



MEMORANDUM

TO: Alcoholic Beverage Control Board DATE: October 19, 2020
FROM: Jane P. Sawyer, Regulations Specialist RE: Regulations Project –
Repackaging by Package Store

The board opened this regulations project at the January 2020 meeting. At the August 2020 meeting, the board sent out a revised version of the draft (which removed 'wine or distilled spirits' and 'barrels') out for public comment. The draft was out for public comment for about 45 days closing on October 9, 2020. One comment was received and it is attached.

The change to 3 AAC 304.365 would allow a Package Store to repackaging not only beer but also cider from kegs into other containers for sale on the licensed premises to be consumed off the licensed premises. Another change made to this section is rewording language so the regulation is better understood.

Options for the board:

- vote to adopt
- amend and put out for public comment
- send back to staff for revisions
- close the project without action

(Words in **boldface and underlined** indicate language being added; words [CAPITALIZED AND BRACKETED] indicate language being deleted.)

3 AAC 304.365 is amended to read:

The holder of a package store license issued under AS 04.11.150 may on the licensed premises repackage beer **or cider** from kegs into other containers for sale on the licensed premises and consumption off the licensed premises, **if the size of the other containers is not prohibited** [IF THE OTHER CONTAINERS ARE OF A SIZE PERMITTED] under AS 04.16.100. (Eff. 7/25/2012, Register 203; am _____, _____, _____, Register _____)

Authority: AS 04.06.090 AS 04.06.100 AS 04.11.150



Alaska Cabaret, Hotel, Restaurant, and Retailers Association
1503 W. 31st Avenue, Suite 102
Anchorage, AK 99503
Office (907) 274-8133
www.alaskacharr.com

October 1, 2020

Alcoholic Beverage Control Board
amco.regs@alaska.gov

Re: Support for Proposed Regulatory Changes Regarding Repackaging by Package Stores

Dear members of the Alcoholic Beverage Control (ABC) Board:

The Alaska Cabaret, Hotel, Restaurant, and Retailers Association (CHARR) – as a representative of Alaska’s alcohol industry as a whole – supports the regulation project which would amend the language in section 3 AAC 304.365 to allow package stores to repackage cider from kegs into other containers.

We do, however, recommend one minor change – which we do not believe will require this regulation project to be put back out for public comment – that would add some additional flexibility of the regulated alcohol industry. Please consider the attached track changes to the draft, which would allow for repackaging of beer or cider from other large containers (to include barrels) into other containers.

Thank you for your consideration and interest in continuing to responsibly regulate the industry.

Respectfully,

A handwritten signature in green ink, appearing to read "S. Oates", is written over a light blue circular stamp.

Sarah D. Oates
President & CEO

(Words in **boldface and underlined** indicate language being added; words [CAPITALIZED AND BRACKETED] indicate language being deleted.)

3 AAC 304.365 is amended to read:

The holder of a package store license issued under AS 04.11.150 may on the licensed premises repack beer **or cider** from kegs or other large containers into other containers for sale on the licensed premises and consumption off the licensed premises, **if the size of the other containers is not prohibited** [IF THE OTHER CONTAINERS ARE OF A SIZE PERMITTED] under AS 04.16.100. (Eff. 7/25/2012, Register 203; am_____,_____,_____, Register_____)

Authority: AS 04.06.090 AS 04.06.100 AS 04.11.150