

ALASKA LEGISLATURE COMMITTEE FILES 1997-1998 8672

9344 HOUSE LABOR & COMMERCE

HB

458

Revision Date: _____ Dept. Affected: Revent Revenue _____
 Title: Regulation of Alcohol BRU: Alcoholic Beverage Control Board
 Component: Alcoholic Beverage Control Board
 Sponsor: (H) L&C
 Requestor: (H) L&C COMPONENT SERIAL NO. 100

Expenditures/Revenues: (Thousands of Dollars)

OPERATING EXPENDITURES	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0
CAPITAL EXPENDITURES						
CHANGE IN REVENUES ()						

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY96) cost \$ 0.0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary)

HB 458 would create a new "golf course license" which would authorize a golf course licensee to sell beer and wine anywhere on the course. This makes the entire golf course a licensed premise. This designation would make it illegal for a golfer under 21 years of age to be on the course unless he/she is accompanied by a parent or legal guardian. There are also increased liability implications involved in designating the entire course as a licensed premise. I doubt if a golf course would wish to be licensed under these conditions. Therefore, the fiscal note is zero.

If the legislation is changed to make this type of license more attractive, some golf courses may choose to convert existing licenses to the golf course license. This could end up costing the State between \$300 - \$1,300 per year.

Prepared by: Douglas B. Griffin
 Division: Alcoholic Beverage Control Board
 Approved by Commissioner: Wilson L. Condon
 Agency: Department of Revenue

Phone: 277.8638
 Date: February 26, 1998
 Date: February 26, 1998

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HOUSE COMMITTEE REPORT

(7)

Date Referred to Committee: February 18, 1998

FURTHER REFERRALS:

Date of Committee Action: 2/27/98

The LABOR AND COMMERCE Committee considered:

HB 458

HOUSE BILL NO. 458

REGULATION OF ALCOHOL

"An Act relating to establishing a golf course alcoholic beverage license to allow sales of beer and wine; and providing for an effective date."

recommends it be replaced with the following committee substitute CSHB 458(L+C) the same title a new title

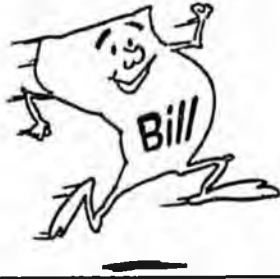
additional referral to _____ Committee
 attached amendment(s)

ADOPTS: _____ Letter of Intent

ATTACHES NEW FISCAL NOTE(S): (Dept) _____ APPROVES PREVIOUS: (Dept/Date) _____
 fiscal note(s) _____ fiscal note(s) _____
 zero fiscal note(s) REV _____ zero fiscal note(s) _____

SIGNING WITH RECOMMENDATIONS	DP	DNP	NR	AM
<i>John J. Cawdey</i>			✓	
<i>Richard Hudson</i>			✓	
<i>Joe Ryan</i>			✓	
<i>Paul Kotchy</i>	✓			

CHAIR'S SIGNATURE *Paul Kotchy* 2-27-98



Alaska State Legislature

News from the Senate and House Majority

Bills on the Move!

For Immediate Release: Contact Wendy Lindskoog at (907) 465-4582 or Jerry Ritter at (907) 465-3804 Web Site at: <http://www.akrepublicans.org>
February 28, 1998

House Bill 458: "Allowing Beer and Wine Sales at Golf Courses"

HB 458 would establish a specific alcoholic beverage license allowing golf courses to sell beer and wine to patrons for on-premises consumption. HB 458, sponsored by Representative Norman Rokeberg (R-Anchorage), moved out of the House Labor and Commerce Committee Friday and now goes to the House Rules Committee.

House Concurrent Resolution 25: "Step-Family Day"

The House Health, Education, and Social Services Committee Friday unanimously passed-out the Sponsor Substitute for House Concurrent Resolution 25. Sponsored by Representative Fred Dyson (R-Eagle River) SS HCR 25 asks the Governor to declare September 16 of each year as Step-Family Day in Alaska. SS HCR 25 now moves to the House Floor.

PROPOSED C.S.
(ADOPTED BY S.RLS)
4-9-98

0-LS1313R
Ford
4/9/98

*adopted
the finance
passed
2 amendments
12/7/98
13/10/98
4/16/98
called
Mike
Healmond*

CS FOR SENATE BILL NO. 233(RLS)
IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTIETH LEGISLATURE - SECOND SESSION

BY THE SENATE RULES COMMITTEE

Offered:
Referred:

Sponsor(s): SENATE LABOR AND COMMERCE COMMITTEE

A BILL

FOR AN ACT ENTITLED

1 "An Act extending the termination date of the Alcoholic Beverage Control Board;
2 allowing sales of beer and wine by a holder of a recreational site license while
3 recreation is occurring; defining 'recreational site'; defining 'golf course'; and
4 providing for an effective date."

DBA 001P Bmc

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

6 * Section 1. AS 04.11.210(a) is amended to read:

7 (a) The holder of a recreational site license may sell beer and wine at a
8 recreational site while recreation is occurring or during and one hour before and after
9 a recreational event that is not a school event, for consumption on designated areas at
10 the site.

11 * Sec. 2. AS 04.11.210(c) is amended to read:

12 (c) In this section,

13 (1) "golf course" means a course that has at least nine holes,
14 covers at least 2,950 yards, and is open to the public;

1 (2) "recreational site" includes a golf course or [MEANS, BUT IS
2 NOT LIMITED TO,] a location where baseball games, car races, hockey games, dog
3 sled racing events, or curling matches are regularly held during a season.

4 * Sec. 3. AS 44.66.010(a)(1) is amended to read:

5 (1) Alcoholic Beverage Control Board (AS 04.06.010) -- June 30, 2002
6 [1998];

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

SENATE COMMITTEE REPORT

Rep. Pataberg

DATE: 5/2/98

FURTHER: Finance

DATE TURNED
IN TO OFFICE: 5-5-98

Labor and Commerce Committee considered CS FOR HOUSE BILL NO. 458(RLS)

"An Act relating to establishing a golf course alcoholic beverage license to allow sales of beer and wine; extending the termination date of the Alcoholic Beverage Control Board; and providing for an effective date."

and recommends:

- be replaced with _____ CS _____ (_____)
- adopt previous _____ CS _____ (_____)
- attached amendment(s)
- adopt Letter of Intent by _____ Committee
- further referral to the _____ Committee

- Senate Bill:**
 same title
 new title
House Bill:
 same title
 technical title
 new: SCR# _____

SIGNING DO PASS	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
<i>Tom Kelly</i>	<input checked="" type="checkbox"/>	<i>[Signature]</i>	<input checked="" type="checkbox"/>		
CHAIR:		CHAIR: <i>Loren D. Lewis</i>			

NEW FISCAL NOTE(S):

Department	Date	Zero	Fiscal

PREVIOUS FISCAL NOTE(S):*

Department	Date	Zero	Fiscal
<i>Revenue</i>	<i>7/2/98</i>	<input checked="" type="checkbox"/>	

APPROPRIATION -- no fiscal note

*include fiscal notes accompanying Governor's bill

CS FOR HOUSE BILL NO. 458(L&C)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTIETH LEGISLATURE - SECOND SESSION

BY THE HOUSE LABOR AND COMMERCE COMMITTEE

Offered: 3/2/98
Referred: Rules

Sponsor(s): HOUSE LABOR AND COMMERCE COMMITTEE BY REQUEST

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to establishing a golf course alcoholic beverage license to allow
2 sales of beer and wine; and providing for an effective date."

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

4 * Section 1. AS 04.11.080 is amended to read:

5 **Sec. 04.11.080. Types of licenses and permits.** Licenses and permits issued
6 under this title are as follows:

- 7 (1) beverage dispensary license;
8 (2) duplicate beverage dispensary license for additional rooms;
9 (3) restaurant or eating place license;
10 (4) club license;
11 (5) bottling works license;
12 (6) brewery license;
13 (7) package store license;
14 (8) general wholesale license;

- 1 (9) wholesale malt beverage and wine license;
 2 (10) distillery license;
 3 (11) common carrier dispensary license;
 4 (12) retail stock sale license;
 5 (13) recreational site license;
 6 (14) pub license;
 7 (15) winery license;
 8 (16) caterer's permit;
 9 (17) special events permit;
 10 (18) conditional contractor's permit;
 11 (19) brewpub license;
 12 (20) golf course license.

13 * Sec. 2. AS 04.11 is amended by adding a new section to read:

14 **Sec. 04.11.115. Golf course license.** (a) A golf course license authorizes the
 15 licensee to sell and serve beer and wine ~~for consumption~~ on licensed premises located
 16 on a golf course.

17 (b) A license may be issued only if an application is approved by the local
 18 governing body and the board.

19 (c) The biennial license fee is \$400. The license fee and application fee must
 20 accompany the application for the license. An application must include a drawing of
 21 the golf course ~~and a detailed diagram that clearly identifies a proposed area that~~
 22 ~~constitutes the licensed premises.~~ A sample minimum food menu must accompany the
 23 application.

24 (d) Beer and wine may only be sold, served, and consumed during times when
 25 the golf course is open for play. Food similar to that listed in the sample menu must
 26 be available during times when beer and wine are sold, served, and consumed on the
 27 licensed premises.

28 (e) A golf course license may not be transferred or relocated.

29 (f) In this section,

30 (1) "golf course" means a course, having at least nine holes or covering
 31 at least 2,950 yards, that is open to the public; and

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(2) "licensed premises" includes a building or a motor vehicle located on the golf course.

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

(a) Except as provided in (d) - (h) and (l) of this section, a new license may not be issued and the board may prohibit relocation of an existing license

(1) outside an established village, incorporated city, unified municipality, or organized borough if after the issuance or relocation there would be (A) more than one restaurant or eating place license for each 1,500 population or fraction of that population, or (B) more than one license of each other type, including licenses that have been issued under (d) or (e) of this section, for each 3,000 population or fraction of that population, in a radius of five miles of the licensed premises, excluding the populations of established villages, incorporated cities, unified municipalities, and organized boroughs that are wholly or partly included within the radius;

(2) inside an established village, incorporated city, or unified municipality if after the issuance or relocation there would be inside the established village, incorporated city, or unified municipality

(A) more than one restaurant or eating place license for each 1,500 population or fraction of that population; or

(B) more than one license of each other type, including licenses that have been issued under (d) or (e) of this section, for each 3,000 population or fraction of that population;

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

(A) more than one restaurant or eating place license for each 1,500 population or fraction of that population; or

(B) more than one license of each other type, including licenses that have been issued under (d) or (e) of this section, for each 3,000 population or fraction of that population excluding the population of those established

1 villages that have adopted a local option under AS 04.11.491(b)(1), (3), or (4),
2 and excluding the population of incorporated cities located within the organized
3 borough.

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

5 (1) This section does not apply to a golf course license issued under
6 AS 04.11.115.

7 * **Sec. 5.** This Act takes effect July 1, 1998.

ALASKA STATE LEGISLATURE

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SESSION:
STATE CAPITOL, ROOM 24
JUNEAU, AK 99801-1182
PHONE: (907) 465-4954
FAX: (907) 465-2040

Labor and Commerce Committee

MEMORANDUM

TO: Senator Loren Leman, Chairman
Senate Labor & Commerce Committee

FROM: Representative Norman Rokeberg, Chairman
House Labor and Commerce 

DATE: May 4, 1998

SUBJECT: Hearing Request for CSHB 458(RUL) – Golf Course Beer/Wine License

Thank you for scheduling CSHB 458 for a Senate L&C committee meeting. Attached is a bill packet for use by the committee.

If you have any questions, please contact Shirley Armstrong at 465-4968.

Attachments

ALASKA STATE LEGISLATURE

House of Representatives

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Representative Norman Rokeberg

SUPPORTING INFORMATION COMMITTEE SUBSTITUTE FOR HOUSE BILL 458 () By Representative Norman Rokeberg

An Act establishing a golf course alcoholic beverage license to allow sales of beer and wine; extending the termination date of the Alcoholic Beverage Control Board; and providing for an effective date.

This bill establishes a new type of beer and wine sales license for "championship" style golf courses with a minimum of nine (9) holes and 2950 yards, and extends the sunset date of the ABC Board to June 30, 2002.

The popularity of golf is exploding as "baby boomers" take up perhaps the oldest game in western culture, and the youth of our country are exposed to a sport steeped in tradition, discipline, ethics and rules by exciting young stars such as Tiger Woods, Juston Leonard and Phil Mickelson. Alaska needs more golf courses.

- I. Establishment of a new golf course license will:
 1. **Encourage development** and strengthen economic viability of new and existing golf courses contributing to job growth.
 2. Create new or enhanced **TOURIST** opportunities.
 3. **Streamline** the ABC Board authority to issue golf course licenses by:
 - a. Repealing the regulation for "municipal golf course licenses" contained in 15 AAC 104.670; and
 - b. Eliminating the use of recreational event licenses with restricted areas and hours of use (Birch Ridge – Soldotna).

SB233

① Changed the board composition
② recreation

4. Allow course management to increase control and to monitor consumption of alcoholic beverages by players on the course (rationale – currently some courses allow players to bring their own beverages vs. purchase at the course because of restrictions on current license types).
5. Allow on course sales from beverage and vending carts, and "snack shacks" which is customary and traditional worldwide, as well as to make the courses competitive with military golf courses operating under federal law.

Please note that most courses allow beverage vending carts on the golf course to give away free beverages during charity tournaments.

6. Allow year-round operations and enhance potential for expanded and higher quality improvements.

II. Additional issues:

1. The seven (7) existing golf courses currently possess eight (8) licenses impacted by this bill. They may elect to:
 - a. Trade in their current license and, if originally issued by the ABC Board, for no net gain in new licenses, or
 - b. Sell their existing restaurant eating place license (one in Kenai and one in Fairbanks) and their existing package storage license (one in Fairbanks and one in Anchorage) on the open market. This would have a minimal impact on the gross number of licenses in an area, and would allow recovering of the invested capital and avoid any uncompensated "taking issue" if the license were voided by law. (See attachment.) Moreover, the bill prohibits relocation of these licenses.
2. Exempting new golf course licenses from population count will also have a minimal impact on the number of licenses in an area. This is due to the large capital cost and/or enormous effort to develop a "championship" style course. This should be encouraged as a matter of policy because of the recreation and tourism benefits to a

community; for example, the granting of a license for hotel development (see 15 AAC 104.325 – tourism - attached.)

3. Youth golfers will not be endangered or influenced by allowing on course sales of alcoholic beverages. It is current practice on all licensed courses now. Moreover, it has been common practice worldwide for hundreds of years. Young golfers are either in foursomes of a similar age or are with adults. Foursomes are generally separated by 8 to 10 minutes. If underage golfers are negatively influenced by this activity, then they should be prohibited from watching TV!

Supporters of this legislation include: the Palmer Municipal Golf Course; the City of Palmer; Alyeska Resort operators of the Anchorage Golf Course; Birch Ridge Golf Course of Soldotna; Alaska Visitors Association; and C.H.A.R.R. The ABC Board prefers this bill to SB 233.

Your support is appreciated.

“ F O R E “

Attachments

ALASKA GOLF COURSE LIQUOR LICENSE DIRECTORY

April 24, 1998

ANCHORAGE

1. Anchorage Golf Course
O'Malley's on the Green
3651 O'Malley's Road
Seibu Alaska, Inc.
P.O. Box 249
Girdwood, AK 99587

Beverage Dispensary License
Secondary Purchase from Sourdough Mining Co.
Issued: 12/10/87
Biennial license cost: \$2,500 + 200 app. fee

Kokudo Corporation
Chris von Imhof
Phone #: 754-2201

Seasonal Package Store License, May 1 to Oct 31
Secondary Purchase from Estate of Edward G. Barber
Biennial license cost: \$750 + 200 app. fee
Issued : 5/30/89

MATANUSKA-SUSITNA BOROUGH

2. Settler's Bay
Legends at Settler's Bay
Mile 8 Knik Road
Trillium Corporation
4350 Cordata Parkway
Bellingham, WA 98226

Beverage Dispensary License--Main Clubhouse
Issued directly from ABC Board to Settler's Bay Properties, Inc. 11/26/76 -- Settler's Bay development bought and sold twice
Biennial license cost: \$2,500 + 200 app. fee

David R. Syre, Shareholder

Restaurant/eating place -- Golf Clubhouse
Issued directly from ABC Board to Trillium Corp.
7/28/88

Paula Kurtz, Executive V.P.
Phone #: (360) 676-9400

3. Palmer Municipal Golf Course
1000 Lepak Avenue
City of Palmer

Municipal Golf Course License
Issued directly from ABC Board 6/4/92
Beer and wine in Clubhouse only
Biennial license cost: \$400 + 200 app. fee

231 W. Evergreen Ave.
Palmer, AK 99645
Thomas C. Smith, City Manager
Phone #: 745-3271

Post-it Fax Note	7571	Date	4-24-98	# of pages	4
To	Rep. Norm Rakeberg	From	Doug Griffin		
Co/Dept		Co.	ABC Board		
Phone #		Phone #	277-8638		
Fax #	465-2040	Fax #	272-1412		

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April 24, 1998

FAIRBANKS

4. North Star Golf Club
North Star Golf Club, Inc.
330 Golf Club Drive
P.O. Box 10059
Fairbanks, AK 99710
- Seasonal Restaurant/eating place License
April 15 to Oct. 15
Issued directly from ABC Board 6/17/97
Biennial License cost: \$300 + 200 app. fee

Hawley & Melinda Evans
Star Lee Evans
Joy Anne Miller
Phone #: 479-8362

5. Fairbanks Golf and Country Club
Fairbanks Golf and Country Club, Inc.
1735 Farmers Loop Road.
P.O. Box 70928
Fairbanks, AK 99707
- Seasonal Restaurant/eating place License
May 1 to Oct. 31
Secondary purchase from Franklin Eagle
Approved by Board 10/10/97
Biennial License cost: \$300 + 200 app. fee

Karen Jones, President
Phone #: 474-6812

Seasonal Package Store License
May 1 to Oct. 31
Secondary purchase from Franklin Eagle
Approved by Board 10/10/97
Biennial License cost: \$750 + 200 app. fee

SOLDOTNA

6. Birch Ridge Golf Course
Birch Ridge Golf Course, Inc.
42223 Sterling Highway
P.O. Box 828
Soldotna, AK 99669
- Seasonal Recreational Site License
April 15 to Oct. 14
Issued directly from ABC Board 7/15/89
Biennial License cost: \$400 + 200 app. fee

Patrick & Myma Cowan
Phone #: 262-5270

Page 3
April 24, 1998

KENAI

7. Kenai Golf Course

Kenai Golf Course Cafe Inc.
1420 Lawton Dr.
P.O. Box 289
Kenai, AK 99611

Seasonal Restaurant/eating place License

April 15 to Oct. 14

Secondary purchase from George and Ekaterini
Pitsilionis-- Issued 9/13/91

Richard I. Morgan
Phone#: 283-7606

OTHERS

The Weeping Trout Sports Resort in Haines has a Seasonal Beverage Dispensary License/Tourism. The golf course does not meet the standards for length; it is only 9 holes at about 1,000 yards. The golf course is just a small part of the entire resort offerings.

The Eagle Glen Golf Course on Elmendorf Air Force Base and Moose Run Golf Course on Ft. Richardson are under Federal military reservation jurisdiction and, therefore, not subject to State alcoholic beverage regulation.

ANALYSIS

The "golf course license" would meet a dual purpose of allowing the sale of beer and wine in the club house and provide package sales for consumption on the golf course. The courses that would benefit most from this new type of license would be Settler's Bay, Palmer Municipal, North Star, Birch Ridge, and Kenai. The two golf courses that have made substantial investments in liquor licenses through purchase of various licenses in the secondary market are the Anchorage Golf Course and the Fairbanks Golf and Country Club. These two courses would be in a position of deciding whether to stay with their existing licensing scheme or opt for the golf course license. Both of these courses have full package store licenses which would allow them to sell spirits as well as beer and wine. The licensing costs are substantially more. It is assumed that the Anchorage Golf Course would want to keep its beverage dispensary license to service its O'Malley on the Green restaurant. These two courses would be the ones affected by provisions not allowing the resale of existing licenses if they opt for the golf course license.

The issue of control of the course remains an important question. Operating like a package store and then allowing patrons over 21 to consume on the course "in public" is the cleanest approach. Some will still be concerned about the consumption of alcohol in an area where minors are present and this may make it harder to explain why other venues where alcohol is served, bars

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April 24, 1998

and package stores, remain legally off-limits to underage persons. The provision allowing a rolling beer cart to traverse the golf course increases this concern. Dropping the beer cart idea would help address that problem. The alternative of making the golf course a licensed premise is not rational or workable.

The "recreational site" version contained in CSSB 233(FIN)am does not appear to allow a person to take alcohol out of closely designated areas. If it is interpreted to allow taking alcohol out on to the golf course, then it raises the concern of making the entire course a licensed premise. Reworking the recreational site license continues to present problems.

15 AAC 104.670

MUNICIPAL GOLF COURSE LICENSE.

(a) A municipal golf course license authorizes the licensee to sell and serve beer and wine for consumption on licensed premises in a building at a municipal golf course. An applicant for a municipal golf course license must be a municipality.

(b) A license will be issued only if an application is approved by the local governing body and the board.

(c) The biennial license fee is \$400. The license fee and application fee must accompany the application for license. An application must include a drawing of the golf course and a detailed diagram that clearly identifies the proposed licensed premises. A sample minimum food menu must accompany the application.

(d) Beer and wine may only be sold, served, and consumed during times when the golf course is open for play. Food similar to that listed in the sample menu must be available during times when beer and wine are sold, served, and consumed on the licensed premises.

(e) A municipal golf course license may not be transferred or relocated.

(f) In this section "golf course" means a course, having a minimum of nine holes covering at least 1,200 yards, that is open to the public and is owned or leased by a municipality.

History -

Eff. 5/22/92, Register 122; am 5/1/94, Register 130

Authority -

AS 04.06.090

AS 04.06.100

Register 122

Authority -

AS 04.06.090

AS 04.06.100

AS 04.11.320

AS 04.11.340

AS 04.11.400

Editor's Notes -

Effective in Register 133 (April, 1995), the regulations attorney made technical corrections in 15 AAC 104.325 to reflect the new subsection designations in AS 04.11.400 after it was reorganized by the revisor of statutes.

15 AAC 104.325

LICENSE ISSUED TO ENCOURAGE TOURISM.

(a) The board will, in its discretion, approve the issuance or transfer of location of a beverage dispensary or restaurant or eating place license under AS 04.11.400(d) only upon a showing that

(1) the approval will encourage the construction or improvement of a tourist facility which would not be financially feasible without a liquor license; and

(2) construction or improvement of the tourist facility will encourage tourism, and tourist business will constitute a substantial portion of the business of the tourist facility.

(b) Repealed 10/24/87.

(c) The licensee must show, upon application for renewal, that issuance of the license encouraged tourism, that the facility was constructed or improved in accordance with the application, and that the facility continues to be operated by the licensee. If the licensee does not make the showings required by this subsection, renewal will be denied.

(d) A license issued or transferred under AS 04.11.400(d) may be transferred only to a person to whom the tourist facility is also being transferred. The license will not be renewed and will, in the board's discretion, be revoked if the tourist facility is transferred to a new owner without transfer of the license to the new owner.

(e) A license issued under AS 04.11.400(d) may not be transferred to a new location.

(f) In this section, "improvement" means expenditure of labor and capital which increases the value of the premises, and which can be depreciated for federal income tax purposes.

(g) If two or more persons are named on a beverage dispensary license issued or transferred to encourage tourism and are also named on a related duplicate license for that tourist facility, those licensees may be separately licensed if

(1) the licensees have previously been identified as licensees in the tourism facility in applications that were filed and approved by the board before 11/29/81;

(2) one or more licensees do not have a financial interest in the tourist facility as required under (d) of this section, but operate a restaurant in the tourist facility and dispense alcoholic beverages in that restaurant under the duplicate license;

(3) in order to remove one or more licensees without a financial interest in the tourist facility from the primary license, the licensees file an application for transfer under the procedures set out in AS 04.11.280 and the transfer meets the requirements of AS 04.11.360; and

(4) in order to remove the licensees with the financial interest in the tourist facility from the separate duplicate license, the licensees concurrently file an application for transfer under the procedures set out in AS 04.11.280 and the transfer meets the requirements of AS 04.11.360.

(h) A separate duplicate license issued under (g) of this section

(1) does not create a new license for the purpose of population limitations set out in AS 04.11.400;

(2) may not be transferred to a new location;

(3) may be transferred under the procedures and requirements set out in AS 04.11.280 and 04.11.360, to another person who operates a restaurant in the tourist facility on the same licensed premises, but the license has no value and may not be transferred in exchange for anything of value;

(4) terminates if the tourist facility, for which the primary beverage dispensary license was issued, ceases to exist;

(5) will not be renewed if the board finds that the separate duplicate license has not encouraged tourism at the tourist facility; and

(6) is not subject to suspension, revocation or other action by the board due to the conduct of the primary beverage dispensary licensee.

History -

Eff. 11/29/81, Register 80; am 5/19/85, Register 94; am 10/24/87, Register 104; am 5/22/92,

CITY OF PALMER

231 W. EVERGREEN AVE.
PALMER, ALASKA 99645



A HOME RULF CITY



Phone (907) 745-3271

Representative Norm Rokburg
Juneau
FAX Only this page

02-27-98 12:15 RCVD

Dear Norm,

The City of Palmer operates a golf course that is an important part of our City.

Important to any golf course is the food and other refreshments. We are acknowledge HB 458 and support it with enthusiasm.

We allow alcoholic beverage at the gold course. We sell it only to those who are of legal age.

Golfers and those who offer services to golfers are respected people in any community. Please help us keep our golf course and operated it profitably, for the enjoyment of the people, and for the enhancement of golf in Alaska.

Please know of our support for HB 458.

Sincerely,


Henry P. Guinotte, mayor



231 W. EVERGREEN AVE.
PALMER, ALASKA 99645

CITY OF PALMER



A HOME RULF CITY



Phone (907) 745-3271

MEMO

To: Alaska State Legislature

From: Tom Smith City Mgr.

02-27-98A11:42 RCVE

Subject: H. B. 458

The City is in support of legislation that will enhance it's ability to sell Beer & Wine to it's Customers in a manner that is consistent with the Industry. We understand that Rep. Rokkburg is spearheading this and is also working with Doug Guiffith from State A.B.C. for possible appropriate amendments for HB 458, which we support. It is further understood that the legislation would be applicable and help to enhance business at other courses.

Sincerely

Tom Smith



Alaska State Legislature

Please enter into the record my testimony to the ALC
 committee name
 committee on HB 458, dated F. 27-98
 bill # / subject

Birch Ridge Golf Course, Inc. supports HB 458.

FROM: Pat Cowan
 Birch Ridge Golf Course,
 Inc.
 P. O. Box 828
 Soldotna, Alaska 99669-
 0828

Phone 907 262-5270
 Fax Phone 907 262-6352

Birch Ridge along with other golf courses in the state have been operating under Recreational Beer & Wine Licenses. Those allow us to sell Beer & Wine one hour before, during and one hour after a scheduled athletic event. We personally believe that a Scheduled Tee Time for a foursome is a scheduled athletic event, but we are not sure that the regulators agree with us. Therefore HB 458 will make the law more easily understood.

Patrick S. Cowan, President

Myrna K. Cowan, Sec. / Treas.

Cc: Rep. Gary Davis, Rep. Gail Phillips & Rep. Mark Hanley.

Testifier

Representing (Optional)

Address

Phone number

March 25, 1998

Original in Mail

Post-It* Fax Note	7871	Date	3/25	# of pages	1
To	Linda Anderson	From	Chris von Imhof		
Co./Dept.		Co.			
Phone #		Phone #			
Fax #		Fax #			

Representative Norman Rokeberg
 House of Representatives
 State Capitol
 Room 24
 Juneau, AK 99801-1182

Via Facsimile 907-465-2040

Dear Representative Norman:

Thank you very much for sponsoring HB 458 "an act relating to establishing a Golf Course Alcoholic Beverage License to allow sale of beer & wine".

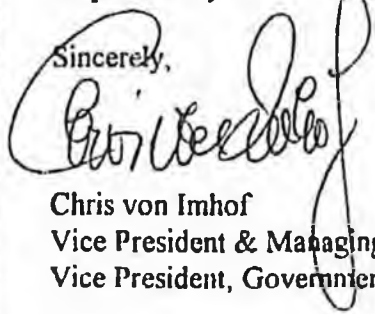
On behalf of Alyeska Resort, The Anchorage Golf Course and also on behalf of the Alaska Visitors Association, we strongly support this bill.

As a golf course operator, we get many requests for golfers especially during golf tournaments to serve beer and wine in a mobile cart.

In Hawaii, where our company operates 5 golf courses, we provide such a beer & wine service to our guests on the golf course and it has never been a problem to control. Actually it is better controlled than when the golfers bring their own booze.

We believe it is a good bill and hope it will pass. Let me know what we can do to support it.

Hope to see you in Juneau next week, April 1 & 2.

Sincerely,


Chris von Imhof
 Vice President & Managing Director, Alyeska Resort
 Vice President, Government Relations, Alaska Visitors Association

- CC: Tina Lindgren, Executive Director, Alaska Visitors Association
 Bill Elander, President & CEO, Anchorage Convention & Visitors Bureau
 Linda Anderson, Legislative Lobbyist
 Sam Kito, Legislative Lobbyist
 Mitch Gravo, Legislative Lobbyist



ALYESKA RESORT

P.O. BOX 249
 GIRDWOOD, ALASKA 99587
 TELEPHONE (907) 754-1111
 FAX (907) 754-2200





ALASKA VISITORS ASSOCIATION

3201 C Street, Suite 403 • Anchorage, Alaska 99503

Tel: (907) 561-5733 • Fax: (907) 561-5727

e-mail: ava@alaska.net • www.visitalaska.org

1997-98

Executive Officers

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Tom Tougas

Kenai Fjords Tours

Seward, Alaska

1st Vice President

Ken Dole

Watershed Resort/Sasborne Aviation

Ketchikan, Alaska

2nd Vice President

Bill Pedlar

Holland America Westours

Seattle, Washington

VP Government Relations

Chris von Imhof

Alyeska Resort

Cirdwood, Alaska

Secretary

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Wisconsin Alaska Properties

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Top of the World Hotel

John Litten

Sitka Tours

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Arne Olsson

Hotel Halsingland

Vicki Parrish

Fairbanks Princess Hotel

Brad Phillips

Phillips Cruises & Tours

Brad Walker

Alaska Airlines

Toni Walker

Logistics

Tina Lindgren
Executive Director

April 6, 1998

Representative Norman Rokeberg
State Capitol
Juneau, AK
99801

Dear Representative Rokeberg,

I am writing to inform you of the association's position on two bills currently in the legislature.

The Alaska Visitors Association (AVA) Board of Directors recently voted to support House Bill 458, which would establish a golf course alcoholic beverage license to allow sales of beer and wine. Many residents and summer visitors enjoy Alaska's beauty from the links and would appreciate beverage service similar to many courses in the Lower 48.

AVA also supports retaining the current structure of the Alaska Railroad Corporation. As it currently exists, the Alaska Railroad is an important link in transporting both tour package and independent travelers within Alaska. It is also a self-supporting corporation that does not drain state general fund or administrative resources. Placing the Alaska Railroad under Executive Budget Act constraints would jeopardize its flexibility in responding to the demands of customers, including tourism operators, independent visitors and residents.

If you would like additional information about AVA's priorities, please call me at (907) 561-5733. Thank you for taking the time to consider issues important to the state's visitor industry.

Sincerely,

Tina Lindgren
Executive Director



04-01-908 11 2012

*Alaska Cabaret, Hotel,
Restaurant & Retailers Association*

3400 Spenard Road, Suite 200 - Anchorage, Alaska 99503
(907) 272-2133 • Fax: (907) 272-8630
Toll Free In Alaska: (800) 278-2327

April 17, 1998

Representative Norm Rokeberg
Alaska State Legislature
State Capitol (MS 3100)
Juneau, Alaska 99801-1182

Dear Representative Rokeberg:

On behalf of the Alaska Cabaret, Hotel, Restaurant and Retailers Association (CHARR), I would like to express CHARR's support of CSHB 458. This bill establishes a specific alcohol beverage license for golf courses in the state of Alaska.

CHARR does not generally support the creation of any new category of alcohol beverage license. However, this new license will be essentially a "seasonal" license with many limitations.

This license is basically seasonal due to the fact that golf courses obviously only operate during the summer months in Alaska. CSHB 458 also does not allow the license to be transferred or relocated and only allows the sale of beer and wine. These limitations ensure precise application in the future.

Additionally, considering hotels, motels, resorts and seasonal recreational sites are allowed a specific license option, such as a "recreational" or "tourism" license; why not allow the same for a golf course? CSHB 458 allows for specific use, for a specific time period.

CHARR does have one area of concern. CSHB 458 currently allows for the "...licensed premise..." to include a "...building or a motor vehicle..." Allowing for a "motor vehicle" creates a standard that could be challenged in the future. For example, if a golf course is allowed to have a moving "licensed premise" why shouldn't anyone else? Please consider removing the "motor vehicle" option from the CSHB 458.

Except for this one area of concern, CHARR supports the passage of CSHB 458.

Please call me if you have any questions.

Sincerely,

Mary Beth Whitehurst
Executive Director

PALMER GOLF COURSE
231 W. EVERGREEN AVE. PALMER, ALASKA
1-907-745-GOLF

25 FEB. 1998


92-26-98P04:45 RCVD

Dear Representative Rokeberg,

I am the management contractor for both the Palmer golf course and the Russian Jack golf course. Each facility is city owned but operated through a private contractor. I employ thirty people but hope to expand this number. I am writing this letter in strong support of HB-458. I have many reasons for this support and hope these will only strengthen your position on this bill.

- HB-458 would allow golf courses access to licenses without competing against the local business people for package store licenses.
- It would increase the golf courses chances of profitability in an increasingly competitive market thus lessening the local tax payers financial burden. (ie. Pt. Richardsons 18 hole expansion.) My ability to increase pay and add jobs will be enhanced.
- Our ability to monitor and control consumption we be increased as we are the people selling the beverages consumed on the course. As it stands now folks bring their own and we really can only guess as to their consumption level. We will prohibit the introduction of beer and wine not bought through PGC. This way we can have a much more accurate account of the quantity a group or individual consumes.
- Tourism has become a large part of our growth. We need to give our visitors the complete package to continue enhancing our tourist golfers Alaskan experience.
- Lastly, as golf demand continues to grow golf courses will be built. HB-458 will make development more feasible and enhance the growth.

Sincerely,


Jeff Barnhart



Official Business

Alaska State Legislature

SENATE

State Capitol
Juneau, AK 99801

Senate Labor & Commerce Committee

*=expected to be present

*CHAIRMAN, Senator Leman
*VICE CHAIRMAN, Senator Mackie
*Senator Miller
*Senator Kelly
*Senator Hoffman

AGENDA
Tuesday, May 5, 1998
1:30 p.m.
Fahrenkamp Room

Teleconference: ANC, offnets

CONFIRMATION HEARING:

Alaska Workers' Compensation Board
John Abshire - Anchorage (ANC LIO)

HJR 65: Classify Wild Salmon As Organic Food
By House Resources Committee, Sponsor

Expected Witnesses:

Representative Bill Hudson to present legislation (if unavailable, Marieke Barnes, Legislative Aide will present legislation)
Barbara Belknap, Executive Director, Alaska Seafood Marketing Institute
Kate Troll, Division of Trade, Dept. of Commerce
Jeff Bailey, Owner - Select Seafoods (ANC LIO)
Cheri Shaw, Cordova District Fishers United (Cordova LIO)
Ed Wojak, Attorney/Bristol Bay fisherman (offnet: (206) 286-0782)
Evie Hansen, National Seafood Educators (offnet: (206) 286-0782)

HB 347: Overtime Wage Exemption for Mechanics
By Representative Cowdery, Sponsor

Expected Witnesses:

Representative John Cowdery to present legislation
Steve Alwine, Vice President, Alaska Association of Auto Dealers
Dwight Perkins, Special Assistant, Department of Labor

0-LS0507L
Ford
2/27/98

CS FOR HOUSE BILL NO. 458(L&C)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTIETH LEGISLATURE - SECOND SESSION

BY THE HOUSE LABOR AND COMMERCE COMMITTEE

Offered:
Referred:

Sponsor(s): HOUSE LABOR AND COMMERCE COMMITTEE BY REQUEST

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to establishing a golf course alcoholic beverage license to allow
2 sales of beer and wine; and providing for an effective date."

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

4 * Section 1. AS 04.11.080 is amended to read:

5 **Sec. 04.11.080. Types of licenses and permits.** Licenses and permits issued
6 under this title are as follows:

- 7 (1) beverage dispensary license;
- 8 (2) duplicate beverage dispensary license for additional rooms;
- 9 (3) restaurant or eating place license;
- 10 (4) club license;
- 11 (5) bottling works license;
- 12 (6) brewery license;
- 13 (7) package store license;
- 14 (8) general wholesale license;

CORRECTION

THE FOLLOWING DOCUMENT(S)
HAVE BEEN REFILMED TO
ASSURE LEGIBILITY OR PAGINATION



Rev. 6/98

Central Microfilm Services
Department of Education
State of Alaska



Official Business

Alaska State Legislature

SENATE

State Capitol
Juneau, AK 99801-1182

Senate Labor & Commerce Committee

*=expected to be present

*CHAIRMAN, Senator Leman
*VICE CHAIRMAN, Senator Mackie
*Senator Miller
*Senator Kelly
*Senator Hoffman

AGENDA
Tuesday, May 5, 1998
1:30 p.m.
Fahrenkamp Room

Teleconference: ANC, offnets

CONFIRMATION HEARING:

Alaska Workers' Compensation Board
John Abshire - Anchorage (ANC LIO)

**HJR 65: Classify Wild Salmon As Organic Food
By House Resources Committee, Sponsor**

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Kate Troll, Division of Trade, Dept. of Commerce
Jeff Bailey, Owner - Select Seafoods (ANC LIO)
Cheri Shaw, Cordova District Fishers United (Cordova LIO)
Ed Wojak, Attorney/Bristol Bay fisherman (offnet: (206) 286-0782)
Evie Hansen, National Seafood Educators (offnet: (206) 286-0782)

**HB 347: Overtime Wage Exemption for Mechanics
By Representative Cowdery, Sponsor**

Expected Witnesses:

Representative John Cowdery to present legislation
Steve Alwine, Vice President, Alaska Association of Auto Dealers
Dwight Perkins, Special Assistant, Department of Labor

HB 486: Alaska Securities Act
By House Labor & Commerce Committee, by Request,
Sponsor

Expected Witnesses:
Terry Elder, Senior Securities Examiner

HB 474: Certify Municipal Correctional Officers
By House Judiciary Committee, Sponsor

Expected Witnesses:
Representative Joe Green to present legislation (if unavailable, Kevin Jardell,
Judiciary Committee Aide to present legislation)

HB 343: Definition of Commercial Motor Vehicle
By Representative Davis, Sponsor

Expected Witnesses:
Representative Gary Davis to present legislation (if unavailable, Deb
Davidson, Legislative Aide to present legislation)
Dennis Poshard, Legislative Liaison, Department of Transportation
Juanita Hensley, Director, Division of Motor Vehicles, Dept. of Administration
Frank Dillon, Alaska Trucker's Association (ANC LIO)

*Pages
line 4*
 HB 203: Actions for Unlawful Trade Practices
By Representative Dyson, Sponsor

Expected Witnesses:
Representative Fred Dyson to present legislation (if unavailable, Pat Harmon,
Legislative Aide to present legislation)

HB 458: Golf Course Beer/Wine License
By House Labor & Commerce Committee by Request,
Sponsor

Expected Witnesses:
Representative Norman Rokeberg to present legislation (if unavailable,
Shirley Armstrong, Legislative Aide to present legislation)

SB 353: Property Exemptions
By Senate Judiciary Committee, Sponsor

Expected Witnesses:

ADJOURN

*Closed
Public
Hearing*

*Dyson
Staff*

0-LS0507L
Ford
2/27/98

CS FOR HOUSE BILL NO. 458(L&C)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTIETH LEGISLATURE - SECOND SESSION

BY THE HOUSE LABOR AND COMMERCE COMMITTEE

**Offered:
Referred:**

Sponsor(s): HOUSE LABOR AND COMMERCE COMMITTEE BY REQUEST

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to establishing a golf course alcoholic beverage license to allow
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3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

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6 **under this title are as follows:**

- 7 (1) beverage dispensary license;
- 8 (2) duplicate beverage dispensary license for additional rooms;
- 9 (3) restaurant or eating place license;
- 10 (4) club license;
- 11 (5) bottling works license;
- 12 (6) brewery license;
- 13 (7) package store license;
- 14 (8) general wholesale license;

- 1 (9) wholesale malt beverage and wine license;
- 2 (10) distillery license;
- 3 (11) common carrier dispensary license;
- 4 (12) retail stock sale license;
- 5 (13) recreational site license;
- 6 (14) pub license;
- 7 (15) winery license;
- 8 (16) caterer's permit;
- 9 (17) special events permit;
- 10 (18) conditional contractor's permit;
- 11 (19) brewpub license;
- 12 (20) golf course license.

13 * Sec. 2. AS 04.11 is amended by adding a new section to read:

14 Sec. 04.11.115. **Golf course license.** (a) A golf course license authorizes the
 15 licensee to sell and serve beer and wine for consumption on licensed premises located
 16 on a golf course.

17 (b) A license may be issued only if an application is approved by the local
 18 governing body and the board.

19 (c) The biennial license fee is \$400. The license fee and application fee must
 20 accompany the application for the license. An application must include a drawing of
 21 the golf course and a detailed diagram that clearly identifies a proposed area that
 22 constitutes the licensed premises. A sample minimum food menu must accompany the
 23 application.

24 (d) Beer and wine may only be sold, served, and consumed during times when
 25 the golf course is open for play. Food similar to that listed in the sample menu must
 26 be available during times when beer and wine are sold, served, and consumed on the
 27 licensed premises.

28 (e) A golf course license may not be transferred or relocated.

29 (f) In this section,

30 (1) "golf course" means a course, having at least nine holes or covering
 31 at least 2,950 yards, that is open to the public; and

1 (2) "licensed premises" includes a building or a motor vehicle located
2 on the golf course.

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

4 (a) Except as provided in (d) - (h) and (l) of this section, a new license may
5 not be issued and the board may prohibit relocation of an existing license

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

15 (2) inside an established village, incorporated city, or unified
16 municipality if after the issuance or relocation there would be inside the established
17 village, incorporated city, or unified municipality

18 (A) more than one restaurant or eating place license for each
19 1,500 population or fraction of that population; or

20 (B) more than one license of each other type, including licenses
21 that have been issued under (d) or (e) of this section, for each 3,000 population
22 or fraction of that population;

23 (3) inside an organized borough but outside an established village or
24 incorporated city located within the borough, if after the issuance or relocation there
25 would be inside the borough, but outside the established villages and incorporated
26 cities located within the borough,

27 (A) more than one restaurant or eating place license for each
28 1,500 population or fraction of that population; or

29 (B) more than one license of each other type, including licenses
30 that have been issued under (d) or (e) of this section, for each 3,000 population
31 or fraction of that population excluding the population of those established

1 villages that have adopted a local option under AS 04.11.491(b)(1), (3), or (4),
2 and excluding the population of incorporated cities located within the organized
3 borough.

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

5 (I) This section does not apply to a golf course license issued under
6 AS 04.11.115.

7 * Sec. 5. This Act takes effect July 1, 1998.



ALASKA INDUSTRIAL DEVELOPMENT
AND EXPORT AUTHORITY



480 WEST TUDOR

ANCHORAGE, ALASKA 99503

907 / 269-3000

FAX 907 / 269-3044

February 5, 1998

SENT VIA TELEFAX: (907) 465-2040

The Honorable Norman Rokeberg
Chairman, House Labor and Commerce Committee
Alaska State Legislature
State Capital
Juneau, AK 99801-1182

Dear Representative Rokeberg:

I hoped to meet with you in person last week in Juneau to discuss questions you had on AIDEA policies, as presented in your January 21 letter. However, time did not allow for the meeting, therefore, below are our brief responses to your questions:

1. **How many and what is the value of the current Business Assistance Program loans?**

In brief, as of December 31, 1997, AIDEA had 23 outstanding loan guarantees with a total balance of \$4,467,471.35. Fourteen of those loan guarantees were issued in 1996 and 1997, the period after SBA made changes to its program, for a total guarantee amount of \$4,079,358. Since the program's inception, AIDEA has guaranteed 37 loans for a total guaranteed balance of \$6,876,463.08.

2. **What is the current portfolio of the Rural Development Initiative Fund loans?**

As of December 10, 1996, RDIF had 30 loans with an outstanding balance of \$748,610.43. In October 1997, AIDEA purchased 24 of those loans with an outstanding balance of \$656,042.30, to recapitalize the program. The RDIF program is administered by the Department of Community and Regional Affairs and supported by AIDEA.

3. **What is your and the AIDEA Board's perception of the legislature's and administration's mandate on lending policy? Are they the same? Has either branch of government expressed any change of lending policy over the past 3 years?**

We believe that both the Legislature and Administration view AIDEA as a conservative tool to help Alaskan businesses develop and expand. We try to fill voids created by changing conditions in the private sector. We make all efforts not to compete with the private sector. This view is best expressed in the statutory requirements governing AIDEA's programs. Over the past three years neither branch has expressed the need for any change in this view or AIDEA's lending policies.

4. **Calendar year 1997 loan production appears to be quite low (12 or so loans). Why is this?**

I'm curious of where the 12 loan number came from. Although we generally use a fiscal year ending on June 30, our records show that for calendar year 1997 we funded 25 loans for a total of \$48,195,000. We believe that the market has been changing though and new commercial lenders, who may have been scared off in the mid-80's when the market crashed, are now re-appearing in Alaska. This has not had a negative affect on the use of our programs. We are also seeing that loan requests are getting larger. Below is a chart that outlines loans funded through participation since July 1, 1994.

NEW LOAN FUNDINGS		
<i>7/1/97 – 12/31/97</i>	<i>10 loans funded</i>	<i>\$30,100,000</i>
<i>7/1/96 – 6/30/97</i>	<i>18 loans funded</i>	<i>\$32,055,000</i>
<i>7/1/95 – 6/30/96</i>	<i>17 loans funded</i>	<i>\$13,830,000</i>
<i>7/1/94 – 6/30/95</i>	<i>14 loans funded</i>	<i>\$40,735,200</i>

- *As of 6/30/97 outstanding commitments (11) totaled \$32,295,000*
- *As of 12/31/97 outstanding commitments (8) totaled \$14,513,000*
- *Time period between commitment and funding can be as long as 9 – 12 months*

5. **What was the result of the December meeting regarding the loan threshold increase from \$1 million to \$3 million by the AIDEA Board?**

The AIDEA Board approved the increase in the threshold. This change was requested, in part, as a result in changing market conditions and a maturing Alaskan economy. Since 1993 the average loan size has increased from approximately \$1.2 million to \$2.9 million in 1997 – over a 140% increase. The change will allow AIDEA to be more responsive to loan participation requests from banks, allowing the banks to respond more quickly to their customers.

6. **Does the agency's policy of not allowing an equity extraction by a business limit loan underwriting?**

Equity extraction is allowed if the purpose of the extraction is for funds going back into the primary business and it will enhance economic development and job creation. We believe this policy adds flexibility to the loan underwriting process.

7. **What is the origin of the prohibition on equity extraction?**

Equity extraction was limited during the 1980's when values were artificially inflated.

8. **What is AIDEA's policy on releasing appraisal information to municipal tax assessors?**

AIDEA is required to follow the provisions of the Public Records Act which require the Authority balance the privacy/proprietary interest of the borrower against the public interest in the release of the information. AIDEA is not allowed to inquire into the motives of the person requesting the information. These standards are often difficult to implement.

When AIDEA receives a public records request, we notify the borrower and ask the borrower to identify sensitive proprietary information.

9. **Has the greater availability of commercial real estate financing by out of state lenders had an impact on the number of loans closed recently?**

We do not believe there has been an impact. The figures presented in the answer to your question three exemplify this. New financing options are a positive development for Alaskan businesses.

10. **What are the effects of an aging portfolio and diminishing number of commercial real estate loans' on the agency's net worth, profits and the amounts available for return to the general fund?**

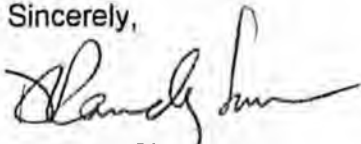
The average size of loans is increasing and AIDEA's portfolio is growing in size. Since the beginning of FY 1997, AIDEA's portfolio has sustained an average quarterly growth of 3.76% (including bond sale, SBA and a portion of Bond Sale Loans purchased from FDIC). The interest income for FY96 and FY97 was \$21,716,038 and \$21,713,554 respectively.

11. **Do you foresee any problems arising from the recent bankruptcy of the Anvil Mine in Faro on the debt servicing of the Skagway ore terminal?**

No, the Authority's debt related to the terminal is a general obligation of the Authority and not specifically related to the Skagway terminal's revenues. Moreover, we believe the long term potential for the terminal remains strong. There are dozens of mines that are in the development phase or can be developed that may use the facility and there are no other similar facilities in the area. We have been in discussion with a few of the developers of these mines. Although it is uncertain, the possibility remains that Anvil Range may recommence operations.

I would welcome the opportunity to meet with you the next time I am in Juneau. In the mean time, if you have additional questions or would like to discuss any of the responses presented above, please call me.


Sincerely,



D. Randy Simmons
Executive Director

DRS:bjf
hallby@distrokeberg

cc: Pat Pourchot, Office of the Governor

PHONE MESSAGE		DATE <i>3/9/98</i>	TIME <i>1200W</i> <small>A.M. P.M.</small>
FOR	<i>Shirley</i>		<input type="checkbox"/> URGENT <input type="checkbox"/> PHONED <input type="checkbox"/> RETURNED YOUR CALL <input type="checkbox"/> PLEASE CALL BACK <input type="checkbox"/> WILL CALL AGAIN <input checked="" type="checkbox"/> WAS IN <input type="checkbox"/> WANTS TO SEE YOU
M	<i>Tina Lindgren</i>		
OF	<i>AVA</i>		
PHONE ()	EXT.		
<input type="checkbox"/> FAX <input type="checkbox"/> MOBILE <input type="checkbox"/> PAGER ()			
MESSAGE	<i>RE AVA - hb458</i>		
<i>Didn't get letter in time to comment. She'll send she can get a comment to you.</i>			
	SIGNED <i>[Signature]</i>		



Tina Lindgren
Executive Director

Alaska Visitors Association

3201 C Street • Suite 403
Anchorage, AK 99503
Tel: (907) 561-5733 • Fax: (907) 561-5727

Headquarters:
217 2nd Street, Suite 201
Juneau, Alaska 99801
(907) 586-2323 FAX 463-5515



February 27, 1998

Representative Norman Rokeberg
Alaska State Legislature
State Capitol
Juneau, Alaska 99801

Dear Representative Rokeberg:

At a meeting earlier this week, the Legislative Committee of the Alaska State Chamber of Commerce discussed the four pieces of legislation introduced by you and for which you requested our comments or position. I am able to respond to you with the following:

ASCC supports HB 319, regarding an employer's right to reasonable access to premises and equipment supplied by the employer.

We took no position on the other bills:

- HB 433, offering a tax credit to businesses for employing state residents who graduate from Alaska post-secondary education institutions
- HB 435, regarding the definition of consumer price index
- HB 458, regarding beer and wine licenses for golf courses

Generally, it is the State Chamber's practice to limit the issues we become active in each year to a specific few priorities adopted by our membership. Of the sixty-eight issues submitted by the membership this year for consideration, only twelve were adopted as priorities. The criteria for an issue to be included in our priorities is that it must be consistent with the mission and purpose of the State Chamber, and it must be of significant importance to business statewide. We believe this concentration of effort increases our effectiveness.

ASCC's Legislative Committee is responsible for monitoring all legislation and determining what action is necessary should additional issues arise that may significantly affect business. We do, therefore, appreciate your efforts to keep us informed on the issues on which you are working. We know that you are committed to strengthening Alaska's economy through economic development and that you are a friend to business. We sincerely thank you for your continuing efforts on our behalf.

Sincerely,

A handwritten signature in cursive script that reads "Pamela La Bolle".

Pamela La Bolle
President

03-03-96P01:14 P0

ALASKA STATE LEGISLATURE

House of Representatives

COMMITTEE MEMBERS:

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REPRESENTATIVE JOHN COWDERY, VICE CHAIRMAN
REPRESENTATIVE BILL HUDSON
REPRESENTATIVE JOE RYAN
REPRESENTATIVE JERRY SANDERS
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718 WEST 4TH AVENUE, SUITE 640
ANCHORAGE, AK 99501
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FAX: (907) 258-2916

SESSION:
STATE CAPITOL, ROOM 24
JUNEAU, AK 99801-1182
PHONE: (907) 465-4954
FAX: (907) 465-2040

Labor and Commerce Committee

MEMORANDUM

TO: Representative Pete Kott, Chairman
House Rules Committee

FROM: Representative Norman Rokeberg, Chairman *NR*
House Labor and Commerce

DATE: April 18, 1998

SUBJECT: Hearing Request for HB 458 – Golf Course Beer/Wine License

I respectfully request that HB 458 be scheduled for a rules committee meeting. My office will provide a bill packet for use by the committee.

Thank you for your consideration in this matter. If you have any questions please contact Shirley Armstrong at 465-4968.

Attachments

ALASKA STATE LEGISLATURE

House of Representatives

COMMITTEE MEMBERS:

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REPRESENTATIVE JOHN COWDERY, VICE CHAIRMAN
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Labor and Commerce Committee

MEMORANDUM

TO: MEMBERS OF HOUSE LABOR & COMMERCE COMMITTEE

FROM: Representative Norman Rokeberg, Chairman
House Labor & Commerce Committee

DATE: February 26, 1998

SUBJECT: HB 458 – Golf Course Beer & Wine License

A handwritten signature in black ink, appearing to read "Norman Rokeberg", written over the "FROM:" line of the memorandum.

The bill was originally introduced by the committee at the request of the Palmer Municipal Golf Course

HB 458 makes changes to our current alcohol beverage law HB 458 proposes to allow a special beer and wine license for all golf courses not just municipal golf courses.

Attached is the backup information.

ALASKA STATE LEGISLATURE

House of Representatives

COMMITTEE MEMBERS:

REPRESENTATIVE NORMAN ROKEBERG, CHAIRMAN
REPRESENTATIVE JOHN COWDERY, VICE CHAIRMAN
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Labor and Commerce Committee

SPONSOR STATEMENT

HOUSE BILL 458

HB 458 - "An Act relating to establishing a golf course alcoholic beverage license to allow sales of beer and wine; and providing for an effective date."

This bill originated at the request of the Palmer Golf Course. The Palmer Golf is a municipally owned golf course which has a "municipal golf course license" which was created by regulation, without statutory authority. The 1994 regulation, 15 AAC 104.670, was drafted in such a manner that sales or transport of an alcohol beverage out of the clubhouse and onto the golf course is prohibited.

In order to overcome this difficulty, a package store or retail license must also be purchased on the open market at the current market price at an added cost. The population limitation restriction contained in statute is also a limiting factor. Consequently, there is no guarantee that a license would be available for purchase.

Currently, the Palmer Golf Course is restricted from selling beer and wine to their patrons for consumption on the golf course. Additionally, management of beer and wine consumption by the golfing public is much more difficult to control.

In drafting HB 458 a decision was made to expand the scope of the legislation to create a new license that includes both municipal and privately owned golf courses meeting the minimum specifications outlined in the bill for a "championship" course that requires a minimum yardage of 2,950 yards for nine holes or more. The new golf course license will be exempt from the population limitation formula in statute.

This bill is intended to encourage golf course construction, attract tourists and provide more recreational opportunities for Alaskans young and old alike. As well as provide the golf course with an additional revenue stream due to the short golf season and to offset the high capital costs of course construction.

I urge your support for HB 458.



Travel • Course



Thursday, February 26, 1998

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Fort Wainwright

Kachemak Bay

Eagle Glen Golf Course
Elmendorf AFB

Muskey Meadows 3,035 Yards
Wrangell, Alaska

Fairbanks Golf & Country Club
Fairbanks

Kenai Golf Course
Kenai

Moose Run Golf Course
Anchorage

North Star Golf Course
Fairbanks

Palmer Municipal Golf Course
Palmer

Settlers Bay Golf Course
Wasilla

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Wasilla

Tanglewood Lakes Golf Club
Anchorage

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Wednesday, February 25, 1998

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Anchorage Golf Course

3651 Omalley Rd
Anchorage, AK, 99516

Phone: 907-522-3363

Pro: Richard Prange
Architect: William Newcomb

Low: N/A
Moderate: N/A
Premium: N/A

Number of Holes: 18

Par	Length	Slope	Rating
72	6616 Yards	130	72
0		0	0
0		0	0
0		0	0

Type of Course: Public

Driving Range: Yes
Power Carts: Yes
Pull Cart: Yes
Walking: Yes

Hotels: No
Restaurant: Yes
Snackbar: Yes

Reference Number: 527

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Chena Bend Golf Course

Bldg 2092 Afvr-fw Pad
Fort Wainwright, AK, 99703

Phone: 907-353-6749

Low: N/A
Moderate: N/A
Premium: N/A

Number of Holes: 18

Par	Length	Slope	Rating
72	6888 Yards	102	0
0		0	0
0		0	0
0		0	0

Type of Course: Military

Pull Cart: Yes
Walking: Yes

Hotels: No

Reference Number: 531

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Eagle Glen Golf Course

Bldg 23 100
 Elmendorf AFB, AK, 99506

Phone: 907-552-3821

Pro: Ernest Hamby
 Architect: Robert Trent Jones

Fees: Weekday - \$25.00 Weekend - \$25.00

Low: X

Number of Holes: 18

Par	Length	Slope	Rating
72	6024 Yards	129	0
0		0	0
0		0	0
0		0	0

Yardage Marker: Yes
 Type of Marker: Kirby Markers
 Type of Course: Semi-Private

Driving Range: Yes
 Power Carts: Yes
 Pull Cart: Yes
 Walking: Yes

Hotels: No
 SnackBar: Yes

Reference Number: 529

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TAKE IT FOR A NON-SPIN.

Fairbanks Golf & Country Club

1735 Farmers Loop Rd
Fairbanks, AK, 99707

Phone: 907-479-6555

Architect: Robert Muir Graves

Low: N/A
Moderate: N/A
Premium: N/A

Number of Holes: 9

Par	Length	Slope	Rating
29	1786 Yards	89	0
0		0	0
0		0	0
0		0	0

Type of Course: Public

Walking: Yes

Hotels: No

Reference Number: 530

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EXPEDITION

Kenai Golf Course

1420 Lawton Dr
Kenai, AK, 99611

Phone: 907-283-7500

Pro: Jim Kimball

Low: N/A
Moderate: N/A
Premium: N/A

Number of Holes: 18

Par	Length	Slope	Rating
72	6641 Yards	135	73
0		0	0
0		0	0
0		0	0

Type of Course: Public

Driving Range: Yes
Power Carts: Yes
Pull Cart: Yes
Walking: Yes

Hotels: No
Restaurant: Yes
Snackbar: Yes

Reference Number: 532

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Moose Run Golf Course

Ft. Richardson Army Base
Anchorage, AK, 99505

Phone: 907-428-0056

Pro: John McBride

Fees: Weekday - \$21.00 Weekend - \$21.00
Low: X

Number of Holes: 18

Par	Length	Slope	Rating
71	6425 Yards	115	69
0		0	0
0		0	0
0		0	0

Type of Course: Military

Driving Range: Yes
Power Carts: Yes
Pull Cart: Yes
Walking: Yes

Hotels: No
Restaurant: Yes
Snackbar: Yes

Reference Number: 528

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North Star Golf Course

Old Steese Highway
Fairbanks, AK, 99701

Phone: 907-457-4653

Low: N/A
Moderate: N/A
Premium: N/A

Number of Holes: 18

Par	Length	Slope	Rating
0		0	0
0		0	0
0		0	0
0		0	0

Type of Course: Public

Year Established: 1993

Walking: Yes

Hotels: No

Reference Number: 14575

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Palmer Municipal Golf Course

100 Lepak Ave
Palmer, AK, 99645

Phone: 907-745-4653

Pro: Mark Dolejsi

Fees: Weekday - \$20.00 Weekend - \$20.00

Low: X

Number of Holes: 18

Par	Length	Slope	Rating
72	7125 Yards	132	75
0		0	0
0		0	0
0		0	0

Type of Course: Public

Driving Range: Yes

Power Carts: Yes

Pull Cart: Yes

Walking: Yes

Hotels: No

Snackbar: Yes

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Settlers Bay Golf Course

Mile 8 Knik Road
Wasilla, AK, 99687

Pro: Ernie Hamby

Low: N/A

Moderate: N/A

Premium: N/A

Number of Holes: 18

Par	Length	Slope	Rating
0		0	0
0		0	0
0		0	0
0		0	0

Type of Course: N/A

Course Architecture: N/A

Year Established: 1978

Reference Number: 18880

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Sleepy Hollow Golf Course

Mile 2 Carney Road
Wasilla, AK, 99654

Phone: 907-376-5948

Architect: James Gilmore Harrison

Low: N/A

Moderate: N/A

Premium: N/A

Number of Holes: 9

Par	Length	Slope	Rating
27		0	0
0		0	0
0		0	0
0		0	0

Type of Course: Public

Walking: Yes

Hotels: No

Reference Number: 534

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Tanglewood Lakes Golf Club

11701 Brayton Dr
Anchorage, AK, 99516

Low: N/A
Moderate: N/A
Premium: N/A

Number of Holes: 9

Par	Length	Slope	Rating
0		0	0
0		0	0
0		0	0
0		0	0

Type of Course: N/A
Course Arcitechture: N/A

Year Established: 1996

Reference Number: 18834

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SOLDOTNA

BIRCH RIDGE GOLF COURSE
42223 STERLING HWY
SOLDOTNA AK 99659

Phone: 907-262-5270

Pro: MIKE ROSE

18 Hole - Weekday Green Fees:	\$10.00	Men's Rating:	Women's Rating:
18 Hole - Weekend Green Fees:	\$10.00	Men's Slope:	Women's Slope:
18 Hole - Power cart rental:	\$5.00	Men's Yardage:	Women's Yardage:
18 Hole - Pull cart rental:		Men's Par:	Women's Par:

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Weeping Trout Sports Resort

weepingt@kcd.com P.O. Box 129 Haines AK 99827
Phone (907) 766-2827 Fax (907) 766-2824



Par 28 for 9 holes.

1. Chilkat Chip: 66 yds
2. Rock Shot: 110 yds
3. Dolly's Drop: 60 yds
4. Devil's Club: 154 yds
5. Coho Hole: 163 yds
6. Pixie Pitch: 73 yds
7. Cutthroat Cut: 181 yds
8. Stickleback: 78 yds
9. Lake Lob: 41 yds



Golf Tourism

Golf, a developed branch of sports in western countries, in which high-income groups take a greater interest, has recently begun to spread and to be popular across the world.

Our country has suitable conditions for this sport. The availability of large space suitable for golf, and the temperate climate of the Mediterranean and Aegean coasts, create a great potential for Golf Tourism.

Studies show that there are approximately 37 million golfers in the world and that the number of people playing golf in Europe grows by about 20% a year. Considering that most of the people who are interested in this sport tend to visit the golf fields of other countries as well, our country may be visited by a large number of golfers in the near future.

Our Ministry attaches importance to developing the golf tourism opportunities available in Turkey, and it opens golf links for which planning work is complete to investors. At present, investments are under way along the Mediterranean coast in three 18-hole golf links allocated to investors.

Investments in golf tourism which are believed also to contribute to environmental protection are included in the priority types of tourism investments and are thus supported with special incentives.

The country of Turkey also considers the sport of "golf" a good investment.

(g) A permit may not be transferred, relocated, or renewed.

(h) Any person possessing or consuming or suspected of possessing or consuming alcoholic beverages, or exhibiting characteristics of intoxication, at the licensed premises during the permit period must be removed immediately from the premises for the duration of the event.

(i) During the time when a permit is exercised, the premises is still a "licensed premises" under AS 04. Violation of any statute, regulation, or local ordinance governing alcoholic beverages on the licensed premises is grounds for suspension or revocation of the licensee's premises certification and license. A debt that is incurred for or during an event for which a dedesignation permit is granted is still considered a debt incurred in the operation of the license for purposes of transfer of ownership of the holder's license under AS 04.11.360.

(j) In connection with its functions under (c), (e), and (k) of this section, a school board, a local governing body, or a law enforcement organization, as appropriate, may place limitations or restrictions on the premises certification and the permit as necessary to assure adequate security and control in the public interest. The director, or a peace officer whose jurisdiction includes the licensed premises, may terminate a permit at any time in the public interest.

(k) A premises certification under this section is a privilege above that of a license, and is granted with the understanding that the board will, in its discretion, suspend or revoke the certification for good cause without a hearing under AS 04.11.510 or the Administrative Procedure Act (AS 44.62). The director will notify a licensee in writing not less than 10 days before board consideration of suspension or revocation of a licensee's premises certification. The board will afford the licensee an opportunity to be heard. A local governing body or school board may withdraw its approval of a certification at any time by written notice to the board and licensee.

(l) For purposes of this section, "event" includes a banquet, ball, graduation celebration, and entertainment. (Eff. 7/30/89, Register 111)

Authority: AS 04.06.090 AS 04.06.100

15 AAC 104.665. EMPLOYMENT OF PAROLEES AND PROBATIONERS. Repealed 3/31/85.

15 AAC 104.670. MUNICIPAL GOLF COURSE LICENSE. (a) A municipal golf course license authorizes the licensee to sell and serve beer and wine for consumption on licensed premises in a building at a municipal golf course. An applicant for a municipal golf course license must be a municipality.

(b) A license will be issued only if an application is approved by the local governing body and the board.

(c) The biennial license fee is \$400. The license fee and application fee must accompany the application for license. An application must include a drawing of the golf course and a detailed diagram that clearly identifies the proposed licensed premises. A sample minimum food menu must accompany the application.

(d) Beer and wine may only be sold, served, and consumed during times when the golf course is open for play. Food similar to that listed in the sample menu must be available during times when beer and wine are sold, served, and consumed on the licensed premises.

(e) A municipal golf course license may not be transferred or relocated.

(f) In this section "golf course" means a course, having a minimum of nine holes covering at least 1,200 yards, that is open to the public and is owned or leased by a municipality. (Eff. 5/22/92, Register 122; am 5/1/94, Register 130)

Authority: AS 04.06.090 AS 04.06.100

15 AAC 104.675. PERMITS. (a) To apply for a permit, an applicant must submit to the board the proper application form, together with the application fee and permit fee. The application must include a description of the proposed premises, a drawing designating which areas are for storage, service, and consumption, a statement of the specific hours of intended operation, a copy of the approval from the proper local authority, and other information required by the application form.

(b) The director will approve or deny all applications for permits. If an application is denied, the applicant may appeal to the board.

(c) Permits are not transferable.

(d) The holder of a permit shall comply with all statutes, ordinances, and regulations pertaining to the possession and sale of alcoholic beverages. (Eff. 11/29/81, Register 80)

Authority: AS 04.06.100 AS 04.11.240 AS 04.11.260
AS 04.11.230 AS 04.11.250 AS 04.11.320

15 AAC 104.680. RESTAURANT CATERER'S DINNER PERMIT. (a) A restaurant caterer's permit authorizes the holder of a restaurant or eating place license to sell or dispense beer or wine before and during service of food provided by the licensee at a designated location for a banquet or dinner event held off the holder's licensed premises.

(b) A permit will be issued only for a specified premises for a specific occasion, for a period not to exceed seven days.

(c) The application fee for a permit is \$50 for each event, and must accompany the application for a permit.

ALASKA STATE LEGISLATURE

House of Representatives

COMMITTEE MEMBERS:

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FAX: (907) 465-2040

Labor and Commerce Committee

MEMORANDUM

TO: Representative Pete Kott, Chairman
House Rules Committee

FROM: Representative Norman Rokeberg, Chairman
House Labor & Commerce Committee 

DATE: April 28, 1998

SUBJECT: HB 458 – Golf Course Beer & Wine License

HB 458 was introduced by the committee at the request of the Palmer Municipal Golf Course. This bill provides for a special beer and wine license for all golf courses.

Attached is the backup information for use by the committee.

Attachments

CS FOR HOUSE BILL NO. 458()

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTIETH LEGISLATURE - SECOND SESSION

BY

Offered:

Referred:

Sponsor(s): HOUSE LABOR AND COMMERCE COMMITTEE BY REQUEST

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to establishing a golf course alcoholic beverage license to allow
2 sales of beer and wine; extending the termination date of the Alcoholic Beverage
3 Control Board; and providing for an effective date."

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

5 * Section 1. AS 04.11.080 is amended to read:

6 Sec. 04.11.080. Types of licenses and permits. Licenses and permits issued
7 under this title are as follows:

- 8 (1) beverage dispensary license;
- 9 (2) duplicate beverage dispensary license for additional rooms;
- 10 (3) restaurant or eating place license;
- 11 (4) club license;
- 12 (5) bottling works license;
- 13 (6) brewery license;
- 14 (7) package store license;

- 1 (8) general wholesale license;
 2 (9) wholesale malt beverage and wine license;
 3 (10) distillery license;
 4 (11) common carrier dispensary license;
 5 (12) retail stock sale license;
 6 (13) recreational site license;
 7 (14) pub license;
 8 (15) winery license;
 9 (16) caterer's permit;
 10 (17) special events permit;
 11 (18) conditional contractor's permit;
 12 (19) brewpub license;
 13 (20) golf course license.

14 * Sec. 2. AS 04.11 is amended by adding a new section to read:

15 **Sec. 04.11.115. Golf course license.** (a) A golf course license authorizes the
 16 licensee to sell beer and wine on licensed premises located on a golf course.

17 (b) A license may be issued only if

18 (1) an application is approved by the local governing body and the
 19 board;

20 (2) the applicant does not hold a beverage dispensary license or a
 21 restaurant or eating place license; this paragraph does not apply to an applicant who
 22 holds a beverage dispensary license or a restaurant or eating place license if the license
 23 was acquired by transfer from a licensee under AS 04.11.280.

24 (c) The biennial license fee is \$400. The license fee and application fee must
 25 accompany the application for the license. An application must include a drawing of
 26 the golf course. A sample minimum food menu must accompany the application.

27 (d) Food similar to that listed in the sample menu must be available during
 28 times when beer and wine are sold, served, and consumed on the licensed premises.

29 (e) A golf course license may not be transferred or relocated.

30 (f) In this section,

31 (1) "golf course" means a course, having at least nine holes or covering

1 or fraction of that population excluding the population of those established
2 villages that have adopted a local option under AS 04.11.491(b)(1), (3), or (4),
3 and excluding the population of incorporated cities located within the organized
4 borough.

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

6 (1) This section does not apply to a golf course license issued under
7 AS 04.11.115.

8 * Sec. 5. AS 44.66.010(a)(1) is amended to read:

9 (1) Alcoholic Beverage Control Board (AS 04.06.010) -- June 30, 2002
10 [1998];

11 * Sec. 6. 15 AAC 104.670 is annulled.

12 * Sec. 7. This Act takes effect July 1, 1998.

0-LS0507P
Ford
4/27/98

04-27-98 11:30 AM

CS FOR HOUSE BILL NO. 458()
IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTIETH LEGISLATURE - SECOND SESSION

BY

Offered:
Referred:

Sponsor(s): **HOUSE LABOR AND COMMERCE COMMITTEE BY REQUEST**

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to establishing a golf course alcoholic beverage license to allow
2 sales of beer and wine; extending the termination date of the Alcoholic Beverage
3 Control Board; and providing for an effective date."

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

5 * Section 1. AS 04.11.080 is amended to read:

6 **Sec. 04.11.080. Types of licenses and permits.** Licenses and permits issued
7 under this title are as follows:

- 8 (1) beverage dispensary license;
- 9 (2) duplicate beverage dispensary license for additional rooms;
- 10 (3) restaurant or eating place license;
- 11 (4) club license;
- 12 (5) bottling works license;
- 13 (6) brewery license;
- 14 (7) package store license;

- 1 (8) general wholesale license;
- 2 (9) wholesale malt beverage and wine license;
- 3 (10) distillery license;
- 4 (11) common carrier dispensary license;
- 5 (12) retail stock sale license;
- 6 (13) recreational site license;
- 7 (14) pub license;
- 8 (15) winery license;
- 9 (16) caterer's permit;
- 10 (17) special events permit;
- 11 (18) conditional contractor's permit;
- 12 (19) brewpub license;
- 13 (20) golf course license.

14 * **Sec. 2.** AS 04.11 is amended by adding a new section to read:

15 **Sec. 04.11.115. Golf course license.** (a) A golf course license authorizes the
 16 licensee to sell and serve beer and wine for consumption on licensed premises located
 17 on a golf course.

18 (b) A license may be issued only if

19 (1) an application is approved by the local governing body and the
 20 board;

21 (2) the applicant does not hold a beverage dispensary license or a
 22 restaurant or eating place license; this paragraph does not apply to an applicant who
 23 holds a beverage dispensary license or a restaurant or eating place license if the license
 24 was acquired by transfer from a licensee under AS 04.11.280.

25 (c) The biennial license fee is \$400. The license fee and application fee must
 26 accompany the application for the license. An application must include a drawing of
 27 the golf course and a detailed diagram that clearly identifies a proposed area that
 28 constitutes the licensed premises. A sample minimum food menu must accompany the
 29 application.

30 (d) Beer and wine may only be sold, served, and consumed during times when
 31 the golf course is open for play. Food similar to that listed in the sample menu must

1 be available during times when beer and wine are sold, served, and consumed on the
2 licensed premises.

3 (e) A golf course license may not be transferred or relocated.

4 (f) In this section,

5 (1) "golf course" means a course, having at least nine holes or covering
6 at least 2,950 yards, that is open to the public; and

7 (2) "licensed premises" includes a building located on the golf course
8 or a golf cart designed to carry beverages or food located on the golf course.

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

10 (a) Except as provided in (d) - (h) and (l) of this section, a new license may
11 not be issued and the board may prohibit relocation of an existing license

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

21 (2) inside an established village, incorporated city, or unified
22 municipality if after the issuance or relocation there would be inside the established
23 village, incorporated city, or unified municipality

24 (A) more than one restaurant or eating place license for each
25 1,500 population or fraction of that population; or

26 (B) more than one license of each other type, including licenses
27 that have been issued under (d) or (e) of this section, for each 3,000 population
28 or fraction of that population;

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

1 cities located within the borough,

2 (A) more than one restaurant or eating place license for each
3 1,500 population or fraction of that population; or

4 (B) more than one license of each other type, including licenses
5 that have been issued under (d) or (e) of this section, for each 3,000 population
6 or fraction of that population excluding the population of those established
7 villages that have adopted a local option under AS 04.11.491(b)(1), (3), or (4),
8 and excluding the population of incorporated cities located within the organized
9 borough.

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

11 (l) This section does not apply to a golf course license issued under
12 AS 04.11.115.

13 * Sec. 5. AS 44.66.010(a)(1) is amended to read:

14 (1) Alcoholic Beverage Control Board (AS 04.06.010) -- June 30, 2002
15 [1998];

16 * Sec. 6. This Act takes effect July 1, 1998.

Author: Noelle Brekke at LAA_HKOT

Date: 4/23/98 8:47 AM

Priority: Normal

TO: Billie Rae Gillas at LAA_HPHG, Jennifer Florian at LAA_TRANS, Irene Shields at LAA_CAP,
Kathleen Ruff at LAA_TRANS, Joan Hope at LAA_CAP, Odette Foster at LAA_CAP,
Pat Carter at LAA_TRANS, Shirley Armstrong at LAA_TRANS, Annette Kreitzer at LAA_CAP
Subject: House Rules Meeting

There will be a meeting of the House Rules committee on Tuesday, April
28th at 5:00 p.m. in room 124 to hear the following bills:

- HB 377 - "Filling Legislative Vacancies" by Rep. Hodgins
- HB 458 - "Golf course beer/wine license" by (H) L&C
- SB 269 - "Plumbing Code" by (S) L&C

Golf

02/27/98
15:48:01

LEGISLATIVE TELECONFERENCE NETWORK SYSTEM
PARTICIPANT LIST (TESTIFIERS ONLY)
TCN:80362 SCHEDULED FOR:02/27/98 15:15 TO 17:15
PUBLIC HEARING HOUSE LABOR & COMMERCE

LTN1150
BY:JNU
FOR:ALL

LOCATION:ANCHORAGE

HB 458		WILLIAM	ROCHE	ANS ?S	ABC BOARD	TESTIFY
HB 458		DOUG	GRIFFIN	ANS ?S	ABC BOARD	TESTIFY
HB 458		JEFF	BARNHART		PALMER GOLF CRSE	TESTIFY

LOCATION:KODIAK

HB 400	MS	SUSAN	RODEHEAVER	✓		TESTIFY
--------	----	-------	------------	---	--	---------

LOCATION:MATSU

HB 400	YR	ROBERT	HALL	✓		TESTIFY
HB 400	MR	DAN	GIFFORD	✓		TESTIFY

LOCATION:VALDEZ

HB 400		SYLVIA	SULLIVAN		AK 4 JUST SOCTY	TESTIFY
--------	--	--------	----------	--	-----------------	---------

HB

472

HOUSE COMMITTEE REPORT

(7)

Date Referred to Committee: March 20, 1998

FURTHER REFERRALS:

Finance

Date of Committee Action: 3/30/98

The LABOR AND COMMERCE Committee considered:

HB 472

HOUSE BILL NO. 472

APPORTIONMENT OF BUSINESS INCOME

'An Act relating to apportionment of business income.'

recommends it be replaced with the following committee substitute _____ [] the same title
[] a new title

[] additional referral to _____ Committee
[] attached amendment(s)

ADOPTS: _____ Letter of Intent

ATTACHES NEW FISCAL NOTE(S): (Dept) APPROVES PREVIOUS: (Dept/Date)

[X] fiscal note(s) DCR [] fiscal note(s) _____

[] zero fiscal note(s) _____ [] zero fiscal note(s) _____

SIGNING WITH RECOMMENDATIONS	DP	DNP	NR	AM
<i>[Signature]</i>	✓			
<i>[Signature]</i>			✓	
<i>[Signature]</i>	✓			
<i>[Signature]</i>	✓			
<i>[Signature]</i>	✓			

CHAIR'S SIGNATURE

[Signature]

3.30.98

HOUSE COMMITTEE REPORT

(11)

Date Referred to Committee: March 31, 1998

FURTHER REFERRALS:

Date of Committee Action: 4/6/97

The FINANCE Committee considered:

HB 472

HOUSE BILL NO. 472

APPORTIONMENT OF BUSINESS INCOME

“An Act relating to apportionment of business income.”

recommends it be replaced with the following committee substitute _____ the same title a new title

additional referral to _____ Committee
 attached amendment(s)

ADOPTS: _____ Letter of Intent

ATTACHES NEW FISCAL NOTE(S): (Dept) _____ APPROVES PREVIOUS: (Dept/Date)

fiscal note(s) _____ fiscal note(s) DOR 3/31/98

zero fiscal note(s) _____ zero fiscal note(s) _____

SIGNING WITH RECOMMENDATIONS		DP	DNP	NR	AM
<i>[Signature]</i>	Therriault			X	
<i>[Signature]</i>	Mulder	X			
<i>[Signature]</i>	Martin	X			
<i>[Signature]</i>	Davies			X	
<i>[Signature]</i>	Grussendorf			X	
<i>[Signature]</i>	Moses			X	
<i>[Signature]</i>	Davis	X			
<i>[Signature]</i>	Kelly	✓			
<i>[Signature]</i>	Foster	X			

CHAIR'S SIGNATURE
 CO-CHAIR

[Signature]
 Therriault



COMMITTEE:

House Labor & Commerce Standing Committee

DATE: March 30, 1998

Subject of meeting:

HB 472 - APPORTIONMENT OF BUSINESS INCOME

SIGN-IN

**PLEASE PRINT!
NAME**

ADDRESS (MAILING / ZIP)

PHONE

REPRESENTING

**DO YOU
WANT TO
TESTIFY?**

C. HARLOTTE MAC CAY	1133 WEST 15 TH AVE ANCHORAGE 99501	272-2117	COUNCIL OF ALASKA PRODUCERS	YES ✓
Joe Kyle	234 Gold St. Juneau 99801	586-3107	Alaska Steamship Assoc.	yes ✓
Rosemary Hagevis	Box 240423 Dreghlas 99824	364-2154	SE Conference	YES ✓
Rick Hauber	321 Highlan Av Julu	586-6366	P.S.P.A	yes ✓
Susan Budge	424 N Franklin Juneau	586-2777	Northwest Cruise Ship Assoc.	yes ✓
Deborah Vogt	DDR	2300	DDR	? ✓
Pam LaBelle	217 2 nd St Suite 174	586-2323	State Chamber	✓ ✓

03/30/98
15:30:26

LEGISLATIVE TELECONFERENCE NETWORK SYSTEM
PARTICIPANT LIST (ALL PARTICIPANTS)
TCN:80567 SCHEDULED FOR:03/30/98 15:15 TO 17:15
PUBLIC HEARING HOUSE LABOR & COMMERCE

LTN1150
BY:ANC
FOR:ANC

LOCATION: ANCHORAGE

HB 472	ERNIE	HALL	AEDC	(5)	(1)	TESTIFY
HB 472	BOB	SOUTHALL	AKH			TESTIFY
HB 472	GREG	CHAMPION	KORGAN AIR			TESTIFY
HB 472	BILL	ELANDER	ACVB	(4)		TESTIFY
HB 472	BOB	STILES	DRYEN		(2)	TESTIFY
HB 472	TINA	LINDGREN				TESTIFY
HB 472	SHERMAN	ERNOUF				TESTIFY

343-
343

Legislative Research Services

Alaska State Legislature
Legislative Affairs Agency
Division of Legal & Research Services



130 Seward Street, Suite 218
Juneau, Alaska 99801-2196
Phone: (907) 465-3991
Fax: (907) 463-3351

March 12, 1998

TO: Representative Norman Rokeberg
FROM: Maria Gladziszewski
Legislative Analyst/Manager
RE: Sources of Revenue to the State of Alaska in 1997
Research Request 98.053

03-12-98P02:41 ROK

Please check the appropriate box and return to Mail Stop 3101 or the above mailing address.

- I approve the release of this information.
- I approve the release of this information, but remove my name.
- Keep confidential.

Date

Signature

To assist us in improving the quality of our research services, we would appreciate your response to the following questions. Please be assured that we will take your comments seriously in performing future research for you.

Was the information objective?

Was it clearly written?

Did it provide answers to (or, at least, useful information on) all the questions you posed?

Was the research completed and delivered to you in a timely manner?

Legislative Research Report 98.053

March 12, 1998

Sources of Revenue to the State of Alaska in 1997

Legislative Research Services
Division of Legal and Research Services
Legislative Affairs Agency
Alaska State Legislature

Prepared for Representative Norman Rokeberg
Prepared by Maria Gladziszewski, Manager



*Legislative Research Services
130 Seward Street, Room 218
Juneau, AK 99801
907-465-3991
907-463-3351 (fax)
www.legis.state.ak.us/legres/legres.htm*

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SUMMARY

You asked for information on the source of Alaska's revenues. You were particularly interested in the amount and type of taxes currently collected by the state of Alaska. This report presents fiscal year 1997 total revenue, restricted revenue, and unrestricted revenue (including taxes), in Tables 1, 2, and 3, respectively. Table 4 shows that in FY97, petroleum revenues (taxes, royalties, rents) accounted for 81% of unrestricted revenues.

TOTAL REVENUE

The revenues received by the state of Alaska fall into one of two broad categories: restricted or unrestricted revenue. Restricted revenues are received for specific uses (e.g., most federal funds) or may be appropriated only under certain conditions (e.g., the Constitutional Budget Reserve Fund).¹ Unrestricted revenues go to the general fund to be appropriated by the legislature for any purpose. Table 1 shows the contributions to total state revenues of each type of revenue in fiscal year 1997.

Table 1: Contributions to Total State Revenue by Type of Revenue, FY97

Type of Revenue	Amount (millions of dollars)	% of Total Revenue
Restricted and Other Funds *	4,727.1	65%
Net Disposable General Fund Unrestricted Revenue **	2,498.1	35%
TOTAL REVENUE FROM ALL FUND SOURCES	7,225.2	

* Includes restricted revenues that are appropriated (e.g., federal funds, permanent fund dividends and inflation proofing) as well as revenues that are non-appropriated or appropriated under special conditions (e.g., constitutional budget reserve earnings, permanent fund undistributed net income).

** Derived by deducting from the total unrestricted revenues, those tax and license revenues passed through to municipalities (e.g., fisheries business tax, fishery resource land tax) and revenues otherwise earmarked (e.g., marine highway revenue) and adding certain miscellaneous other revenue (e.g., AHFC dividend payment).

SOURCE: Alaska Department of Revenue, *Revenue Sources Book, Fall 1997* (Tables 4 and 5).

RESTRICTED REVENUE

Total revenues to the state of Alaska include many restricted and non-General Fund revenue sources that are annually appropriated under the Executive Budget Act. Much of this revenue is restricted for specific uses (e.g. most federal funds) or may only be appropriated under certain

¹ Although Permanent Fund net income may be legally appropriated in the same manner as unrestricted revenue, the established practice has been to treat Permanent Fund net income as if it were restricted.