

REVISED

AGN. NO. _____

MOTION BY SUPERVISOR DON KNABE

May 6, 2014

We all have a duty and responsibility to protect our communities from situations and individuals that could put our children at risk. This includes safeguarding children from adults who have perpetrated crimes against children and to ensure that such persons are not issued County business licenses to engage in a business that caters to young children or whose business activity might otherwise result in that person having direct contact with unsupervised children. We should carefully scrutinize the background of any individual who engages in a child-oriented business to see if he or she has been convicted of crimes against children such as molestation, pornography, abuse, or is a registered sex offender.

Ice cream truck vendors are a prime example of someone that operates a business that caters to children as their primary clientele, or at the very least provides them with direct access to children who may not be in the company of an adult. The County does

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not currently investigate the backgrounds of all individuals who own or operate these types of businesses.

The County currently has ordinances that require prescreening of applicants who are seeking to obtain certain types of business licenses, such as explosives, weapons, and adult businesses, to name a few. These license applicants are required to submit to a Live-Scan, also known as inkless electronic fingerprinting, and a report of criminal history, if any, is generated. A County business license may be denied if an individual has engaged in criminal activity, which may place the public at risk.

I believe that ice cream vendors and any other business whose primary clientele is children should be added to the list of individuals that must satisfy Live-Scan requirements before a business license can be issued in the interest of protecting our communities, and in particular our children, from criminal elements.

I, THEREFORE, MOVE that the Board of Supervisors instruct the Treasurer and Tax Collector and County Counsel to review, investigate and evaluate whether a Live-Scan requirement can be imposed on applicants whose businesses regularly interact with children, prior to the issuance of a business license, and report back to the Board in 60 days. The report should include the following elements.

1. A list of businesses whose primary clientele is unsupervised children.
2. The additional cost and time incurred by the Treasurer and Tax Collector in processing County business license applications, where an applicant must satisfy Live-Scan requirements, prior to obtaining a business license.

AV:azr