



MEMORANDUM

TO: Bob Klein, Chair, and Members of the
Alcoholic Beverage Control Board

DATE: June 12, 2018

FROM: Erika McConnell, Director

RE: Regulations Change: Wine
Auction Permit

Statutory Authority: AS 04.06.100(a): “The board shall adopt regulations governing the manufacture, barter, sale, consumption, and possession of alcoholic beverages in the state that are consistent with this title and necessary to carry out the purpose of this title in a manner that will protect the public health, safety, and welfare.”

Status: First draft for board to consider opening a regulations project

Background: Staff has received inquiries various times about the ability to raffle a basket containing wine or to hold a wine pull—an event where mystery bottles of wine are sold for a single price. These activities are used as fundraisers but are not compliant with our statutes and regulations. The current regulation regarding a wine auction permit states that wine may be sold “by outcry or silent auction.”

This proposed change would allow wine raffles and wine pulls to be held with a wine auction permit. We are working with the Department of Revenue’s Charitable Gaming Group to determine whether a wine raffle would require a raffle permit. If yes, we would provide that guidance to applicants, should this regulation be adopted.

3 AAC 304.699(a) is amended to read:

(a) A wine auction permit authorizes the holder to sell wine for consumption off the designated premises by outcry or silent auction or by raffle or wine pull, at designated premises for a specific occasion and limited period of time. Only organizations that would be eligible for a special events permit under AS 04.11.240(a) are eligible for a wine auction permit, and only if all profits derived from the auction or raffle of wine are paid to the organization and not to an individual.

(Eff. 6/13/2003, Register 166; am ___/___/____, Register _____)

Authority: AS 04.06.090 AS 04.06.100 AS 04.11.010