose Association

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).

SENATE COMMITTEE REPORT

FURTHER Finance

DATE TURNED INTO OFFICE 3/4/88

2/12/88

Mr. President:

C&RA Committee considered CSHB 279 (FIN) (efd ad club licenses for the sale of alcoholic beverages; efd

and recommended *recommended*

[X] replace with S CS for CSHB 279 (C+RA) [X] same title  
[ ] or adopt CS [ ] new title

[ ] attached amendment(s) and *and do pass*

[ ] do pass

[ ] do not pass

[ ] no recommendation

[X] individual recommendations

[ ] further referral to

[ ] letter of intent adopted

Committee [X] attached or [ ] adopted fiscal note(s)  
[X] new [ ] updated or [ ] previous  
[X] zero [ ] fiscal impact

*FIN*

MEMBERS SIGNING DO PASS

OTHER RECOMMENDATIONS

*Carl J. Zboroff*  
*Mike Zyglidopoulos*  
*Tim Kelly*  
*Rick Halford*

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

*Artis Stupulinski Do Pass*  
Chairman signature and recommendation

[X] Committee Backup attached