

ORDINANCE NO. 14-\_\_\_\_\_

AN ORDINANCE AMENDING PART 6 (ESCORT SERVICES) OF ARTICLE 3 (SALES OF GOODS AND SERVICES) OF CHAPTER 2 (BUSINESS LICENSING, LIQUOR REGULATION AND TAXATION) OF THE CODE OF THE CITY OF COLORADO SPRINGS 2001, AS AMENDED, PERTAINING TO ESCORT SERVICES LICENSES

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLORADO SPRINGS:

Section 1. Section 601 (Definitions) of Part 6 (Escort Services) of Article 3 (Sales of Goods and Services) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as amended, is hereby amended to read as follows:

2.3.601: DEFINITIONS:

\* \* \*

ESCORT SERVICE **BUREAU** RUNNER: \* \* \*

\* \* \*

Section 2. Section 602 (Licenses Required) of Part 6 (Escort Services) of Article 3 (Sales of Goods and Services) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as amended, is hereby amended to read as follows:

2.3.602: LICENSES REQUIRED; **TRANSFERABILITY**:

\* \* \*

C. Escort ~~Service~~ **Bureau** Runner: It shall be unlawful for any person to represent oneself as an escort ~~service~~ **bureau** runner, accept compensation as an escort ~~service~~ **bureau** runner, or conduct escort ~~service~~ **bureau** runner services or activities without first obtaining a valid identity card and a license.

D. Separate Licenses Required: Every escort or escort ~~service~~ **bureau** runner must obtain a separate and distinct license for each escort bureau for which they are employed, including self-employment.

**E. Transferability: No license issued or renewed under this part may be transferred or assigned, with or without consideration, without the consent of the Deputy Licensing Officer.**

Section 3. Section 603 (License Fees; Term) of Part 6 (Escort Services) of Article 3 (Sales of Goods and Services) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as amended, is hereby amended to read as follows:

2.3.603: ~~LICENSE FEES; TERM:~~

~~License Fees shall be~~ **are** as established by ~~the~~ **City Council under article 1, part 5 of this chapter.** Fees shall not be refundable for any reason. All escort licenses shall expire one year from the date of issue.

Section 4. Section 605 (Application Requirements; Renewal) of Part 6 (Escort Services) of Article 3 (Sales of Goods and Services) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as amended, is hereby amended to read as follows:

2.3.605: APPLICATION REQUIREMENTS; RENEWAL:

**A. In addition to those matters required by section 2.1.403, every application for a license under this part shall contain the residence address of the applicant and each principal and managing agent for the five (5) years prior of the date of the application.**

**AB.** Age Restrictions:

1. No individual shall be issued a license as an escort or as an escort service **bureau** runner unless that person:

\* \* \*

2. No person shall be issued a license as an escort bureau, and no person other than an individual shall be issued a license as an escort service **bureau** runner unless:

a. ~~The~~ **If an individual, the individual** has attained the age of eighteen (18) years **and is a resident of the State of Colorado for six (6) weeks immediately prior to the submission of the application;** or

b. If a partnership or limited partnership, all partners have attained the age of eighteen (18) years **and are residents of the State of Colorado for six (6) weeks immediately prior to the submission of the application;** or

c. If a corporation, all the directors and officers have attained the age of eighteen (18) years **and are residents of the State of Colorado for six (6) weeks immediately prior to the submission of the application;** and

\* \* \*

**BC.** Identity Card And License Required: No escort bureau or escort service **bureau** runner shall employ the services of any person who has not obtained a valid identity card and license.

**CD.** Renewal Application: All renewal applications for licenses issued under the provisions of this ordinance must be submitted no less than ~~thirty (30)~~ **forty-five (45)** days prior to the expiration date of the license. The City Clerk's Office is not authorized to accept any renewal application filed after this deadline. Licensees failing to file a renewal application prior to this deadline shall be required to apply for a new license.

~~D.~~ ~~Application Fees:~~ All applications for an original or renewal license shall be accompanied by the fees as established by the City.

\* \* \*

**F.** In the event the Deputy Licensing Officer takes into consideration information concerning the applicant's or licensee's criminal history record, the Deputy Licensing Officer shall also consider any information provided by the applicant or licensee regarding the criminal history record, including, but not limited to, evidence of mitigating factors, rehabilitation, character references

**and educational achievements, especially those items pertaining to the period of time between the applicant's last criminal conviction and the consideration of the application for a license or renewal.**

Section 5. Section 607 (Display of License) of Part 6 (Escort Services) of Article 3 (Sales of Goods and Services) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as amended, is hereby amended to read as follows:

2.3.607: DISPLAY OF LICENSE:

Every person holding an escort bureau license shall display the license in a conspicuous place readily visible to persons entering the licensed premises. Every licensed escort or escort ~~service~~ **bureau** runner shall possess the license and identity card when providing escort services.

Section 6. Section 609 (Employees; Records Required) of Part 6 (Escort Services) of Article 3 (Sales of Goods and Services) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as amended, is hereby amended to read as follows:

2.3.609: EMPLOYEES; RECORDS REQUIRED:

A. The manager, principal or owner of an escort bureau shall keep and maintain records for all employees, independent contractors, escorts and escort ~~service~~ **bureau** runners. These records shall, at a minimum, contain the following: name, age, current address and telephone numbers, photograph, description of the duties and responsibilities of the person, a copy of any escort or escort ~~service~~ **bureau** runner license held by the person and any other information reasonably required by the City Clerk's Office.

B. It shall be the responsibility of the escort bureau licensee to notify the City Clerk's Office within ~~seventy two (72) hours~~ **five (5) days** of the initial employment, discharge, termination, suspension or resignation of any employee, independent contractor, escort or escort ~~service~~ **bureau** runner. Notice shall be in writing and include the information required to be kept

pursuant to subsection A of this section and any specific reason or cause for the employee's termination or suspension. A manager, principal or owner of the escort bureau must sign the notice.

C. It shall be the responsibility of any employee, independent contractor, escort or escort ~~service~~ **bureau** runner to surrender the license to the City Clerk's Office within ~~seventy two (72) hours~~ **five (5) days** of discharge, termination, or resignation.

\* \* \*

Section 7. Section 610 (Unlawful Acts; Violations) of Part 6 (Escort Services) of Article 3 (Sales of Goods and Services) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as amended, is hereby amended to read as follows:

2.3.610: UNLAWFUL ACTS; VIOLATIONS:

A. \* \* \*

1. To work as an escort or escort ~~service~~ **bureau** runner without first obtaining and possessing a valid photographic identity card and license.

\* \* \*

D. It shall be unlawful for any licensed escort bureau, escort ~~service~~ **bureau** runner or escort to engage in, authorize, solicit, request, command, or knowingly tolerate unlawful acts.

Section 8. This ordinance shall be in full force and effect as of January 1, 2015, and after its final adoption and publication as provided by Charter.

Section 9. Council deems it appropriate that this ordinance be published by title and summary prepared by the City Clerk and that this ordinance shall be available for inspection and acquisition in the office of the City Clerk.

Introduced, read, passed on first reading and ordered published this \_\_\_\_ day of \_\_\_\_\_, 2014.

**Finally passed:** \_\_\_\_\_  
Keith King, Council President

Delivered to Mayor on \_\_\_\_\_.

**Mayor's Action:**

- Approved on \_\_\_\_\_.
- Disapproved on \_\_\_\_\_, based on the following objections:

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\_\_\_\_\_  
Steve Bach, Mayor

**Council Action After Disapproval:**

- Council action on \_\_\_\_\_ failed to override the Mayor's veto.
- Finally adopted on a vote of \_\_\_\_\_, on \_\_\_\_\_.

\_\_\_\_\_  
Keith King, Council President

ATTEST:

\_\_\_\_\_  
Sarah B. Johnson, City Clerk