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**OFFICE OF THE LIEUTENANT GOVERNOR  
ALASKA**

**M E M O R A N D U M**

**TO:** Sara Chambers, Department of Commerce, Community and Economic Development

**FROM:** April Simpson, Office of the Lieutenant Governor   
465.4081

**DATE:** November 27, 2024

**RE:** Filed Permanent Regulations: Alcohol & Marijuana Control Office

Alcohol & Marijuana Control Office regulations re: Business license requirements for applicants (3 AAC 305.045)

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Attorney General File: 2024200300

Regulation Filed: 11/27/2024

Effective Date: 12/27/2024

Print: 252, January 2025

cc with enclosures: Bob Dame, LexisNexis  
Beth Parsons, Department of Law  
Jane P. Sawyer, Regulations Specialist  
Kristina Serezhenkov, Regulations Specialist



THE STATE  
of **ALASKA**  
GOVERNOR MIKE DUNLEAVY

**Department of Law**

CIVIL DIVISION

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November 27, 2024

The Honorable Nancy Dahlstrom  
Lieutenant Governor  
State of Alaska  
P.O. Box 110015  
Juneau, AK 99811-0015

Re: *3 AAC 305.045 - .075: AMCO: Business license requirements for applicants*  
Our file: 2024200300

Dear Lieutenant Governor Dahlstrom:

The Department of Law has reviewed the attached regulations of the Alcoholic Beverage Control Board against the statutory standards of the Administrative Procedure Act. Based upon our review, we find no legal problems. This letter constitutes the written statement of approval under AS 44.62.060(b) and (c) that authorizes your office to file the attached regulations. The regulations were adopted by the Alcoholic Beverage Control Board after the close of the public comment period.

The regulations amend sections under 3 AAC 305 to clarify that an applicant for an alcoholic beverage license must provide the doing-business-as name of the alcohol establishment and the applicant's state business license number in the application.

Both the September 11, 2024 public notice and November 26, 2024 order certifying the changes state that this action is not expected to require an increased appropriation. Therefore, a fiscal note under AS 44.62.060 is not required.

No technical corrections were necessary to conform the regulations in accordance with AS 44.62.060.

Sincerely,

TREG TAYLOR  
ATTORNEY GENERAL

By: **Rebecca C. Polizzotto**  
Digitally signed by  
Rebecca C. Polizzotto  
Date: 2024.11.27  
14:29:25 -09'00'

Rebecca C. Polizzotto  
Chief Assistant Attorney General  
Legislation, Regulations, and  
Legislative Research Section

RCP/BWS

CC w/enclosure: Kristina Serezhenkov, Regulations Specialist 2  
Department of Commerce, Community and Economic Development

Kevin Higgins, Assistant Attorney General  
Department of Law

Brad Sharp, Assistant Attorney General  
Department of Law

APPENDIX J: Certification Order

ORDER CERTIFYING THE CHANGES TO  
REGULATIONS OF ALCOHOLIC BEVERAGE CONTROL BOARD

The attached two pages of regulations, dealing with the of changes to 3 AAC 305, regarding requiring a business license during the application process, are certified to be a correct copy of the regulation changes that the Alcoholic Beverage Control Board adopted at its November 19, 2024, meeting, under the authority of AS 04:06.090 and after compliance with the Administrative Procedure Act (AS 44.62), specifically including notice under AS 44.62.190 and 44.62.200 and opportunity for public comment under AS 44.62.210.

This action is not expected to require an increased appropriation.

On the record, in considering public comments, the Alcoholic Beverage Control Board paid special attention to the cost to private persons of the regulatory action being taken.

The regulation changes described in this order take effect on the 30<sup>th</sup> day after they have been filed by the lieutenant governor, as provided in AS 44.62.180.

Date: 11/26/2024


  
\_\_\_\_\_  
Lizzie Kubitz, Acting Director

FILING CERTIFICATION

*April Simpson for*

I, Nancy Dahlstrom, Lieutenant Governor for the State of Alaska, certify that on

November 27, 2024 at 2:37 p.m., I filed the attached regulations according to the provisions of AS 44.62.040 - 44.62.120.

  
\_\_\_\_\_  
Lieutenant Governor *Nancy Dahlstrom*

Effective: December 27, 2024.

Register: 252, January 2025.

**FOR DELEGATION OF THE LIEUTENANT GOVERNOR'S AUTHORITY**

**I, NANCY DAHLSTROM, LIEUTENANT GOVERNOR OF THE STATE OF ALASKA, designate the following state employees to perform the Administrative Procedures Act filing functions of the Office of the Lieutenant Governor:**

**April Simpson, Regulations and Initiatives Specialist**

**IN TESTIMONY WHEREOF, I have signed and affixed the Seal of the State of Alaska, in Juneau, on May 15th, 2023.**



A handwritten signature in blue ink, reading "Nancy Dahlstrom", is written over a horizontal dotted line.

**NANCY DAHLSTROM  
LIEUTENANT GOVERNOR**

3 AAC 305.045(c) is amended by adding a new paragraph to read:

(8) the doing-business-as name the applicant will use for the proposed alcohol establishment, along with the applicant's state business license number issued under AS 43.70. (Eff. 1/1/2024, Register 248; am 12 / 27 / 2024, Register 252)

**Authority:** AS 04.06.005 AS 04.06.090 AS 04.06.100

((Publisher: Please move the "and" connector from the end of 3 AAC 305.045(c)(6) to the end of 3 AAC 305.045(c)(7) and change the period at the end of that paragraph to a semicolon.)))

3 AAC 305.050(c) is amended by adding a new paragraph to read:

(8) the doing-business-as name the applicant uses for the alcohol establishment, along with the applicant's state business license number issued under AS 43.70. (Eff. 1/1/2024, Register 248; am 12 / 27 / 2024, Register 252)

**Authority:** AS 04.06.005 AS 04.06.090 AS 04.06.100

((Publisher: Please move the "and" connector from the end of 3 AAC 305.050(c)(6) to the end of 3 AAC 305.050(c)(7) and change the period at the end of that paragraph to a semicolon.)))

3 AAC 305.070(c) is amended by adding a new paragraph to read:

(4) the doing-business-as name the applicant will use for the alcohol establishment, along with the applicant's state business license number issued under AS 43.70. (Eff. 1/1/2024, Register 248; am 12 / 27 / 2024, Register 252)

**Authority:** AS 04.06.005 AS 04.11.050 AS 04.11.290  
AS 04.06.090 AS 04.11.260 AS 04.11.450  
AS 04.06.100 AS 04.11.270 AS 04.11.670

AS 04.11.045

AS 04.11.280

(((Publisher: Please move the "and" connector from the end of 3 AAC 305.070(c)(3) to the end of 3 AAC 305.070(c)(4); please also add a semicolon to the end of 3 AAC 305.070(c)(3) to correct a punctuation error.)))

3 AAC 305.075(a)(2)(B) is amended to read:

(B) the doing-business-as name and location of the proposed premises;

(Eff. 1/1/2024, Register 248; am 12/27/2024, Register 252)

**Authority:** AS 04.06.005 AS 04.06.100 AS 04.11.310

AS 04.06.090 AS 04.11.260