



Legislation Details (With Text)

**File #:** 110763      **Version:** 0  
**Type:** Ordinance      **Status:** Passed  
**File created:** 10/11/2011      **In control:** LICENSES COMMITTEE  
**On agenda:**      **Final action:** 11/2/2011  
**Effective date:**

**Title:** An ordinance relating to the surrendering of class "B" manager alcohol beverage licenses and home improvement salesperson licenses upon termination of employment with the licensed alcohol beverage establishment or home improvement business.

**Sponsors:** THE CHAIR

**Indexes:** LICENSES

**Attachments:** 1. Hearing Notice List, 2. Notice Published 11-18-11

Date	Ver.	Action By	Action	Result	Tally
10/11/2011	0	COMMON COUNCIL	ASSIGNED TO		
10/13/2011	0	LICENSES COMMITTEE	HEARING NOTICES SENT		
10/17/2011	0	LICENSES COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	3:0
11/2/2011	0	COMMON COUNCIL	PASSED	Pass	15:0
11/7/2011	0	MAYOR	SIGNED		
11/18/2011	0	CITY CLERK	PUBLISHED		

110763  
ORIGINAL

THE CHAIR

An ordinance relating to the surrendering of class "B" manager alcohol beverage licenses and home improvement salesperson licenses upon termination of employment with the licensed alcohol beverage establishment or home improvement business.

90-4-4-f cr

95-14-13.5 cr

This ordinance provides that if an alcohol beverage establishment licensee terminates the appointment of a licensed manager as manager of the establishment, or if the manager leaves employment with the licensee, the establishment licensee shall notify the city clerk of such action in writing within 10 days of the termination or separation. The manager shall surrender the manager's license and return the license to the city clerk not later than 10 days following the day on which the manager appointment was terminated or separation from employment occurred.

Similarly, the ordinance provides that if a licensed home improvement salesperson is separated from employment with a licensed home improvement contractor for any reason, the licensed contractor shall notify the city clerk of the separation in writing within 10 days of the separation. The licensed salesperson shall surrender the salesperson's license to the city clerk not later than 10 days following that day on which separation from employment occurred.

Part 1. Section 90-4-4-f of the code is created to read:

**90-4. Classification of Licenses.**

**4. CLASS "B" MANAGER'S LICENSE.**

f. Termination of Manager's Manager Status or Employment. If the licensee terminates the appointment of the manager as manager of the establishment, or if the manager leaves employment with the licensee, the licensee shall notify the city clerk of such action in writing within 10 days of the termination or separation. The manager shall surrender the manager's license and return the license to the city clerk not later than 10 days following the day on which the manager appointment was terminated or separation from employment occurred.

Part 2. Section 95-14-13.5 of the code is created to read:

**95-14. Home Improvement Contractor and Salesperson License.**

**13.5. TERMINATION OF SALESPERSON'S EMPLOYMENT WITH HOME IMPROVEMENT CONTRACTOR.** If a licensed home improvement salesperson is separated from employment with a licensed home improvement contractor for any reason, the licensed contractor shall notify the city clerk of the separation in writing within 10 days of the separation. The licensed salesperson shall surrender the salesperson's license to the city clerk not later than 10 days following that day on which separation from employment occurred.

APPROVED AS TO FORM

\_\_\_\_\_  
Legislative Reference Bureau

Date: \_\_\_\_\_

IT IS OUR OPINION THAT THE ORDINANCE  
IS LEGAL AND ENFORCEABLE

\_\_\_\_\_  
Office of the City Attorney

Date: \_\_\_\_\_

City Clerk - License Division

LRB130098-1

Jeff Osterman

09/27/2011

clerical correction -- 1/9/12 -- lp