

## CHAPTER 71.

## AN ACT

[S. B. 112]

To regulate the sale of beer and wine; to provide for the payment of a license fee by those engaging in the manufacture, bottling and sale of beer and wine; to provide for the issuance and revocation of licenses, and to provide penalties for the violation of its provisions; and for other purposes, and declaring an emergency.

*Be it enacted by the Legislature of the Territory of Alaska:*

Beer and wine  
licenses re-  
quired.

Section 1. That it shall be unlawful for any person, firm or corporation to manufacture, bottle or sell beer or wine within the Territory of Alaska without first having obtained a license to do so. Licenses shall be issued only for permanent established places in suitable locations and to persons of good moral character who are citizens of the United States and who are qualified electors of the Territory of Alaska.

Qualifications  
of applicants.

Beer and wine  
license fee,  
\$50.00.

Section 2. A beer and wine license may be obtained by a person qualified under the provisions of this Act upon the payment of a license fee of Fifty Dollars (\$50.00) per annum.

Rights under  
beer and wine  
license.

A beer and wine license will give the holder thereof the right and privilege of selling beer and wine on a common carrier in the Territory of Alaska, or in a hotel, or lodging house with not less than 15 rooms or in boarding houses, restaurants or cafeterias with accommodations for not less than 15 patrons and in road houses. Such beer or wine shall be consumed in the rooms of bona fide guests and patrons or with meals furnished in good faith to the guests and patrons.

Beverage dis-  
pensary license  
fee, \$175.00.

Section 3. A Beverage Dispensary License may be obtained upon payment of the License fee of One Hundred Seventy-Five Dollars (\$175.00) per annum.

A Beverage Dispensary License will give the holder thereof the right to sell and serve draft beer and beer in uncapped bottles to patrons for immediate consumption while seated in the Dispensary. Rights under beverage dispensary license.

Section 4. A Retail License may be obtained upon payment of a license fee of Twenty-five Dollars (\$25.00) per annum. Retail license fee \$25.00.

A Retail license will give the holder thereof the right and privilege to sell in his establishment beer and wine contained in the original packages, but it is not to be consumed on the premises where sold. Rights under retail license.

Section 5. A Club license may be obtained upon a payment of a license fee of Fifty Dollars (\$50.00) per annum. Club license fee \$50.00.

A Club License will give Clubs, Fraternal Organizations and Patriotic Organizations, that have a Territorial or National Charter and which have been so incorporated for a period of Two (2) years, the right and privilege of serving beer and wine to the members and their guests in their Club Rooms. Rights under club license.

Section 6. A Wholesale License may be obtained upon payment of a license fee of One Hundred (\$100.00) Dollars per annum. Wholesale license fee \$100.00.

A Wholesale License will give the holder thereof the right and privilege to sell beer and wine contained in the original packages to retail stores or other places licensed under this Act, but not directly to the consumer or general public. Rights under wholesale license.

Section 7. A Bottling Works License may be obtained upon payment of a license fee of One Hundred Dollars (\$100.00) per annum. Bottling works license fee \$100.00.

A Bottling Works License will give the holder thereof the right and privilege of operating a Bottling Works where beer and wine may be bottled and sold but no sale of beer or wine shall be made in less quantities Rights under bottling works license.

than Five (5) gallons in kegs and Four (4) gallons in bottles.

Brewery license fee \$100.00.

Section 8. A Brewery License may be obtained upon payment of a license fee of One Hundred Dollars (\$100.00) per annum.

Rights under brewery license.

A Brewery License will give the holder the right and privilege to operate a Brewery where beer is manufactured, brewed, prepared, bottled or barreled for sale; but no sale shall be made in less quantities than Five (5) gallons in kegs and Four (4) gallons in bottles.

Brewery or winery prohibited from interest in beverage dispensary.

Section 9. No corporation, owner, officer or representative of a brewery or winery shall be permitted to own any interest in any Beverage Dispensary License, nor shall he or they be permitted to finance directly or indirectly any license holder in procuring quarters or in supplying equipment and furnishings in order to conduct business.

Refunds to incorporated towns.

Section 10. All moneys collected within incorporated towns for licenses issued by the Clerk of the Court under provisions of this Act or for penalties or delinquency fees shall be paid to the Territorial Treasurer. Fifty per cent. (50%) of such license fees, collected hereunder in any incorporated town shall be refunded to that town by the Treasurer. Such refunds shall be made monthly.

No refunds where towns levy tax.

In case the Common Council of any incorporated town levies any tax upon the sale of beer or wine in addition to those provided herein, the entire license fees collected under the provisions of this Act in such towns shall be credited to the general fund of the Territory.

Definitions.

Section 11. As used in this Act:

(a) "Beer" means lager beer, ale, porter and similar malt liquor of alcoholic content lawful under the laws of the United States; "wine" means any vinous