

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

3 AAC 304.105 is amended to read:

3 AAC 304.105. Application generally.

(a) An application must be on a form prescribed by the board.

(b) An application for a new license or for renewal, relocation, or transfer of an existing license, must contain the information required by AS 04.11.260 - 04.11.290. In addition, as appropriate, the application must contain the following:

(1) written authorization for release of conviction and arrest records of a new applicant or transferee, and that person's affiliates, along with a listing of the convictions of any of those individuals in any state or territory for a crime or for a violation of liquor laws;

(2) if the new applicant or transferee is a corporation, written authorization for release of the conviction and arrest records of each officer, **except as provided under (3) of this subsection**, unless the applicant is a corporation described in AS 04.11.050(c), of each individual shareholder owning 10 percent or more of the corporation's stock;

(3), a corporate criminal history affidavit may be submitted on a form prescribed by the board instead of a form designated by the board to authorize the release of records to conform with requirements set out in AS4.11.050 regarding arrest and conviction records only by corporations if:

(A) The corporation's home state is not Alaska;

(B) The corporation has ten or more officers listed with the Alaska

Division of Corporations;

(C) The majority or entirety of the corporation's officers are not Alaska residents as determined under AS 15.05.020.

[3] (4) a statement that no one other than the applicant has a financial interest in the business to be licensed;

[4] (5) if the new applicant or transferee is a partnership or joint venture, a copy of its partnership or joint venture agreement, or, if the new applicant or transferee is a corporation, a copy of its certificate of incorporation and a statement of the applicant that the corporation is in good standing;

[5] (6) a statement that the applicant or its principals have read and are familiar with AS 04 and with this chapter;

[6] (7) copies of deeds, lease agreements, or other documents that show right or title to, or interest in, land and buildings at the location of the business to be licensed; and

[7] (8) if the new applicant or transferee is a limited liability organization, a statement of the applicant that the limited liability organization is in good standing, and if it is a

(A) limited liability company, a copy of its articles of organization, certificate of organization, and operating agreement; or

(B) limited liability partnership, a copy of its statement of qualification.

(c) The required biennial license fee must accompany an application for a new license or permit, or for renewal of an existing license or permit.

(d) A non-refundable application fee of \$100 must accompany an application for a new license, relocation, or transfer of an existing license. A non-refundable application fee of \$200 must accompany an application for license renewal.

(e) An application that is incomplete or that is not accompanied by the required fees will be returned to the applicant. (Eff. 11/29/81, Register 80; am 10/4/87, Register 104; am 7/30/89,

Register____,____2017 DEPARTMENT OF COMMERCE, COMMUNITY AND EC. DEV.

Register 111; am 5/1/94, Register 130; am 5/11/96, Register 138; am 6/13/2003, Register 166;
am __/__/____, Register ____

Authority:	AS 04.06.090	AS 04.11.260	AS 04.11.290
	AS 04.06.100	AS 04.11.270	AS 04.11.450
	AS 04.11.045	AS 04.11.280	AS 04.11.670
	AS 04.11.050	<u>AS 15.05.020</u>	

DRAFT