

Introduced by: Mayor
Date: June 6, 1989
Hearing: July 18, 1989
Action: Enacted As Amended
Vote: 4 No, 11 Yes

KENAI PENINSULA BOROUGH

ORDINANCE 89-31

AMENDING THE KENAI PENINSULA BOROUGH SALES TAX CODE TO TAX GAMING SALES

WHEREAS, qualified organizations are permitted to conduct games of skill and chance pursuant to Alaska Statutes 5.15; and

WHEREAS, gaming sales in the Kenai Peninsula Borough have increased astronomically, and such games have become increasingly commercialized; and

WHEREAS, there has been some confusion over whether commercial gaming sales are taxable under the borough sales tax code; and

WHEREAS, it is desirable to simplify the sales tax code to reduce the confusion and to ensure that commercial sales are taxed;

NOW THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH:

Section 1. That KPB 5.18.255(F) is amended to add a new part as follows:

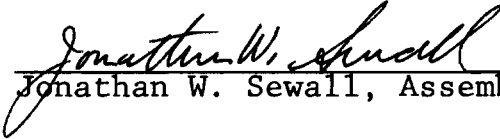
8. Gaming sales authorized by AS 5.15.

Section 2. That KPB 5.18.260(M) is amended to read as follows:

M. Retail sales, services and rentals by or to organizations not organized for business or profitmaking purposes, and which are engaged in the provision of charitable, educational, recreational, rehabilitative, hospital, cemetery, or other charitable purposes. In no event shall this exemption apply to sales of liquor or food through the course of regularly conducted operations. No exemption certificate shall be approved by the mayor until the applicant has produced suitable evidence that it is currently incorporated by the state of Alaska as a nonprofit corporation and that it has received tax-exempt status from the United States Internal Revenue Service;

Section 3. That this ordinance shall take effect immediately upon its enactment.

ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON
THIS 1st DAY OF August, 1989.


Jonathan W. Sewall, Assembly President

ATTEST:


Borough Clerk