AO 2023 - 7 1
Scheduled for June 20, 2023

Alcohol License & Permit Code (Part 1)

WWW.MUNI.ORG/ASSEMBLY
Overview

• Alcohol licensing and Role of the Municipality
  • AMC 2.30: Assembly Rules of Procedure
  • AMC 10.50: Licensing
  • AMC 21: Special Land Use Permit

• State changes coming: Title 4 Rewrite (Senate Bill 9)

• Local changes coming: Title 4 rewrite (Senate Bill 9)
  • JUNE: Reorganization of Title 4 (Senate Bill 9) 2023
  • Next: Implementing Title 4 changes in local code. Target: by December 2023
  • TBD: Local policy (code) changes. Target: include with above, or
ASSEMBLY’S ROLE IN ALCOHOL LICENSES

- Procedures
  - AMC (2.30)
    - Applications
    - Protest
    - Violations

- Licenses
  - AMC 10.50
    - Clerk Processes
    - Operating Rules
    - Penalties

- Special Land Use Permits
  - AMC 21
    - Permit Processes
    - Premises (Location) Rules
    - Conditions
### Goals of Title 4 Review Process

A comprehensive review, updates and common-sense changes to make Title 4 work better for everyone.

Promote a fair business climate while protecting public health and safety.

1. Create rational regulation for all tiers of the alcohol industry.
2. Limit youth access to alcohol.
3. Promote responsible alcohol use and reduce the harms of overconsumption.
4. Implement changes without negatively impacting existing, responsible operators.

Make Title 4 clear, consistent laws for the ABC Board, licensees and law enforcement.

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.

### Over 120 Diverse Stakeholders

- ABC Board, AMCO (staff)
- Public Safety and Law Enforcement
- Industry
  - Manufacturers
  - Wholesalers
  - Retailers
- Public Health
  - Recover Alaska
  - Department of Health and Social Services
  - Alaska Mental Health Trust Authority
  - Rasmuson Foundation
- Community Advocates
- Local Governments
Alaska House approves major update to alcohol laws, including changes for breweries

by James Brooks, Alaska Beacon - May 10, 2022

Categories of Recommendations

Senate Bill 9 includes some key policy changes and industry innovations. Most changes are updates + clean-up of Title 4.

1. Alcohol Licenses, Permits and Trade Practices
2. Role and Functions of the ABC Board and Staff
3. Underage Drinking and Youth Access to Alcohol
4. Regulation of Internet Sales of Alcohol
5. Technical or Administrative Law Changes
CONTEXT: Title 4 Rewrite Implementation

Alcoholic Beverage FAQ

AMCO does not provide legal advice. The information contained within these webpages is provided for your convenience and is not to be interpreted as legal advice. It is your responsibility to know what your licensing, reporting, and filing requirements are based on your specific business activities. You must meet legal obligations to conform and comply with all requirements, and claiming not to know them is not a defense. You are encouraged to seek the advice of a professional, such as an Attorney if you need additional assistance.

Title 4 ReWrite

- What is the Title 4 Rewrite?
- What are the primary changes to the Title 4 Rewrite?
- What is an endorsement?
- Can I have a license without an endorsement?
- Can I have an endorsement without a license?
- What should I do to prepare for the Title 4 Rewrite?

Source: June 2022 Presentation and Project Overview

AMCO: www.commerce.alaska.gov/web/amco/Title4Rewrite.aspx
WHAT DOES THIS CLEAN-UP ORDINANCE DO?

This needs a look (and maybe updates) too!

Changes coming with new state law. There is interest in other local-specific policy conversations, too.

Procedures AMC (2.30)
- Applications
- Protest
- Violations

Licenses (AMC 10.50)
- Clerk Process
- Operating
- Penalties

Special Land Use Permits (AMC 21)
- Permit Process
- Conditions

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<thead>
<tr>
<th>WHAT IS INCLUDED?</th>
<th>WHAT IS NOT INCLUDED?</th>
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<tbody>
<tr>
<td>• Re-organizes existing code about process</td>
<td>• Does not change how Clerk and Assembly deal with licensing</td>
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<tr>
<td>• Updates references to new state law</td>
<td>• Does not include any new license changes in SB 9</td>
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<tr>
<td>• Removes redundant language, like overlap with Title 21</td>
<td>• Does not add new requirements or restrictions</td>
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<tr>
<td>• Clarifies procedures for review, protest, and how to address license violations</td>
<td>• Does not change any local policies in code (that’s for later!)</td>
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FUTURE WORK

- Review SB9 changes for Anchorage
- Review alcohol special land use permit (AMC 21)
- Work with stakeholders on code changes
- Pass one (or more) future ordinances for local changes

Timeline

Prioritize pending law changes
Do as much as possible by December