

GENERAL

Ordinance Fact Sheet

150505

Ordinance Number

Brief Title

Amendment to Chapter 20.

Approval Deadline

Reason

Please see below.

Details

Reason for Legislation

To amend Chapter 20 of the Code of Ordinances by transferring the responsibility for issuing tobacco licenses and permits from the Revenue Division of the Finance Department to the Regulated Industries Division of Neighborhoods and Housing Services.

To amend Chapter 20 and Chapter 50 of the Code of Ordinances to include alternative nicotine products and vapor products in the posting of notice against sales to minors required in retail outlets selling such products.

To amend Chapter 50 of the Code of Ordinances to make it unlawful to sell alternative nicotine products or vapor products to minors, or for minors to possess such products.

Discussion

Regulated Industries Division currently issues licenses and individual permits on a regular basis, as the division is equipped to process a high number of license and permits. In the calendar year of 2014, Regulated Industries Division issued more than 12,000 permits and certificates to individuals. The division also processes applications for the renewal of over 3,000 licenses and permits spread throughout the year on an annual basis.

Regulated Industries Division oversees all liquor licensed businesses, commercial amusement places (skating rinks, haunted houses, adult entertainment businesses, dance halls, bowling alleys, skating rinks), day labor businesses, short term loan establishments, vehicles for hire (taxicabs, livery vehicles, sightseeing vehicles, transportation network vehicles and pedicabs) secondary metal recyclers and tire dealers.

Regulated Industries investigators conduct a variety of inspections and investigations, which include minor compliance checks for the sale of tobacco and alcohol, synthetic drug investigations, inspections of taxicab and livery vehicles at KCI and the arenas, stadiums, and entertainment and shopping districts throughout the city, adult entertainment and adult book store businesses, secondary metal recycling businesses, short term loan establishments and tire dealer businesses to assure for public safety and compliance with the City Ordinances.

Regulated Industries Division has conducted more than 200 minor tobacco compliance inspections through FY 2014-15. Since the division already makes compliance checks and enforces regulations under Chapter 20 of the tobacco ordinance, it makes sense to have the Manager of Regulated Industries Division oversee the entire chapter, and to have the ability to issue licenses and stamps and take enforcement action against a licensee or employee when needed.

Positions / Responsibilities

Sponsor	None.
Programs, Departments, or Groups Affected	
Applicants / Proponents	<p><i>Applicant:</i> Mari Ruck, Commissioner of Revenue, Revenue Division/ Finance Department and Jim Ready, Manager of Regulated Industries/ Neighborhoods & Housing Services</p> <p>City Department Finance Neighborhoods & Housing Services <i>Other</i></p>
Opponents	<p><i>Groups or Individuals</i></p> <p><i>Basis of opposition</i></p>
Staff Recommendation	<p><input checked="" type="checkbox"/> <i>For</i></p> <p><input type="checkbox"/> <i>Against</i></p> <p><i>Reason Against</i></p>
Board or Commission Recommendation	<p><i>By</i></p> <p><input type="checkbox"/> <i>For</i> <input type="checkbox"/> <i>Against</i></p> <p><input type="checkbox"/> <i>No action taken</i></p> <p><input type="checkbox"/> <i>For, with revisions or conditions</i> <i>(see details column for conditions)</i></p>
Council Committee Actions	<p><input type="checkbox"/> <i>Do Pass</i></p> <p><input type="checkbox"/> <i>Do Pass (as amended)</i></p> <p><input type="checkbox"/> <i>Committee Sub.</i></p> <p><input type="checkbox"/> <i>Without Recommendation</i></p> <p><input type="checkbox"/> <i>Hold</i></p> <p><input type="checkbox"/> <i>Do Not Pass</i></p>

Details

Is It Good for the Children? **Yes.** This ordinance change will allow for more efficient enforcement action by giving Regulated Industries Division the ability to issue licenses and stamps, which allows for investigations to be made to ensure all ordinances are being followed.

How will this contribute to a sustainable Kansas City?

By moving these processes from the Revenue Division of the Finance Department to Regulated Industries Division, it assures that tobacco minor compliance inspections will continue to be made in the future and assures continued enforcement of tobacco ordinances.

Policy / Program Impact

Policy or Program Change	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes
Operational Impact Assessment	

Finances

Cost & Revenue	Cost of Legislation \$ <u>0</u>
	Increase/Decrease in Revenue Expected Annually All fees currently collected will now be collected by Regulated Industries Division.
Fund Sources	

(Use this space for further discussion, if necessary)

Applicable Dates:

Fact Sheet Prepared By: Mari Ruck, Commissioner of Revenue, Revenue Division, Finance, and, Jim Ready, Manager, Regulated Industries Division

Reviewed By:

Reference Numbers: