

Title 4 Rewrite
“Board Shall Adopt” Sections

A. AS 04.09.360 – Seasonal restaurant or eating place tourism license (Permanent) –Statewide Database.

(e) The board may issue a license under this section only in a municipality or established village that (1) has a population of 40,000 or less; and (2) receives more than 4,000 visitors a year, as determined by the board in regulation. – out for public comment

(h) **The board shall adopt a regulation** establishing a formula to limit the number of seasonal restaurant or eating place tourism licenses. – done under transition regulations

B. AS 04.09.420 – Multiple fixed counter endorsement.

(e) A fixed counter at which alcoholic beverages are sold or serve to the public for consumption covered under a multiple fixed counter endorsement must be a regularly maintained fixed counter or service bar that has plumbing connections to permanent plumbing. Multiple fixed counters must be located in the same building under the same contiguous licensed premises as set out in regulation, except as provided for the holder of a hotel or motel endorsement under AS 04.09.420 or large resort endorsement under AS 04.09.440. **The board shall adopt regulations to implement this section.**

C. AS 04.09.470. Package Store Delivery Endorsement.

(a) A package store delivery endorsement authorizes the holder of a package store license to deliver alcoholic beverages to the location of a social event as set out in this section. For purposes of this subsection, **the board shall define by regulation** the term “social event.”

(c) The holder of a package store delivery endorsement may deliver alcoholic beverages only in response to an order. **The board shall adopt** regulations specifying the occasions for which delivery of alcoholic beverages is allowed and the manner of delivery by the licensee.

D. AS 04.16.017. Trade Practices.

(a) A person holding a license under AS 04.09.020, 04.09.030, 04.09.040, 04.09.100, or 04.09.122 or engaged in the alcoholic beverage industry in another state or country as a brewer, vintner, distiller, or importer, or as an agent of a brewer, vintner, distiller, or importer, may not, except as provided in regulations adopted by the board under (b) of this section, induce a person holding a license under this title to...

(b) **The board shall adopt** regulations providing exceptions to the practices listed under (a) of this section that are:

(1) consistent with federal law at the time of the effective date of this section;

(2) necessary to avoid practical difficulty or undue hardship on a licensee:

(3) in the best interests of the public; and

(4) consistent with the requirements of this title.

(c) **The board shall adopt regulations** establishing administrative penalties for a violation of this section.

E. AS 04.09.600 Types of Permits.

(h) Except as otherwise provided in AS 04.09.680 for an inventory resale permit and AS 04.09.690 for a conditional contractor's permit, the fee for a permit shall be **set by the board in regulation**. The fee must be at least \$50 for each day of the event.

**F. Seasonal Restaurant or Eating Place Tourism License (Transitional)
Sec. 170.**

(e) The board may issue a license under this section only in a municipality or established village that (1) has a population of 40,000 or less; and (2) receives more than 4,000 visitors a year, as determined by the board in regulation – out for public comment

(h) **The board shall adopt a regulation** establishing a formula to limit the number of seasonal restaurant or eating place tourism licenses – out for public comment