



## Title 4 Rewrite: Regulations Rewrite and Online Licensing System

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# Alaska Alcohol & Marijuana Control Office

Mission Statement: Enforce alcohol and marijuana commerce laws and provide clear, consistent standards for licensure to protect the public from harm.

- ▶ Alcoholic Beverage Licensees: 1772
- ▶ Recreational Cannabis Licensees: 440



# Alcoholic Beverage Licensees

- ▶ Beverage Dispensary & Duplicates: 385
- ▶ Beverage Dispensary Tourism & Duplicates: 145
- ▶ Bottling Works: 2
- ▶ Brewery: 49
- ▶ Brewpub: 21
- ▶ Club: 76
- ▶ Common Carrier: 190
- ▶ Winery: 23
- ▶ Distillery: 17
- ▶ Golf Course: 10
- ▶ Outdoor Recreation Lodge: 46
- ▶ Package Store: 387
- ▶ Pub: 1
- ▶ Recreational Site: 19
- ▶ Restaurant/Eating Place: 373
- ▶ Theatre: 1
- ▶ Wholesale General: 19
- ▶ Wholesale Malt Beverage & Wine: 8



# Senate Bill 9 Signed Into Law

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## Alaska House approves major update to alcohol laws, including changes for breweries

Brewery and distillery taprooms will be able to stay open until 9 p.m.

BY: JAMES BROOKS - MAY 15, 2022 8:37 PM

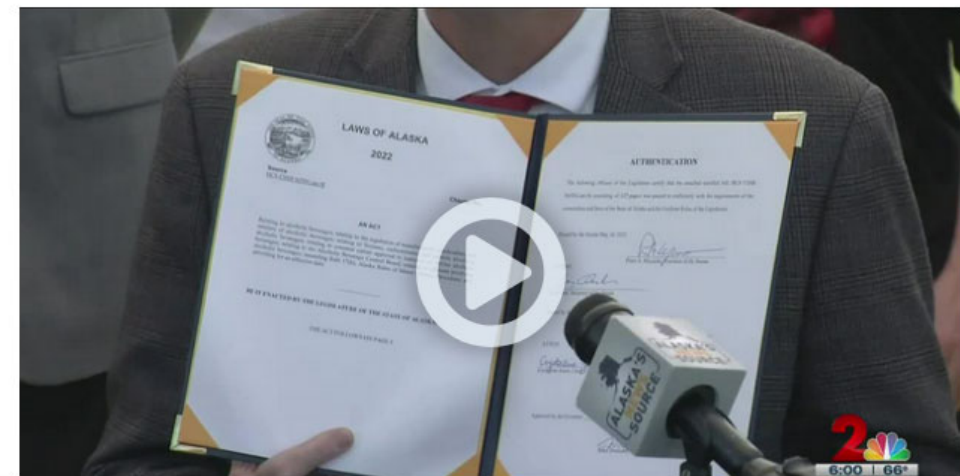


Alaska Beacon, 5-15-22



## Alaska governor signs alcohol rewrite bill into law, but some changes will take a while

Published: Jun. 20, 2022 at 7:06 PM AKDT



Alaska's News Source, 6-20-22



# Goals of the Title 4 Rewrite

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Promote a fair business climate and protect public health and safety.

1. Create **rational regulation** for all tiers of the state's alcohol industry.
2. **Limit youth access** to alcohol, while ensuring youth are not criminalized
3. Promote **responsible alcohol use** and reduce the harms of overconsumption.

Make Title 4 a clear and consistent legal framework.

1. Increase swiftness, proportionality and consistency of **penalties**.
2. Increase **local law enforcement** of Title 4.
3. Increase **licensee accountability** before the ABC Board for Title 4 violations.

# Upcoming Changes: Highlights

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## 1. **Current Changes**

- ▶ Replacing Public Convenience
- ▶ New options for more restaurants: Seasonal REPL Tourism, Local Government Petition

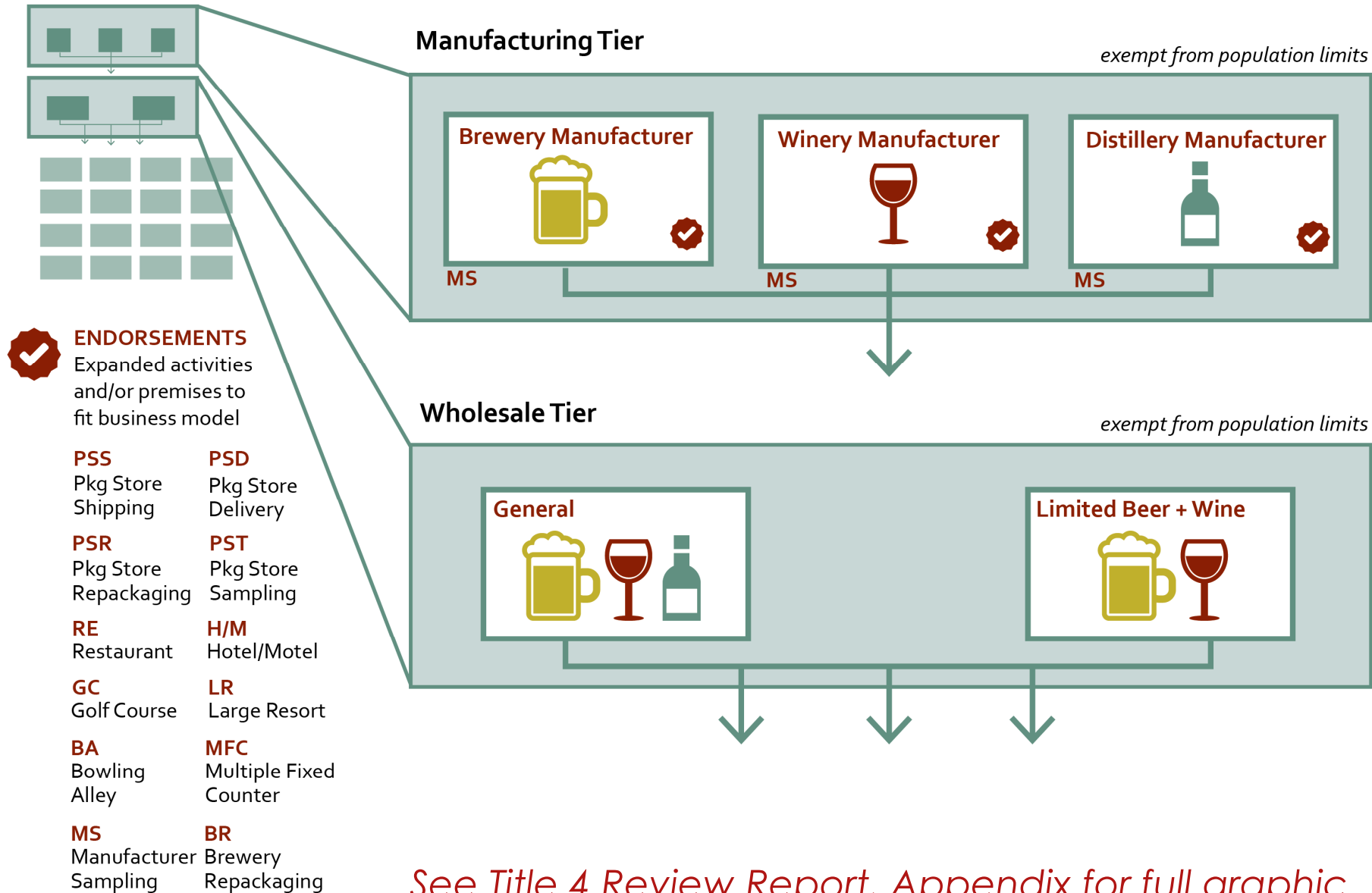
## 2. **Effective January 1, 2024:**

- ▶ Reorganized licensing system + new fees
- ▶ Endorsements (for both existing and new privileges)
- ▶ Options for Manufacturers (Brewery, Winery, Distillery)
- ▶ Regulating prohibited trade practices
- ▶ New penalty structure for minor offenses
- ▶ Regulating Internet sales + direct shipping



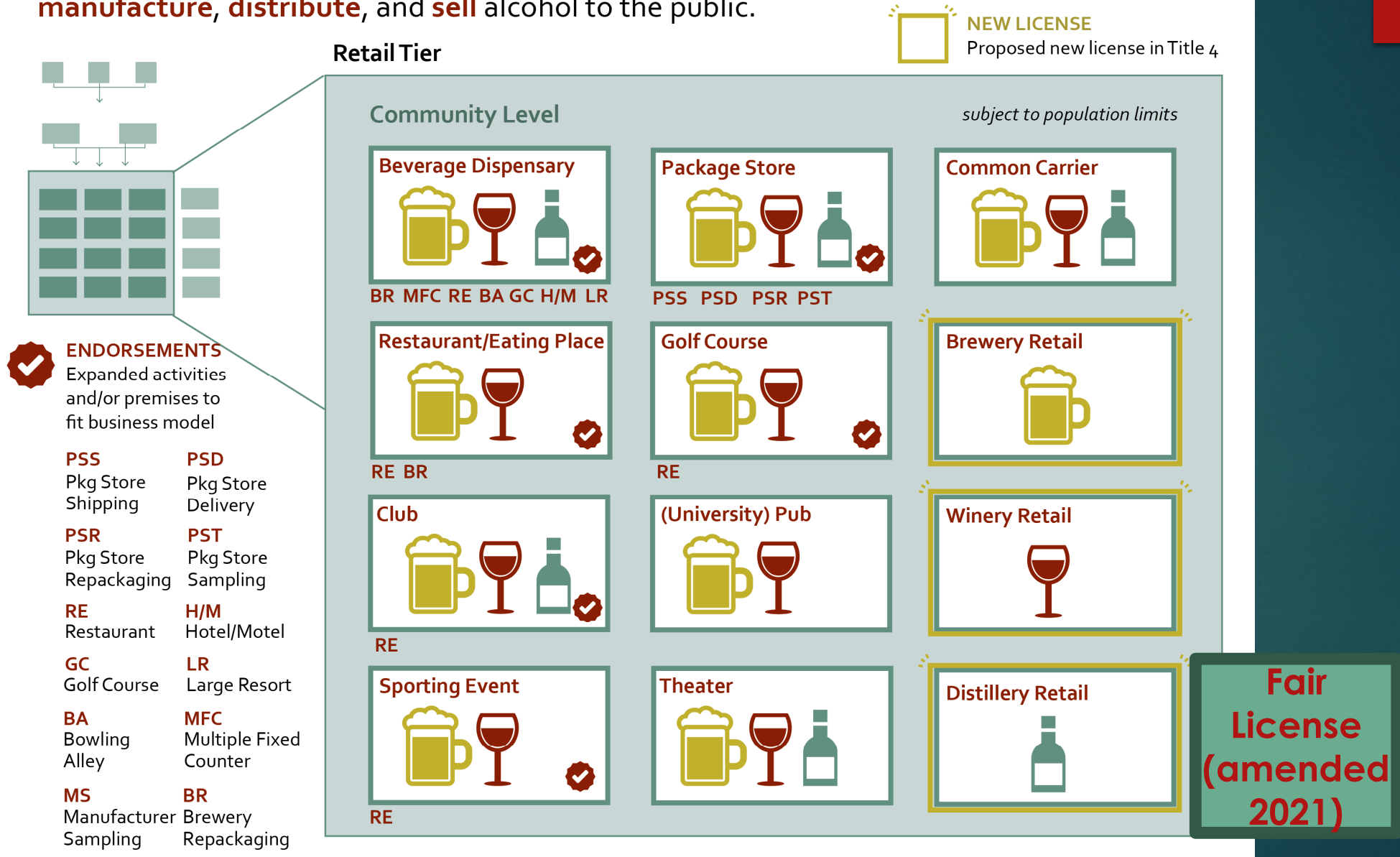
# Alaska's Liquor License System: **Upcoming** changes

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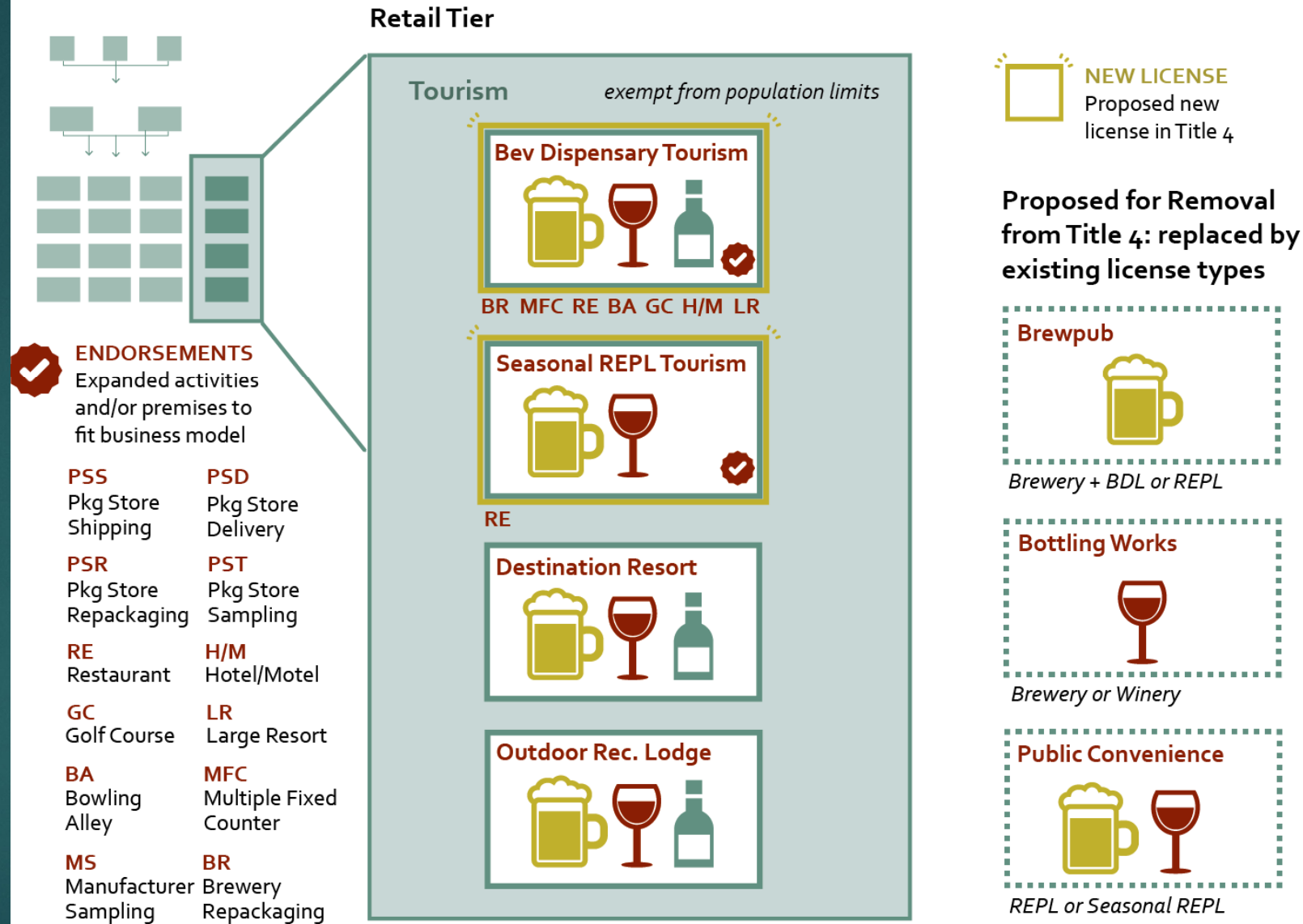


See Title 4 Review Report, Appendix for full graphic



# Alaska's Liquor License System: **Upcoming** changes

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See Title 4 Review Report, Appendix for full graphic

# Upcoming: Endorsements on Licenses

Add

**endorsements** to existing licenses, giving businesses flexibility in how to operate, without creating more specific license types.



Endorsements will allow sampling on premises, multiple bar rooms, deliveries by package stores, etc.



# Upcoming More Retail Options for Manufacturers



*The Brewery license used as an example. The same system applies for wineries and distilleries.*

# ABC Board (and AMCO) Roles

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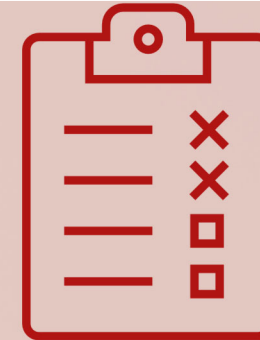
## Regulations

*Statutes provide broad guidance, with details in regs.*



## Outreach

*Educate licensees, local governments, public safety, and the public*



## Implement

*Application process, new database, convert licenses, assist with transition*



# AMCO Action Plan

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- ▶ We know this is a marathon, but we are running it a 400 meter pace
- ▶ We begin now!



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# AMCO Action Plan

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- ▶ Internal Review
- ▶ External Stakeholders Meeting
- ▶ Title 4 Rewrite Project Manager and Local Government Specialist on board
- ▶ Regulations – for the time being Jane Sawyer and yours truly
- ▶ RFP for online licensing system



# AMCO Action Plan

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- ▶ At the same time we ensure immediate effective date provisions, **WE** develop the timeline for the Title 4 Rewrite implementation, working backward:
  - ▶ Main effective date: January, 1, 2024
  - ▶ September 1, 2023 (the vital section 168, if accepting applications, need to be well advanced in regulation development)
  - ▶ Wide Sweeping campaign to share, educate, and listen
  - ▶ As much as feasible, bring that campaign to the people (versus continued life by Zoom)
  - ▶ ABC Board's Authority to Propose, Amend, and Adopt
  - ▶ Additional Board meetings (anticipated in fiscal note)

# Regulations Time Table

DATE	REGULATION EVENTS
Now through Dec. 10, 2022	Draft Regs Complete (Part One) <ul style="list-style-type: none"><li>Seasonal REPL Tourism (sec. 170) – the board shall adopt a regulation establishing a formula to limit the number of seasonal REPL tourism licenses and determine visitor count calculation</li></ul>
Dec. 13, 2022 – Jan. 18, 2022	Board considers Part One regulations. Authorizes Public Comment and Public Hearing
January 25, 2023	Board Meeting <ul style="list-style-type: none"><li>Consideration of Part One regulations</li><li>Part Two Regulations Considered and Open Public Comment on Same</li><li>Applications/Review, Approval, Denial of Applications, Manufacture Licenses, Endorsements &amp; Permits, Fees</li><li>Begin Discussion on Trade Practices Prohibitions</li></ul>
February 2023	Draft Regs Complete (Part Three) <ul style="list-style-type: none"><li>Retail Licenses</li><li>BDLs/Seasonal BDLs</li><li>REPLs/Seasonal REPL's</li><li>Related Endorsements</li><li>Related Permits</li><li>Fees</li><li>Trade Practices</li></ul>
Mid to late Feb. 2023	Consider Board Meeting to Review Public Comment on Part Two Regulations and to put Part Three out for public comment. Another option is to wait for Part Three to be completed and address Part 2 and Part 3 regulations at regularly scheduled board meeting in March



# Regulations Time Table

DATE	REGULATION EVENTS
March 1, 2023	Draft Regs Complete (Part Four) <ul style="list-style-type: none"><li>• Package Store Licenses</li><li>• Related Endorsements</li><li>• Related Permits</li><li>• Fees</li></ul>
March 6-7, 2023	Two-Day ABC Board Meeting -- Address Regulations Part One through 4
March 2023	Draft Regulations (Part Five) <ul style="list-style-type: none"><li>• Prohibited Conduct (primarily with Enforcement)</li><li>• Begin working with Alaska Court system on Bail Schedule</li></ul>
Late April 2023	Consider special board meeting to address Part Five regulations and any remaining portions of Parts One through Five
Mid-May 2023	Draft any Remaining Regulations

# Regulations Time Table

DATE	REGULATION EVENTS
May 30-31, 2023	Two-Day ABC Board Meeting -- Address Regulations Part One through Six – Adopt as Final and, if necessary, send substantive changes back out for public comment
July 2023	Potential ABC Board Meeting to adopt remaining regulations
August 22, 2023	ABC Board Meeting
September 1, 2023	The Board may begin to implement Title 4 changes by sending out notices, accepting applications, and collecting fees. However, Board may not issue licenses, endorsements, and permits before January 1, 2024
January 1, 2024	Title Four Rewrite and Regulations Effective Date



# Online Licensing System

## STATE OF ALASKA REQUEST FOR PROPOSALS



THE DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT, ALCOHOL & MARIJUANA CONTROL OFFICE IS SEEKING PROPOSALS FOR A COMMERCIAL, OFF-THE-SHELF MULTIFUNCTIONAL ONLINE DATABASE SYSTEM THAT SUPPORTS INTEGRATED LICENSING, CERTIFICATION, NOTIFICATION, AND ENFORCEMENT FUNCTIONALITY; FULLY MANAGED CLOUD BASED, A LICENSEE PORTAL AND A LOCAL GOVERNMENTAL PORTAL WITH ONLINE APPLICATION FUNCTIONALITY; ABILITY TO INTEGRATE WITH PAYMENT PROCESSING SOFTWARE, AND INHERENT BUSINESS INTELLIGENCE AND REPORTING FUNCTIONALITY. WORK PHASED WITH INITIAL DELIVERABLES FOR LICENSING AND APPLICANT PORTALS AS PRIORITY

Solution to support up to 2,500 licenses with additional permits and endorsements for new and renewal applications each year

Solution to support approximately 300 non-profit organizations to apply for and manage accounts specific to event permits or auction permits to sell or dispense alcoholic beverages. Each organization may apply for up to 5 event and 5 auction permits per year

Solution permits applicants to create an account, apply for various licenses, endorsements, and permits

Applicants may securely log on with permitted SAML authentication; link all their licenses, permits, and endorsements in one account; and apply for, monitor, and view application status.

System will provide configurable, automated events, including generation of information to the applicant on whether additional information is required, a document was properly loaded, dates of renewals, status of license completion and approval by board

System informs applicant of required documents for each application type

Applicants can upload documents into the application, save draft documents, e-sign documents, preview and edit entries before completion, print draft and completed documents and submit online payments at the time of application with automatic receipt generation

Solution will prevent users from duplicating applicants, licensees, or individuals

Solution will validate and inform applicants if application is complete; autofill existing data (e.g. for renewals); permit applicants to auto filled information; and provide auto-save capability

Solution will notify applicants of upcoming deadlines for renewals or completion of incomplete documents. with the main page informing applicants if additional action is needed to proceed

If possible, although not mandatory, system will permit applicant apply through MyAlaska and verify identity and credentials before transfer to vendor operated and maintained cloud-based solution

# Online Licensing System

APPLICANT PORTAL



Internal, central data management system with portal for AMCO licensing staff to initiate, manage, assign, process, query, track and report on alcoholic beverage licenses, permits, endorsements, and applications

Online access for 30 AMCO staff, each with secure, role-based login credentials, and ability to manage staff user accounts, including adding, deleting, and resetting passwords, supports SAML authentication

System will provide configurable, automatic workflows for the processing of all application types (e.g., new, transfer, renewal, change, permits, endorsement)

System will provide configurable, automated events, including generation of information to the applicant on whether additional information is required, a document was properly loaded, dates of renewals, status of license completion and approval by board

System will autogenerate required language for public notices

System will permit the uploading or creation of unique license numbers for the life of a license application. License renewals will utilize the prior historical license number for each license renewal

System will validate that an application as submitted by a licensee is complete

System will permit staff to generate and send correspondences to the user's account

System to autogenerate formal email notices to local governments and provide the ability for licensing staff to track those notice emails

Ability to scan and include legacy data from existing alcohol licensing system for 3,000 active licenses

Ability to upload and print documents

Etc.

# Online Licensing System

LICENSING STAFF PORTAL

# Online Licensing System

- ▶ Timeline
- ▶ Issue RFP
- ▶ Deadline to register for pre-proposal conference
- ▶ Pre-proposal conference
- ▶ Deadline for Questions
- ▶ Deadline for Receipt of Proposals
- ▶ Demonstrations (if warranted)
- ▶ Proposal Evaluation Committee
- ▶ Intent to Award a Contract --- **AWARDED FRIDAY, JANUARY 13, 2023!**
- ▶ State of Alaska issues contract – Work begins February 2023 after protest period



# Notice of Intent to Award



Gov2biz licensing – a complete set of features and tools including online form and uploads, instant validation, online payments and refunds, licensing examining and communications, update on status of your applications, notice of renewals, support after go-live

Chosen vendor for the Texas Alcoholic Beverage Commission, which went through its own statutory rewrite





# AMCO Action Plan

*Who needs to be involved?*

- ▶ Each of you in this room!
- ▶ All stakeholders
- ▶ Communities
- ▶ Eye on the prize:





# Conclusion

- ▶ AMCO

<https://www.commerce.alaska.gov/web/amco>

- ▶ Joan M. Wilson

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