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Attorney General

ATTACHMENT B
State of California
DEPARTMENT OF JUSTICE



BUREAU OF GAMBLING CONTROL
2450 DEL PASO ROAD, SUITE 100
SACRAMENTO, CA 95834

May 22, 2018

Lori Asuncion, Assistant City Attorney
City of Stockton
425 North El Dorado Street, Second Floor
Stockton, CA 95202

Re: City of Stockton – Cardroom Proposed Ordinance Amendment

Dear Ms. Asuncion:

On May 14, 2018, the Bureau of Gambling Control (Bureau) received the proposed amendment to the City of Stockton's (City) Municipal Code section 5.32.290, related to card room regulations and hours of operation. The City's proposed amendment was submitted in accordance with Business and Professions Code section 19961.1. The Bureau reviewed the City's proposed amendment for compliance with the Gambling Control Act (Act) and offers the following comments.

Currently, Municipal Code section 5.32.290, subdivision (A) (2) states:

"All card rooms shall be closed at 4:00 a.m. and shall remain closed until 9:00 a.m., except conditions in the applicable use permit may dictate an earlier closure time, later opening time, or different period of being open for business. Card rooms may operate seven (7) days a week. Hours of operation may not be expanded for any reasons, such as special tournaments, etc."

The City's proposed amendment to section 5.32.290, subdivision (A) (2) states:

"All card rooms may be open twenty-four (24) hours per day, except conditions in the applicable use permit may dictate an earlier closure time, later opening time, or different period of being open for business. Card rooms may operate seven (7) days a week."

On September 11, 2017, Senate Bill 654, Chapter 244, Statutes of 2017, was enacted and added Business and Professions Code section 19961.05. Effective January 1, 2018, a local jurisdiction may amend its ordinance to increase the operating hours of a gambling establishment up to 24 hours a day, seven days a week.

The Bureau reviewed the City's proposed amendment governing the hours of operation and determined that it complies with the Act.

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Upon approval and adoption of the proposed amendment, please provide the Bureau with a signed certified copy of the amendment. In addition, please provide the Bureau with a complete copy of the City's Municipal Code, Chapter 5.32, Card Rooms.

If you have any questions, please contact Analyst Kenneth Larsen at (916) 559-6013 or at kenneth.larsen@doj.ca.gov. Thank you for your cooperation regarding this matter.

Sincerely,


YOLANDA MORROW
Assistant Director

For XAVIER BECERRA
Attorney General

cc: Kanoa Kelley, Assistant Planner
City of Stockton, Community Development