



MEMORANDUM

TO: Alcoholic Beverage Control Board DATE: June 18, 2024

FROM: Kristina Serezhenkov, Regulations Specialist RE: Package Store Written or Electronic Orders and Shipments from Manufacturer Direct Shipment Licensees

The board approved the draft regulations for initial Law review at the January 2024 meeting. Upon the Department of Law's approval, the draft was sent out for official public comment with the comment period closing 6.3.2024. Comments were received and are attached.

Options for the board:

- Move to adopt and send to Law for final review
- Move to amend and adopt and then send to Law for final review. (If amended, may require additional public comment period-agency attorney to advise.)
- Move to send back to staff for more work
- Table the regulations project
- Close the regulations project

From: [Amber Allen](#)
To: [CED AMCO REGS \(CED sponsored\)](#)
Cc: [Ana Fisk](#); [Bruce Abbott](#); [Amy Shimek](#); [Wilson, Joan M \(CED\)](#)
Subject: Comments regarding proposed changes to regulations in Title 3, Chapter 305
Date: Thursday, May 23, 2024 10:00:12 AM
Attachments: [Ltr to AMCO re Written Orders 5.22.24.doc.pdf](#)

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Please accept these comments on behalf of Liquor Stores USA North Inc. regarding the proposed changes to regulations in Title 3, Chapter 305 of the Alaska Administrative Code dealing with package store written or electronic orders.

Thank you,

Amber Allen
Corporate Counsel
Legal Department
Afognak Native Corporation
3909 Arctic Blvd. Ste. 500, Anchorage, AK 99503
(O) (907) 762-9421
aallen@afognak.com
www.afognak.com

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Liquor Stores USA North Inc.



3909 Arctic Boulevard, Suite 500
Anchorage, Alaska 99503
Office: (907) 222-9500
Fax: (907) 222-9501

Submitted electronically via the AMCO Public Input Email:
AMCO.regs@alaska.gov

May 22, 2024

Dana Walukiewicz, Chair
Alcohol And Marijuana Control Board

Re: Package Store Written or Electronic Orders and Shipments

Dear Mr. Walukiewicz:

Liquor Stores USA North Inc. dba Brown Jug (“Brown Jug”) and Gold Rush Liquor (“Gold Rush” and collectively, with Brown Jug, “LSUN”) submits these comments regarding the Alcoholic Beverage Control Board’s proposed changes to regulations in Title 3, Chapter 305 of the Alaska Administrative Code.

I. Introduction

LSUN operates twenty-three (23) package stores including all Brown Jug locations and Gold Rush. Both Brown Jug and Gold Rush fulfill written orders from purchasers in rural communities in Alaska.

II. Comments regarding proposed changes to 3AAC 305.345.

a. Signature Options and Verification

LSUN proposes an additional alternative option to be included for purchaser signature verification described in 3AAC 305.345(c)(4). As drafted, any written or electronic order must include “*a signature reasonably determined by the licensee to match that on the proof-of-age document.*” If written orders are fulfilled via electronic means, in many, if not all cases, it would be difficult to compare an online signature to the ID signature. Many written and electronic orders will be fulfilled by purchasers using their smart phones or computer. A computer mouse or finger on a phone or tablet screen will likely produce inaccurate signatures, based on currently available technology.

LSUN proposes two possible options to address this concern.

- 1) As provided in proposed 3 AAC 305.345(b)(2): “(b) *The licensee shall verify the age of the person who submitted the order by...(2) using an Internet age and identification verification service...*” If the licensee has already used an Internet age and identification verification service, it seems that it would be redundant to have the licensee also visually verify the

online signature, so this requirement under 3AAC 305.345(c)(4) could be eliminated entirely.

- 2) If verification of the online signature is deemed necessary, LSUN proposes the use of an electronic signature method such as MyAlaska currently being used by the State of Alaska. The MyAlaska online system includes a “Secure Single Sign-on and Signature for Citizens, or, an authentication and electronic signature system allowing citizens to interact with multiple State of Alaska services through a single username and password.” LSUN requests the inclusion of a similar method for use by licensees to authenticate purchasers through a single username and password which are unique to individual purchasers.

LSUN respectfully requests this option be included so that 3AAC 305.345(c)(4) reads as follows:

*(4) includes a signature reasonably determined by the licensee to match that on the proof-of-age document, **or by using an authentication and electronic signature system allowing purchaser to provide their signature to licensee through a single username and password, unique to each purchaser;***

(revisions noted in **bold** letters)

III. Conclusion.

We appreciate AMCO’s dedicated work and the opportunity to provide our suggested revision. We look forward to receiving your feedback and clarification. Please contact us if you have any questions or concerns regarding these comments.

Sincerely,

DocuSigned by:

Bruce Abbott

F9D60C8C80EE4F2...

Bruce Abbott

President

Liquor Stores USA North Inc. dba Brown Jug and Gold Rush Liquor

cc: Amy J. Shimek, Chief Legal Officer & General Counsel, Afognak Native Corporation
Joan Wilson, Director Alcohol and Marijuana Control Office

From: [Sally Jefferson](#)
To: [CED AMCO REGS \(CED sponsored\)](#)
Cc: ashleyreed@gci.net; [Sally Jefferson](#)
Subject: Wine Institute Comments on the Notice of Rulemaking Governing Manufacturer Direct Shipments
Date: Wednesday, May 29, 2024 1:17:10 PM
Attachments: [image001.png](#)

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On behalf of Wine Institute, I am writing to submit our comments on the Alcoholic Beverage Control Board's proposed changes to Title 3, Chapter 305.347 governing shipments from a Manufacturer Direct Shipment licensee (MDSL). We greatly appreciate the Board's and AMCO staff's serious consideration and efforts to address our issues of concern with the current interim rules. The proposed rule revisions would eliminate conflicts between the interim rules and the Title 4 Rewrite statutory requirements, making it possible for wineries and other eligible manufacturers to comply with all of the program requirements for making regulated tax-paid and limited direct-to-consumers shipments to Alaska adult consumers.

Of the issues we have previously raised with the interim rules, the most significant one deals with wineries being unable to comply because they require MDSLs to collect and retain copies of a purchaser's (and recipient's if different) driver's license information which raises significant liability risks that are associated with maintaining and protecting this sensitive customer data. We greatly appreciate that the proposed changes affecting manufacturer direct shipments would result in bringing the current rules into line with best practices for protecting personally sensitive information while utilizing age verification for ensuring that sales are made only to adults.

The proposed rule changes also would bring other MDSL administrative requirements, including those governing shipment labeling and document retention, into conformity with the statutory provisions, thereby eliminating confusion about license requirements due to conflicts between the interim rules and the statute.

Thank you for your consideration of our concerns and your willingness to address them as a part of this rulemaking. Wine Institute respectfully urges the Board to approve the proposed rule changes for manufacturer direct to consumer shipments. If you have any questions or would like additional information, please contact Ashley Reed and me.

Sincerely,

Sally Jefferson

Sally H. Jefferson
Director, Western States
WINE INSTITUTE
(917) 543-2678
sjefferson@wineinstitute.org



From: [Koral, Alex](#)
To: [CED AMCO REGS \(CED sponsored\)](#)
Subject: Sovos ShipComplaint Comments on the Notice of Rulemaking Governing Manufacturer Direct Shipments
Date: Friday, May 31, 2024 9:48:56 AM

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To whom it may concern:

I am writing on behalf of Sovos ShipCompliant to express our views on the latest proposed regulation changes for Title 3, Chapter 305 of the Alaska Administrative Code, specifically as they relate to direct-to-consumer (DtC) shipments made by holders of a manufacturer direct shipment license.

Sovos ShipCompliant is the leading provider of software support for the U.S. DtC shipping of alcohol market, enabling thousands of wineries, breweries and distillers to ship their products across the country in compliance with each state's unique regulatory programs. We have been actively supporting DtC shipping for nearly 20 years, during which time we have developed an understanding of this sales channel, including the nature of the market (we produce an annual report of the national DtC wine shipping market, available at dtcreport.com) and what makes for effective regulations.

As an advocate for clear and manageable compliance requirements, we would like to share our perspective that the latest proposed rule changes to the AAC for manufacturer direct shipment licenses represent a positive move by the Alcoholic Beverage Control Board, reflecting the original intent of AS 04.09.370 as adopted in SB 09 (2022). As written, AS 04.09.370 largely aligns with DtC shipping rules that have been adopted across the country, such as licensing requirements, volume limits, tax remittances and reporting shipments, which have proven to be effective.

It is of course within each state's prerogative to adopt other rules as they see fit, but we have seen that when states adopt regulations for DtC shipping that are overly confusing or impossible to manage, producers will choose to not ship their products to that state, which only serves to limit customer access to desired products. By revising the current rules to address requirements that would have been unmanageable for out-of-state producers, such as the need to collect and retain a physical copy of a consumer's ID, it is our opinion that the Alcoholic Beverage Control Board has charted a path that remains true to the original intent and language of AS 04.09.370, establishing an effective regulatory framework that will help to ensure an enduring and compliant DtC shipping

market for years to come.

Thank you,

Alex Koral, Regulatory General Counsel, Sovos ShipCompliant

Alex Koral

Regulatory General Counsel

Sovos ShipCompliant

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sovos.com/shipcompliant

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From: [Keith Mantey, GM, mo. 907-398-3985](mailto:Keith.Mantey@GwinsLodge.com)
To: [CED AMCO REGS \(CED sponsored\)](mailto:amco.regs@alaska.gov)
Cc: [Gwin's Lodge](mailto:amco.regs@alaska.gov)
Subject: RE: NOTICE OF PROPOSED CHANGES TO PACKAGE STORE WRITTEN OR ELECTRONIC ORDERS AND SHIPMENTS FROM A MANUFACTURER DIRECT SHIPMENT LICENSEE IN THE REGULATIONS OF THE ALCOHOLIC BEVERAGE CONTROL BOARD
Date: Wednesday, May 1, 2024 9:00:12 PM

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Hello. I have a question about package liquor delivery rules... what are the criteria and any comments you may have. I remember reading the law a while ago... but your comments as to important points is appreciated. Can we deliver to our own onsite cabins for example. Thanks. Keith 907-398-3985

Keith Mantey, Gwin's Lodge GM
Office@GwinsLodge.com
mo. 907-398-3985

Milepost 52, 14865 Sterling Hwy.
Cooper Landing AK 99572
Reservations 907-595-1266
Rob Brashears mo. 907-398-3987 Reservation@GwinsLodge.com

----- Original message -----

From: "CED AMCO REGS (CED sponsored)" <amco.regs@alaska.gov>
Date: 5/1/24 2:48 PM (GMT-09:00)
To:
Cc: "CED AMCO REGS (CED sponsored)" <amco.regs@alaska.gov>
Subject: NOTICE OF PROPOSED CHANGES TO PACKAGE STORE WRITTEN OR ELECTRONIC ORDERS AND SHIPMENTS FROM A MANUFACTURER DIRECT SHIPMENT LICENSEE IN THE REGULATIONS OF THE ALCOHOLIC BEVERAGE CONTROL BOARD

Dear Licensees,

Please see the attached proposed regulations of the Alcoholic Beverage Control Board regarding package store written or electronic orders and shipments from a manufacturer direct shipment licensee. Comments and questions may be submitted to the Alcohol and Marijuana

Control Office at amco.regs@alaska.gov or through the Online Public Notice System. The Online Public Notice can be accessed with this link: <http://notice.alaska.gov/215255>.

Respectfully,

Kristina Serezhenkov

Regulations Specialist

Alcohol & Marijuana Control Office

550 W 7th Avenue, Ste. 1600

Anchorage, AK 99501

From: [Dennis Meier](#)
To: [CED AMCO REGS \(CED sponsored\)](#)
Subject: Question
Date: Sunday, May 12, 2024 3:10:28 PM

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I reviewed the proposed the changes to the regulations. I do not see any changes to the shipments of beer to an outlying area on a barge from the distributor to a licensed operator. Is that correct?

I have a beer and wine license and order from a distributor twice a season. Have it shipped on a landing craft from Juneau to Elfin Cove where I receive it. It is on a pallet, shrink wrapped, and verified by me the quantity.

Thank you,
Dennis Meier
Tanaku Lodge
907-239-2205
Just want to follow the regulations.

(Words in **boldface and underlined** indicate language being added; words [CAPITALIZED AND BRACKETED] indicate language being deleted.)

3 AAC 305.345 is repealed and readopted to read:

3 AAC 305.345. Shipments from a package store licensee with a shipping endorsement. (a) A package store licensee with a shipping endorsement issued under AS 04.09.460 may sell alcoholic beverages in response to a written or electronic order.

(b) The licensee shall verify the age of the person who submitted the order by

(1) retaining a clear photocopy or an electronic copy of one of the following documents that includes the purchaser's signature and shows by date of birth or statement of age that the purchaser is at least 21 years of age:

(A) valid government-issued photographic identification from a state or territory of the United States;

(B) a tribal identification card issued by a federally recognized tribe with physical security features, as identified in AS 28.15.111(a)(4);

(C) a foreign or domestic passport; or

(2) using an Internet age and identification verification service; a licensee that uses an Internet age and identification verification service to verify the age of the purchaser shall retain a clear photocopy or an electronic copy of one of the identification documents described in (b)(1) of this section.

(c) A package store licensee with a shipping endorsement under AS 04.09.460 may only sell alcoholic beverages in response to a written or electronic order if the order

(1) is signed and dated by the purchaser;

(2) describes the type and quantity of alcoholic beverages ordered in reasonable detail;

(3) includes the license or identification number of the purchaser's proof-of-age document required by (b) of this section;

(4) includes a signature reasonably determined by the licensee to match that on the proof-of-age document;

(5) states the physical residential address of the purchaser in a manner that is sufficient for the licensee to determine whether the zip code of the purchaser is within an area that has restricted the sale, importation, or possession of alcoholic beverages under AS 04.11.491;

(6) includes the community delivery site's physical address if delivery is at a community delivery site designated under AS 04.11.491(f); and

(7) is entered into the written and electronic order database established under AS 04.06.095 if the alcoholic beverages are to be shipped to an area that has restricted the sale of alcoholic beverages under AS 04.11.491(a)(1), (2), or (3) or AS 04.11.491(b)(1) or (2); an order subject to this paragraph may not be for an amount of alcoholic beverages that exceeds the amount authorized for the purchaser in a calendar month under AS 04.09.460(e), as indicated in the database.

(d) A written or electronic order may be modified by the licensee not later than five working days after the licensee receives the written or electronic order if the modification is in accordance with an oral or written communication from the purchaser. If the licensee makes an order modification, the licensee shall note the date of the modification and the manner in which the purchaser requested the modification on the original order. Alcoholic beverages shipped in

response to a written or electronic order must be packaged and shipped within five working days after the licensee, licensee's agent, or licensee's employee receives the initial written or electronic order.

(e) Except as provided under (d) of this section, a written or electronic order that is required under AS 04.09.460(e) to be entered into the written or electronic order database established under AS 04.06.095 may not be modified after it is entered into the database. A licensee shall calculate whether alcoholic beverages may be shipped to a purchaser under AS 04.09.460(e) by using the date that the order is entered into the database to determine if the amount ordered, combined with the amount already shipped in that calendar month to the purchaser, exceeds the amount authorized under AS 04.09.460(e), as indicated in the database. If the amount ordered

(1) does not exceed the amount authorized under AS 04.09.460(e), alcoholic beverages shipped in response to the written or electronic order must be packaged and shipped not later than five working days after the licensee, licensee's agent, or licensee's employee receives the written or electronic order; or

(2) exceeds the amount authorized under AS 04.09.460(e), the licensee shall

(A) hold the order for up to 72 hours and reenter it into the database for the next calendar month as a new order; or

(B) return the order to the purchaser unfilled if the licensee cannot reenter the order as a new order within 72 hours after the licensee, licensee's agent, or licensee's employee receives the order.

(f) In response to a written or electronic order, a licensee

(1) shall provide written or electronic information to the purchaser on fetal alcohol spectrum disorder and fetal alcohol effects resulting from a woman's consumption of alcohol during pregnancy;

(2) may package or deliver alcoholic beverages or enter a written or electronic order into the electronic or written order database established under AS 04.06.095 only if the licensee has received full payment for the order at the licensed premises;

(3) may personally deliver alcoholic beverages on the licensed premises to a purchaser or an individual who may legally possess alcoholic beverages and is specifically authorized in the order to receive the purchase and deliver the alcoholic beverages to the purchaser; to verify the identity of the purchaser or the individual specifically authorized in the order to receive the purchase, the licensee shall require the purchaser or the authorized individual to present an original of one of the forms of identification listed in (b) of this section;

(4) unless the licensee personally delivers alcoholic beverages on the licensed premises under paragraph (3) of this subsection, the licensee shall ship the alcoholic beverages to the purchaser by a common carrier approved under AS 04.09.750; if the order is to be shipped to a community that has specified a delivery site under AS 04.11.491(f), the licensee shall ship the order to the purchaser at that delivery site address;

(5) shall package an order that is delivered or shipped under this subsection in a shipping container that

(A) is affixed with labelling that

(i) identifies the licensee;

(ii) shows the written order number assigned under (i) of this section; and

(iii) contains the words "alcoholic beverages"; and

(B) contains one copy of the sales invoice enclosed in a sealed envelope that is securely attached to the shipping container; the sales invoice

(i) must be legibly handwritten or typed;

(ii) must be prepared by the licensee, licensee's agent, or licensee's employee;

(iii) must show the description, quantity, unit price, extended price, and total value of the alcoholic beverages in the container;

(iv) may be retained by a municipality if the container is addressed to a delivery site in a municipality that imposes a sales and use tax on alcoholic beverages under AS 04.21.010(c)(4) or controls the quantity that may be imported under AS 04.21.010(a)(1).

(g) A community delivery site must be secure from unauthorized access, reasonably located for access by the public, clean and heated, and controlled by the local governing body to assure protection of a purchaser's order. The site must be open for the purchaser to pick-up the order at least once a week for three hours between 8:00 a.m. and 8:00p.m. Only the purchaser named on the container may claim alcoholic beverages from the community delivery site. The purchaser shall sign for the order on a form that states that the beverages are not for resale. The local governing body may impose reasonable storage and handling fees chargeable to the purchaser and may label or mark alcoholic beverage containers processed through the community delivery site. Upon approval of a community delivery site, the board will notify

licensees that written or electronic orders for shipment into the community may only be shipped to the community delivery site.

(h) The board shall maintain a list of persons convicted after October 24, 1987 of a violation of AS 04.11.010 under AS 04.16.200 and provide the list to package store licensees. A licensee may not sell alcoholic beverages by written or electronic order to a person whose name appears on the list unless the board gives written notice to the licensee that sales to that person are no longer prohibited.

(i) A package store licensee with a shipping endorsement issued under AS 04.09.460 shall keep a physical or electronic copy of the documents pertaining to each written order, including the purchaser's proof-of-age document, on file for not less than one year after the order is delivered. The licensee shall maintain a log of written orders that

(1) is able to cross-reference to the documents for each order;

(2) assigns an order number to each written order; and

(3) shows, for each order, the

(A) purchaser's name;

(B) dates the order was received, modified, and shipped or delivered; and

(C) address to which shipment or delivery was made.

(j) A licensee who sells alcoholic beverages in response to a written or electronic order

(1) shall promptly notify the board of a person who

(A) places one or more written or electronic orders in a single week for, in the aggregate,

(i) more than 36 gallons of brewed beverages;

(ii) more than 12 cases of wine; or

(iii) more than 36 liters of distilled spirits; or

(B) engages in a regular practice of ordering alcoholic beverages in similarly large quantities;

(2) shall, if the alcoholic beverages are to be shipped to an area that has restricted the sale of alcoholic beverages under AS 04.11.491(a)(1), (2), or (3) or (b)(1) or (2), notify the board not more than 24 hours after calculating that the amount ordered exceeds the amount authorized under AS 04.09.460, as indicated in the database when added to the amount already shipped in that calendar month to the purchaser.

(k) If alcoholic beverages are not delivered to a purchaser personally on the licensed premises, title to the alcoholic beverages passes from the licensee to the purchaser at the time the alcoholic beverages are packed, addressed to the purchaser, and payment is received, which constitutes a sale of the alcoholic beverages on the licensed premises.

(l) The licensee may not ship alcoholic beverages

(1) to a person other than the purchaser;

(2) in response to a telephonic order; or

(3) by a common carrier not approved by the board under AS 04.09.750.

(m) If a local option municipality submits written notification to the board that the municipality has imposed a sales and use tax on alcoholic beverages under AS 04.21.010(c)(4), a licensee that sells alcoholic beverages by written solicitation under AS 04.09.460 may not ship or deliver alcoholic beverages to that municipality until payment for the taxes is collected at the licensed premises in accordance with the ordinances of that municipality. The licensee shall remit the payment of taxes to the municipality for which the tax was collected. (Eff. 1/1/2024, Register 248; am ___/___/_____, Register _____)

Authority: AS 04.06.090 [AS 04.09.370] AS 04.09.480
AS 04.06.100 AS 04.09.460 AS 04.09.490
AS 04.09.230 AS 04.09.470

3 AAC 305 is amended by adding a new section to read:

3 AAC 305.347. Shipments from a manufacturer direct shipment licensee. (a) A holder of a manufacturer direct shipment license issued under AS 04.09.370 may sell and ship alcoholic beverages in response to a written, telephonic, or electronic order.

(b) A manufacturer direct shipment licensee shall verify the age of a person who submitted an order and, if the recipient of the shipment is not the same person as the person who submitted the order, the age of the recipient, by

(1) retaining a clear photocopy or an electronic copy of one of the following documents that includes the person’s signature and shows by date of birth or statement of age that the person is at least 21 years of age:

(A) valid government-issued photographic identification from a state or territory of the United States;

(B) a tribal identification card issued by a federally recognized tribe with physical security features, as identified in AS 28.15.111(a)(4);

(C) a foreign or domestic passport; or

(2) using an Internet age and identification verification service.

(c) A manufacturer direct shipment licensee may only sell alcoholic beverages in response to a written, telephonic, or electronic order if the order

(1) describes the type and quantity of alcoholic beverages ordered in reasonable detail;

(2) does not exceed the limits of AS 04.09.370(e)(2); and

(3) states the physical residential address of the purchaser and, if the recipient is not the same person as the purchaser, the recipient, in a manner that is sufficient for the licensee to determine whether the zip code of the purchaser or recipient is within an area that has restricted the sale, importation, or possession of alcoholic beverages under AS 04.11.491.

(d) In response to a written, telephonic, or electronic order, a licensee

(1) shall provide written or electronic information to the person who submitted the order and the named recipient of the alcoholic beverages on fetal alcohol spectrum disorder and fetal alcohol effects resulting from a woman's consumption of alcohol during pregnancy;

(2) may package or ship alcoholic beverages only if the licensee has received full payment for the order at the licensed premises;

(3) shall ship the alcoholic beverages by a common carrier approved by the board under AS 04.09.750; and

(4) shall package an order that is sold or shipped under this subsection in a shipping container that is affixed with labelling that

(A) identifies the licensee; and

(B) contains the words "alcoholic beverages" and a statement that upon delivery, the order requires signature by a person who is at least 21 years of age.

(e) A licensee shall keep a physical or electronic copy of the documents pertaining to an

order, including the purchaser’s and, if applicable, the recipient’s proof-of-age document or proof of Internet-based age and identification verification service for not less than two years after the order is delivered. The licensee shall maintain a log of orders that

(1) is able to cross-reference to the documents for each order;

(2) assigns an order number to each order; and

(3) shows, for each order, the

(A) purchaser's name and, if different from the purchaser, recipient’s name;

(B) dates the order was received, paid for, modified, and shipped or delivered; and

(C) address to which shipment or delivery was made. (Eff.

____/____/____, Register _____)

Authority: AS 04.06.090 AS 04.09.370 AS 04.09.750
AS 04.06.100

3 AAC 305.350(b) is amended to read:

(b) A licensee shall consult the database maintained by the board under AS 04.06.095 in the manner required under AS 04.09.460(e) before shipping wine to an area that has restricted the sale of alcoholic beverages under AS 04.11.491(a)(1), (2), or (3) or (b)(1) or (2). Shipment of the wine must be in compliance with applicable provisions of **3 AAC 305.345(d), (e), and (f)** [3 AAC 305.345(d) AND (e)].

(Eff. 1/1/2024, Register 248; am ____/____/____, Register _____)

Authority: AS 04.06.090 AS 04.09.460 AS 04.09.480

AS 04.06.100

AS 04.09.470

AS 04.09.490

AS 04.09.230

3 AAC 305.810(a) is amended to read:

3 AAC 305.810. Recordkeeping requirements. (a) **Except for a holder of a manufacturer direct shipment license subject to the record-keeping requirements under 3 AAC 305.347(e), a** [A] licensee shall retain records of the sales, purchases, and expenses of the business for **not less than** [AT LEAST] one year, including records sufficient to show the license was actively exercised for at least 240 hours during each of the two preceding calendar years, as set out in AS 04.11.330(a)(3).

(Eff. 1/1/2024, Register 248; am ___ / ___ / _____, Register _____)

Authority: AS 04.06.090 AS 04.06.100 AS 04.11.330