

**CS FOR SENATE BILL NO. 175(L&C)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SECOND LEGISLATURE - SECOND SESSION

BY THE SENATE LABOR AND COMMERCE COMMITTEE

Offered: 2/1/02

Referred: Finance

Sponsor(s): SENATOR ELTON

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act providing municipalities with the authority to protest the issuance and renewal**  
2 **of charitable gaming permits and licenses based upon violations of municipal ordinances**  
3 **and requiring the Department of Revenue to deny the license or permit until the**  
4 **violation is remedied."**

5 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

6 \* **Section 1.** AS 05.15.030(a) is amended to read:

7 (a) At the time of filing an application for a permit or license under this  
8 chapter, the applicant shall notify the city or borough nearest to the location of the  
9 proposed activity of the application. **A municipality** [A LOCAL GOVERNMENT  
10 UNIT] may, **after holding a hearing at which the applicant is afforded the**  
11 **opportunity to make a defense,** protest [THE CONDUCT OF THE ACTIVITY IN  
12 ITS JURISDICTION] by resolution [STATING] the **issuance of a permit or license**

1 **based on the violation of a municipality's ordinances; the department shall**  
2 **consider the protest and shall deny the permit or license until notified by the**  
3 **municipality that the violation has been remedied** [REASONS FOR THE  
4 PROTEST FILED WITH THE DEPARTMENT; PROTESTS ARE LIMITED TO  
5 THE LACK OF QUALIFICATIONS PRESCRIBED BY THIS CHAPTER. THIS  
6 RESOLUTION IS ONLY A RECOMMENDATION BY THE LOCAL  
7 GOVERNMENT THAT MAY BE CONSIDERED BY THE DEPARTMENT IN  
8 DETERMINING WHETHER TO ISSUE OR REFUSE TO ISSUE A PERMIT OR  
9 LICENSE].