

CLERK NOTICE TO PETITIONER UPON RECEIPT OF APPLICATION:

After applicant submits the Application to the City Clerk's office:

- The City Clerk will determine whether the application for petition is in proper form and whether the matter is appropriate for an initiative within 14 days from receipt of the application for petition:

▪ No later than 4:00 p.m., on _____, ____, 20__ (14 days from receipt of application)

In order to certify the Application for Petition, the Clerk will have to determine that:

A. For an INITIATIVE PETITION, the clerk must determine whether the subject of the initiative:

1. Is not restricted by AS 29.26.100 and Article XI, Section 7 of the State Constitution, *(for example, it cannot be used to dedicate revenues, make or repeal appropriations, create courts, define the jurisdiction of courts or prescribe their rules, enact law that is clearly unconstitutional or enact local or special legislation)*
2. Includes a single subject,
3. Relates to legislative rather than administrative matter, and
4. Would be enforceable as a matter of law.

B. For a REFERENDUM,

1. The petition cannot apply to dedications of revenue, to appropriations, to local or special legislation, or to laws necessary for the immediate preservation of the public peace, health, or safety.
2. A clerk's decision on an application for an initiative or a referendum petition is subject to judicial review. Therefore, the clerk may want to seek advice from the municipal attorney.

If Application is Certified by the City Clerk:

CLERK WILL PREPARE THE PETITION

- If the application is acceptable, the clerk has two weeks (14 days) to prepare the petition.

CITY OF THORNE BAY ALASKA

APPLICATION FOR PETITION

RECEIPT FOR APPLICATION FOR PETITION:

Application received from the City Clerk on: _____

- 1. Application for Petition _____
- 2. Clerks Notice to Petitioner _____
- 3. Initiative Referendum Procedures Booklet – STATE OF ALASKA _____

RECEIVED BY: _____ DATE: _____

CLERK: _____

