

NOTICE OF PROPOSED CHANGES ON DISTILLERY PRODUCTS AND CLARIFYING
WHAT A DISTILLERY LICENSEE IS PERMITTED TO DO FOR SERVICE FOR ONSITE
CONSUMPTION IN THE REGULATIONS OF THE ALCOHOLIC BEVERAGE CONTROL
BOARD

The Alcoholic Beverage Control Board proposes to adopt regulation changes in 3 AAC 304 of the Alaska Administrative Code, dealing with the definition of “distillery’s product” and clarifying what a distillery licensee is permitted to do for service for onsite consumption, including the following:

- (1) 3 AAC 304.375 (c) is amended to require alcohol to be distilled onsite for the purpose of obtaining a license.
- (2) 3 AAC 304.375 (d) is a new subsection that defines what a licensee, agent or employee may serve on the licensed premises.
- (3) 3 AAC 304.375 (e) is a new subsection that defines “distillery’s product.”

This is a SUPPLEMENTAL NOTICE adding to the NOTICE OF PROPOSED CHANGES that was published on November 23, 2017, concerning these proposed regulation revisions contained in the Department of Law file number JU2017200778. This SUPPLEMENTAL NOTICE is being issued because the Department of Law has decided the original posting was not printed in a newspaper of general circulation.

You may comment on the proposed regulation changes, including the potential costs to private persons of complying with the proposed changes, by submitting written comments to the Alcohol & Marijuana Control Office at 550 West 7th Avenue, Suite 1600, Anchorage, AK 99501. Additionally, the Alcoholic Beverage Control Board 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. The comments must be received not later than 4:30 pm on June 1, 2018. Comments previously submitted will be provided to the Alcoholic Beverage Control Board along with newly submitted comments.

You may submit written questions relevant to the proposed action to the Alcoholic Beverage Control Board by email at amco.regs@alaska.gov or at 550 West 7th Avenue, Suite 1600, Anchorage, AK 99501. The questions must be received at least 10 days before the end of the public comment period. The Alcoholic Beverage Control Board will aggregate its response to substantially similar questions and make the questions and responses available on the Alaska Online Public Notice System.

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 amco.regs@alaska.gov or (907) 269-0350 not later than May 20, 2018, to ensure that any necessary accommodation can be provided.

A copy of the proposed regulation changes is available on the Alaska Online Public Notice System and by contacting the Alcohol & Marijuana Control Office at (907) 269-0350 or amco.regs@alaska.gov.

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

Statutory authority: AS 04.06.010 AS 04.06.080 AS 04.06.090

Statutes being implemented, interpreted, or made specific: AS 04.11.170

Fiscal information: The proposed regulation changes are not expected to require an increased appropriation.

Date: April 12, 2018

A handwritten signature in black ink that reads "Erika McConnell". The signature is written in a cursive, flowing style.

Erika McConnell, director