

Byron Mallott
Lieutenant Governor
State Capitol
Juneau, Alaska 99811
907.465.3520
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Anchorage, Alaska 99501
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**OFFICE OF THE LIEUTENANT GOVERNOR
ALASKA**

MEMORANDUM

TO: Micacia Fowler
Commerce, Community, and Economic Development

FROM: Scott Meriwether, Office of the Lieutenant Governor 465.4081 

DATE: August 17, 2017

RE: Filed Permanent Regulations: Alcoholic Beverage Control Board

Alcoholic Beverage Control Board regulations re: alcohol server education courses (3 AAC 304.465(a))

Attorney General File:	JU2016200416
Regulation Filed:	8/17/2017
Effective Date:	9/16/2017
Print:	223, October 2017

cc with enclosures: Linda Miller, Department of Law
Judy Herndon, LexisNexis

ORDER CERTIFYING THE CHANGES TO REGULATIONS OF THE
ALCOHOLIC BEVERAGE CONTROL BOARD

The attached three pages of regulations, dealing with alcohol server education regulations, is certified to be a correct copy of the regulation changes that the Alcoholic Beverage Control Board adopted at its April 13, 2017 meeting, under the authority of AS 04.06.090 and 04.06.100, and after compliance with the Administrative Procedure Act (AS 44.62), specifically including notice under AS 44.62.190 and 44.62.200 and opportunity for public comment under AS 44.62.210.

This action is not expected to require an increased appropriation.

Although no public comments were received, the Alcoholic Beverage Control Board paid special attention to the cost to private persons of the regulatory action being taken.

The regulation changes described in this order take effect on the 30th day after they have been filed by the lieutenant governor, as provided in AS 44.62.180.

Date: 6/6/17

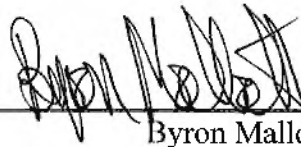


Erika McConnell, Executive Director
Alcoholic Beverage Control Board

FILING CERTIFICATION

I, Byron Mallott, Lieutenant Governor for the State of Alaska, certify that on

August 17, 2017 at 945 A.m., I filed the attached regulations according to the provisions of AS 44.62.040 - 44.62.120.



Byron Mallott
Lieutenant Governor

Effective: September 16, 2017

Register: 223, October 2017

9 3 AAC 304.465 is amended by adding a new section to read:

3 AAC 304.465 Alcohol server education course. (a) As a condition of issuance or renewal of a license or permit to serve or sell alcoholic beverages, the following persons shall carry or have available to show a current course card or photocopy of the card certifying completion of an approved alcohol server education course:

- (1) a person required under AS 04.21.025 to complete an alcohol server education course
- (2) a person who obtains a permit under AS 04.11.240, 3 AAC 304.697 or 3 AAC 304.699, and a person who checks identification at events permitted under those sections, as well as the on-duty supervisors, agents, and employees of such persons. Permittees, their agents and employees are subject to all of the requirements set forth in AS 04.21.025 and 3 AAC 304.465 regarding alcohol server education and the requirement that all permittees, agents and employees selling or serving alcohol hold valid alcohol server education cards.
- (3) a person who sells or serves alcohol or checks identification, if the license is for a
 - (A) outdoor recreational lodge license
 - (B) destination resort license
 - (C) retail stock sale license
 - (D) common carrier license
 - (E) distillery license

Disapproved.
X CDT 8/16/2017

EC. DEV.

~~(F) winery license~~

~~(G) brewery license~~

~~(H) brewpub license~~

~~(I) golf course license~~

~~(J) theater license~~

Disapproved.

XCT 8/16/2017

Disapproved.

XCT 8/16/2017

3 AAC 304.465(a) is amended to read:

One O.S. → (a) (b) While selling or serving alcoholic beverages, a person required under AS 04.21.025 ~~or~~

~~this section~~ to complete an alcohol server education course and the person's on-duty

supervisor shall carry or have available to show a current course card or a photocopy of

the card certifying completion of an approved alcohol server education course. The card

is effective for three years from the date of issuance during which time the person shall

complete another approved course or successfully complete a written test demonstrating

an understanding of the course subjects as required by AS 04.21.025(c). The card must

include the name and date of birth of the card holder, the name of the course, and the date

of expiration of the card. If the card does not include a photograph of the holder, the

person shall also carry a valid identification under 3 AAC 304.425(b). The card or a

photocopy of the card must be shown upon request of a peace officer or board

representative. If the person cannot show a current card or a copy of it on file on the

premises, or show a date of hire less than 30 days earlier, the person shall immediately

cease selling or serving alcoholic beverages, or checking identification. ~~Eff.~~

Register

Eff. 4/1/94, Register 129; am 8/24/2001, Register 159; am 12/13/2009, Register 192;

am 9/16/2017, Register 223)

(Renumber existing subsections accordingly.)

Register 223, October 2017 COMMERCE, COMMUNITY, AND EC. DEV. ECONOMIC DEVELOPMENT.

Authority:

AS 04.06.090

AS 04.06.100

AS 04.06.110

AS 04.21.025


MEMORANDUM

State of Alaska Department of Law


To: Hon. Byron Mallott
Lieutenant Governor

Date: August 16, 2017

File No.: JU2016200416

From: Susan R. Pollard 
Chief Assistant Attorney General
and Regulations Attorney

Tel. No.: 465-3600

From: Steven C. Weaver 
Sr. Assistant Attorney General
and Assistant Regulations Attorney
Legislation and Regulations Section

Alcoholic Beverage Control Board
regulations re: alcohol server
education courses (3 AAC 304.465(a))

We have reviewed the attached regulations from the Alcoholic Beverage Control Board against the statutory standards of the Administrative Procedure Act. The regulations make refinements to the requirements relating to alcohol server education courses.

We have disapproved the new text that the Alcoholic Beverage Control Board displays as "(a)" of this section, as well as the phrase "or this section" in existing (a) of this section: the subsection that the board attempts to relabel "(b)". At the outset, we note that the board cannot use an amendment to shoehorn a new subsection before an existing subsection or between subsections. Under state drafting conventions, the only way to rearrange subsections in an existing section of regulations is to repeal and readopt the whole section. But this issue is primarily technical. The more serious issue concerns the board's proposal to establish, by regulation, additional licenses and permits to which AS 04.21.025 (alcohol server education course) would apply.

The types of licenses and permits to which AS 04.21.025 (alcohol server education course) applies are set out as a discrete list in AS 04.21.025(a)(1) - (8). Seven licenses from the list of licenses set out AS 04.11.080 appear in AS 04.21.025: beverage dispensary licenses (AS 04.11.090), restaurant or eating place licenses (AS 04.11.100), club licenses (AS 04.11.110), package store licenses (AS 04.11.150), recreational site licenses (AS 04.11.210), pub licenses (AS 04.11.220), and distillery licenses (AS 04.11.170). One permit from the list in AS 04.11.080 also appears in the list in AS 04.21.025: the conditional contractor's permit (AS 04.11.250).

The Alcoholic Beverage Control Board proposes to impose requirements of AS 04.21.025 (alcohol server education course) to licenses and permits outside of the discrete list in AS 04.21.025(a)(1) - (8). We expect that the proposed regulations are inconsistent with the authority that AS 04 gives the board. Though many of those licenses and permits came into being after enactment of AS 04.21.025, we cannot say that this outcome is due to, perhaps,

oversight. In fact, the addition of distillery licenses to the list in AS 04.21.025(a) was the result of an amendment enacted in 2014: sec. 3, ch. 82, SLA 2014. Granted, AS 04.06.100 gives the Alcoholic Beverage Control Board considerable latitude to "adopt regulations governing the manufacture, barter, sale, consumption, and possession of alcoholic beverages in the state that are consistent with [AS 04] and necessary to carry out the purpose of [AS 04] in a manner that will protect the public health, safety, and welfare." Nonetheless, we expect that the legislative intent is to manage AS 04.21.025(a) more closely than other provisions of AS 04. The list of licenses and permits subject to AS 04.21.025 is not open-ended. The legislature's amendment in 2014 to add distillery licenses to the list reinforces this conclusion, and also indicates that AS 04.21.025 is a statute that the legislature manages closely.

Therefore, we expect that the only way to add to the licenses and the single permit listed in AS 04.21.025(a) is to approach the legislature for an amendment to the statute. Please consult the Department of Law and the Office of the Governor if the Alcoholic Beverage Control Board wishes to pursue this approach. In the meantime, we have disapproved the new text that the Alcoholic Beverage Control Board displays as "(a)" of this section, as well as the phrase "or this section" in existing (a) of this section: the subsection that the board attempts to relabel "(b)".

We find no legal problems with the amendment to "or checking identification" at the end of what is officially (a) of this section in the Alaska Administrative Code. This memorandum constitutes the written statement of approval under AS 44.62.060(b) and (c) that authorizes your office to file that portion of the attached regulations that is not disapproved.

Though the attached affidavit of agency record refers to the Alcohol and Marijuana Control Office not having received public comments on this project, the office serves as support staff to the Alcoholic Beverage Control Board: the agency that considers public comments and formally keeps the record of public comments. The certification of adoption order indicates that the board did not receive public comments for this project. The informal reference in the affidavit to the board's support staff is not a substantive violation of the Administrative Procedure Act.

The February 28, 2017 public notice and the June 6, 2017 certification of adoption order both state that this action is not expected to require an increased appropriation. Therefore, a fiscal note under AS 44.62.195 is not required.

Hon. Byron Mallott, Lieutenant Governor
Our file: JU2016200416

August 16, 2017
Page 3

We have made some technical corrections to the regulations in accordance with AS 44.62.125, as shown on the attached copy.

SCW

cc w/enc: (via email)

Erika McConnell, Executive Director
Alcoholic Beverage Control Board and Marijuana Control Board

Micaela Fowler, Regulations Contact
Department of Commerce, Community, and Economic Development

Sara Chambers, Operations Manager
Division of Corporations, Business, and Professional Licensing
Department of Commerce, Community, and Economic Development

Jedediah Smith
Alcohol and Marijuana Control Office
Department of Commerce, Community, and Economic Development

Harriet Dinegar Milks, Assistant Attorney General
Commercial and Fair Business Section

NOTICE OF PROPOSED REGULATIONS
REGARDING INCLUSION OF PERMITTEES IN SERVER EDUCATION COURSE
REQUIREMENTS
ALCOHOLIC BEVERAGE CONTROL BOARD

The Alcoholic Beverage Control Board proposes to adopt regulations to amend 3 AAC 304.465. These proposed regulations relate to the inclusion of permittees in server education course requirements.

The Alcoholic Beverage Control Board proposes to amend Title 3 of the Alaska Administrative Code to clarify who shall carry or have a valid proof of an approved alcohol server education course.

3 AAC 304.465(a) – Alcohol server education course regulations are proposed as follows: Adding additional license types and permittees, their agents and employees to all of the requirements set forth in AS 04.21.025 and 3 AAC 304.465 regarding alcohol server education and the requirement that all permittees, agents and employees selling or serving alcohol hold valid alcohol server education cards.

You may comment on the proposed regulations, including the potential costs to private persons of complying with the proposed regulations, by submitting written comments to Jedediah Smith, Alcohol & Marijuana Control Office at 550 W. 7th Ave, Suite 1600, Anchorage, AK 99501. Additionally, the Alcohol & Marijuana Control Office will accept comments by electronic mail at amco.regs@alaska.gov. Comments may also be submitted through the Alaska Online Public Notice System, by accessing this notice on the system and using the "comment" link. Please indicate the article and section number to which each comment refers, if applicable. **Please indicate in the subject line that you are commenting on "Permittees & Alcohol Server Education".** The comments must be received no later than 4:30 p.m. on March 30, 2017.

You may submit written questions relevant to the proposed regulations to Jedediah Smith by email and physical address. Please do not submit questions through the Alaska Online Public Notice System. The questions must be received at least 10 days before the end of the public comment period, by March 20, 2017 at 4:30 p.m. The Alcohol & Marijuana Control Office will aggregate its response to substantially similar questions and make the questions and responses available on the Alcohol & Marijuana Control Office website. The Alcohol & Marijuana Control Office may, but is not required to, answer written questions received after the 10-day cut-off date and before the end of the comment period.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Jedediah Smith at (907) 334-2195 or amco.regs@alaska.gov no later than March 20, 2017 to ensure that any necessary accommodations can be provided.

A copy of the proposed regulations is available through the electronic link to the complete text on the Alaska Online Public Notice System, on the Alcohol & Marijuana Control Office website at <https://www.commerce.alaska.gov/web/amco/> and by contacting Jedediah Smith at 550 W. 7th Ste 1600, Anchorage, AK 99501.

After the public comment period ends, the Alcoholic Beverage Control Board will either adopt the proposed regulations or other provisions dealing with the same subject, without further notice, or decide to take no action. The language of the final regulations may be different from that of the proposed

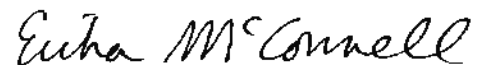
regulations. **You should comment during the time allowed if your interests could be affected.**

Statutory Authority: AS 04.06.090, AS 04.06.100, AS 04.21.025

Statutes Being Implemented, Interpreted, or Made Specific: AS 04.21.025

Fiscal Information: The proposed regulations are not expected to require an increased appropriation.

DATE: March 21, 2017



Erika McConnell
Alcohol & Marijuana Control Office

NOTICE OF PROPOSED REGULATIONS
REGARDING INCLUSION OF PERMITTEES IN SERVER EDUCATION COURSE
REQUIREMENTS
ALCOHOLIC BEVERAGE CONTROL BOARD

The Alcoholic Beverage Control Board proposes to adopt regulations to amend 3 AAC 304.465. These proposed regulations relate to server education course requirements.

The Alcoholic Beverage Control Board proposes to amend Title 3 of the Alaska Administrative Code to add a subsection clarifying who shall carry or have a valid proof of an approved alcohol server education course.

- 1) Adds server education requirements for additional license types, permittees and agents who are serving alcohol.
- 2) Clarifies requirements for agents serving alcohol
- 3) Renumbers existing sections.

You may comment on the proposed regulations, including the potential costs to private persons of complying with the proposed regulations, by submitting written comments to Jedediah Smith, Alcohol & Marijuana Control Office at 550 W. 7th Ave, Suite 1600, Anchorage, AK 99501. Additionally, the Alcohol & Marijuana Control Office will accept comments by electronic mail at amco.regs@alaska.gov. Comments may also be submitted through the Alaska Online Public Notice System, by accessing this notice on the system and using the "comment" link. Please indicate the article and section number to which each comment refers, if applicable. **Please indicate in the subject line that you are commenting on "Permittees & Alcohol Server Education".** The comments must be received no later than 4:30 p.m. on March 30, 2017.

You may submit written questions relevant to the proposed regulations to Jedediah Smith by email and physical address. Please do not submit questions through the Alaska Online Public Notice System. The questions must be received at least 10 days before the end of the public comment period, by March 20, 2017 at 4:30 p.m. The Alcohol & Marijuana Control Office will aggregate its response to substantially similar questions and make the questions and responses available on the Alcohol & Marijuana Control Office website. The Alcohol & Marijuana Control Office may, but is not required to, answer written questions received after the 10-day cut-off date and before the end of the comment period.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Jedediah Smith at (907) 334-2195 or amco.regs@alaska.gov no later than March 20, 2017 to ensure that any necessary accommodations can be provided.

A copy of the proposed regulations is available through the electronic link to the complete text on the Alaska Online Public Notice System, on the Alcohol & Marijuana Control Office website at <https://www.commerce.alaska.gov/web/amco/> and by contacting Jedediah Smith at 550 W. 7th Ste 1600, Anchorage, AK 99501.

After the public comment period ends, the Alcoholic Beverage Control Board will either adopt the proposed regulations or other provisions dealing with the same subject, without further notice, or decide to take no action. The language of the final regulations may be different from that of the proposed regulations. **You should comment during the time allowed if your interests could be affected.**

Statutory Authority: AS 04.06.090, AS 04.06.100, AS 04.21.025

Statutes Being Implemented, Interpreted, or Made Specific: AS 04.21.025

Fiscal Information: The proposed regulations are not expected to require an increased appropriation.

DATE: February 24, 2017

Sara Chambers, Acting Director
Alcohol & Marijuana Control Office

ADDITIONAL REGULATIONS NOTICE INFORMATION
(AS 44.62.190(d))

1. Adopting agency: Alcoholic Beverage Control Board
2. General subject of regulation: Inclusion of Permittees in Server Education Course Requirements
3. Citation of regulation (may be grouped): 3 AAC 304.465
4. Department of Law file number, if any: JU2016200416
5. Reason for the proposed action:
☐ Compliance with federal law or action (identify): _____
☐ Compliance with new or changed state statute
☐ Compliance with Federal or state court decision (identify) _____
☒ Development of program standards
☐ Other (identify): _____
6. Appropriation/Allocation: _____
7. Estimated annual costs in the aggregate to comply with the proposed action to:
Private Persons: \$0
Other State Agencies: \$0
Municipalities: \$0
8. Cost of implementation to the state agency and available funding (in thousands of dollars):

	Initial Year FY <u>16</u>	Subsequent Years
Operating Cost	\$ <u>0</u>	\$ <u>0</u>
Capital Cost	\$ <u>0</u>	\$ <u>0</u>
1002 Federal receipts	\$ <u>0</u>	\$ <u>0</u>
1003 General fund match	\$ <u>0</u>	\$ <u>0</u>
1004 General fund	\$ <u>0</u>	\$ <u>0</u>
1005 General fund/ program	\$ <u>0</u>	\$ <u>0</u>
1037 General fund/ mental health	\$ <u>0</u>	\$ <u>0</u>
Other	\$ <u>0</u>	\$ <u>0</u>

9. The name of the contact person for the regulations:
Name: Cynthia A. Franklin
Title: Director, Marijuana Control Board

Address: 550 W. 7th Avenue, Suite 1600
Anchorage, AK 99501

Telephone: (907)269-0350
E-mail address Cynthia.franklin@alaska.gov

10. The origin of the proposed action:

- ☒ Staff of state agency
☐ Federal government
☐ General public
☐ Petition for regulation change
☐ Other (identify) _____

11. Date: 05/16/2016

Prepared by: 
[signature]

Name (printed): Cynthia A. Franklin
Title (printed): Director, Marijuana Control Board
Telephone: (907)269-0350

AFFIDAVIT OF NOTICE OF PROPOSED REGULATION
AND FURNISHING OF ADDITIONAL INFORMATION

I, Erika McConnell, director for the Alcohol & Marijuana Control Office, being sworn, state the following:

As required by AS 44.62.190, notice of the proposed adoption of changes to 3 AAC 304.465, server education requirements for certain alcohol licensees, has been given by being

- (1) published in a newspaper or trade publication;
- (2) furnished to interested persons;
- (3) furnished to appropriate state officials;
- (4) furnished to the Department of Law, along with a copy of the proposed regulation;
- (5) furnished electronically to incumbent State of Alaska legislators;
- (6) furnished to the Legislative Affairs Agency, Division of Legal and Research Services;
- (7) posted on the Alaska Online Public Notice System as required by AS 44.62.175(a)(1) and (b) and 44.62.190(a)(1);
- (8) furnished electronically, along with a copy of the proposed regulation, to the Legislative Affairs Agency, the chair of the Labor and Commerce Committee of the Alaska Senate and House of Representatives, the Administrative Regulation Review Committee, and the legislative council.

As required by AS 44.62.190, additional regulation notice information regarding the proposed adoption of the regulation changes described above has been furnished to interested persons and those in (5) and (6) of the list above. The additional regulation notice information also has been posted on the Alaska Online Public Notice System.

Date: May 3, 2017

Erika McConnell
Erika McConnell, Director

Subscribed and sworn to before me at Anchorage, Alaska, on May 3, 2017.



[Signature]
Notary Public in and for the State of Alaska

270221
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\$343.64

AFFIDAVIT OF PUBLICATION

STATE OF ALASKA
THIRD JUDICIAL DISTRICT

Emma Dunlap
being first duly sworn on oath deposes and
says that he/she is a representative of the
Alaska Dispatch News, a daily newspaper.
That said newspaper has been approved
by the Third Judicial Court, Anchorage,
Alaska, and it now and has been published
in the English language continually as a
daily newspaper in Anchorage, Alaska, and
it is now and during all said time was
printed in an office maintained at the
aforesaid place of publication of said
newspaper. That the annexed is a copy of
an advertisement as it was published in
regular issues (and not in supplemental
form) of said newspaper on

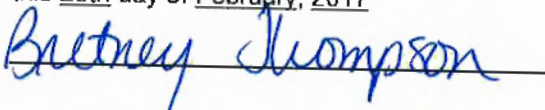
February 28, 2017

and that such newspaper was regularly
distributed to its subscribers during all of
said period. That the full amount of the fee
charged for the foregoing publication is not
in excess of the rate charged private
individuals.

Signed



Subscribed and sworn to before me
this 28th day of February, 2017



Notary Public in and for
The State of Alaska.
Third Division
Anchorage, Alaska
MY COMMISSION EXPIRES

2/23/2019
Notary Public
BRITNEY L. THOMPSON
State of Alaska
My Commission Expires Feb 23, 2019

NOTICE OF PROPOSED REGULATIONS REGARDING INCLUSION OF PERMITTEES IN SERVER EDUCATION COURSE REQUIREMENTS ALCOHOLIC BEVERAGE CONTROL BOARD

The Alcoholic Beverage Control Board proposes to adopt
regulations to amend 3 AAC 304.465. These proposed
regulations relate to server education course requirements.

The Alcoholic Beverage Control Board proposes to amend Title 3 of the
Alaska Administrative Code to add a subsection clarifying who shall
carry or have a valid proof of an approved alcohol server education
course.

- 1) Adds server education requirements for additional license
types, permittees and agents who are serving alcohol.
- 2) Clarifies requirements for agents serving alcohol
- 3) Renumbers existing sections.

You may comment on the proposed regulations, including the potential
costs to private persons of complying with the proposed regulations, by
submitting written comments to Jedediah Smith, Alcohol & Marijuana
Control Office at 550 W. 7th Ave, Suite 1600, Anchorage, AK 99501.
Additionally, the Alcohol & Marijuana Control Office will accept
comments by electronic mail at amco.regs@alaska.gov. Comments
may also be submitted through the Alaska Online Public Notice System,
by accessing this notice on the system and using the "comment" link.
Please indicate the article and section number to which each comment
refers, if applicable. Please indicate in the subject line that you are
commenting on "Permittees & Alcohol Server Education". The
comments must be received no later than 4:30 p.m. on March 30, 2017.

You may submit written questions relevant to the proposed regulations
to Jedediah Smith by email and physical address. Please do not submit
questions through the Alaska Online Public Notice System. The
questions must be received at least 10 days before the end of the
public comment period, by March 20, 2017 at 4:30 p.m. The Alcohol &
Marijuana Control Office will aggregate its response to substantially
similar questions and make the questions and responses available on
the Alcohol & Marijuana Control Office website. The Alcohol &
Marijuana Control Office may, but is not required to, answer written
questions received after the 10-day cut-off date and before the end of
the comment period.

If you are a person with a disability who needs a special
accommodation in order to participate in this process, please contact
Jedediah Smith at (907) 334-2195 or amco.regs@alaska.gov no later
than March 20, 2017 to ensure that any necessary accommodations
can be provided.

A copy of the proposed regulations is available through the electronic
link to the complete text on the Alaska Online Public Notice System, on
the Alcohol & Marijuana Control Office website at
<https://www.commerce.alaska.gov/web/amco/> and by contacting
Jedediah Smith at 550 W. 7th Ste 1600, Anchorage, AK 99501.

After the public comment period ends, the Alcoholic Beverage Control
Board will either adopt the proposed regulations or other provisions
dealing with the same subject, without further notice, or decide to take
no action. The language of the final regulations may be different from
that of the proposed regulations. You should comment during the time
allowed if your interests could be affected.

Statutory Authority: AS 04.06.090, AS 04.06.100, AS 04.21.025

Statutes Being Implemented, Interpreted, or Made Specific:
AS 04.21.025

Fiscal Information: The proposed regulations are not expected to
require an increased appropriation

DATE: February 24, 2017

Sara Chambers, Acting Director
Alcohol & Marijuana Control Office

Published: February 28, 2017

AFFIDAVIT OF AGENCY RECORD OF PUBLIC COMMENT

I, Erika McConnell, director for the Alcohol & Marijuana Control Office, being duly sworn, state the following:

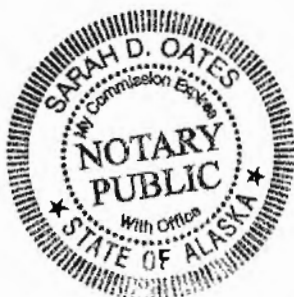
The Alcohol & Marijuana Control Office did not receive any factual or other substantive information that was submitted in writing as public comment and that was relevant to the accuracy, coverage, or other aspect of the Alcohol & Marijuana Control Office regulation on server education requirements for certain alcohol licensees.

Date: May 3, 2017

Erika McConnell

Erika McConnell, Director

Subscribed and sworn to before me at Anchorage, Alaska on
May 3, 2017
(date)



[Signature]
Notary Public in and for the State of Alaska

AFFIDAVIT OF ALCOHOL BEVERAGE CONTROL BOARD ACTION

I, Erika McConnell, director for the Alcohol & Marijuana Control Office, being duly sworn, state the following:

The attached draft meeting minutes dealing with server education requirements for certain alcohol licensees reflect action approved by the Alcohol Beverage Control Board during its April 13, 2017, meeting.

Date: May 3, 2017

Erika McConnell
Erika McConnell, Director

Subscribed and sworn to before me at Anchorage, Alaska, on May 3, 2017.



S/O
Notary Public in and for the State of Alaska



Alcoholic Beverage Control Board
Excerpt from Unapproved Meeting Minutes
April 13, 2017
Telephonic Meeting

● **REGULATIONS**

2:55pm

Erika McConnell informs the Board that the projects for A, B, and C are being brought back to the Board because of public noticing errors, and that items D, E, and F are drafts that are being brought to the Board at the Board's request to consider opening regulations projects.

Jed Smith speaks to the Board about the common carriers, alcohol server education, and consumption at wineries regulations projects and states that the projects would require a new vote by the Board.

The Board members agree that they have considered this public comment regarding common carriers before.

Rex Leath motions to adopt the alcohol server education, common carriers, and consumption at wineries regulations drafts.

Tom Manning seconds the motion.

Motion carries unanimously.

A. Alcohol Server Education

1. Draft (No New Public Comments Received)

TAB 60

B. Common Carriers

1. Draft; New Public Comment Received

TAB 61

C. Consumption at Wineries

1. Draft (No New Public Comments Received)

TAB 62

Minutes prepared by:

Sarah D. Oates
Program Coordinator