

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact

Fiscal Years	<u>2013</u>	<u>2014</u>	<u>2015</u>	<u>2016</u>	<u>2017</u>
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
Net Fiscal Impact	<u>0* See below</u>				

ADDITIONAL FTE

POSITIONS (Cumulative) 0 0 0 0 0

Is Item Included In Current Budget? Yes _____ No X

Budget Account Exp No: Fund _____ **Department** _____ **Unit** _____ **Object** _____
Rev No: Fund _____ **Department** _____ **Unit** _____ **Object** _____

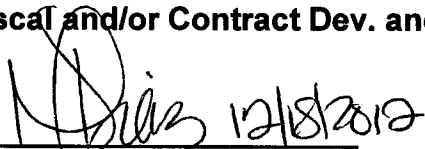

B. Recommended Sources of Funds/Summary of Fiscal Impact:

* There is no fiscal impact associated with this agenda item.

C. Departmental Fiscal Review: Stephanie Szymka

III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Dev. and Control Comments:

 12/18/12
 _____ OFMB 12/17/12 2/15/12
 12/18/12
 _____ Contract Dev. and Control 12-18-12

B. Legal Sufficiency:

 12/18/12
 _____ Assistant County Attorney

C. Other Department Review:

 Department Director

(THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT)

1 (c) Each business permit issued pursuant to this section shall be valid and effective
2 for one (1) year, terminating on ~~May 1~~ April 30 of each year.

3 (1) Failure to submit a business permit application and the required non-
4 refundable fee for renewal by ~~September~~ April 30 of each year will result in
5 the assessment of a non-refundable late fee. The late fee is established by
6 resolution of the board.

7 **Section 2. Driver requirements; failure to comply.**

8 Section 19-227 (a)(10) and (a)(11) of Chapter 19, Article IX of the Palm Beach County
9 Code is amended to read as follows:

10 (a) It shall be unlawful for any person to operate any vehicle for hire within and
11 upon the streets of Palm Beach County without a Palm Beach County vehicle for hire
12 driver's identification badge (Driver's I.D. Badge) issued by the Division. All applicants
13 for a vehicle for hire Driver's I.D. Badge shall conform to the following:

14 * * *

15 (10) Have no conviction within the preceding three (3) years from the date of
16 ~~conviction application, for any first-degree misdemeanor offense relating to or~~
17 ~~threatening the public safety as determined by the Board, or have been released from~~
18 ~~incarceration for such misdemeanor conviction (whichever is later), of a first-degree~~
19 ~~misdemeanors determined by the board to be necessary for the protection of public~~
20 ~~safety. Said misdemeanor offenses including, but are not limited to, the following:~~
21 stalking, battery, driving while license is suspended or revoked, carrying a concealed
22 weapon, reckless driving which causes damage to property, racing on highway, criminal
23 possession of a controlled substance/paraphernalia, resisting arrest without violence, or
24 obscenity (selling/distributing sexual material to minor);

25 (11) Have no conviction within the preceding five (5) years from the date of
26 application, for a felony offense, relating to or threatening the public safety as
27 determined by the Board, or have been released from incarceration for such felony
28 conviction (unless proof is shown that the applicant's civil rights have been
29 restored)~~determined by the board to be necessary for the protection of public safety~~
30 ~~(unless proof is shown that the applicant's civil rights have been restored) within the~~
31 ~~preceding five (5) years from the date of conviction or release from incarceration~~

1 | (~~whichever is later~~) (whichever is later). Said felonies relating to, or threatening the
2 | protection of public safety shall include, but are not be limited to, the following: battery,
3 | carrying a concealed weapon, discharging a firearm in public, robbery (not armed),
4 | burglary (not 1st degree), criminal sale of a controlled substance, criminal possession of
5 | controlled substance/paraphernalia, obscenity (selling/distributing sexual material to a
6 | minor or exchanging computer pornography with a minor), a habitual felony offender,
7 | aggravated assault, child abuse/neglect, reckless driving with serious bodily injury,
8 | fleeing/attempting to elude a law enforcement officer, aggravated fleeing or eluding a law
9 | enforcement officer causing serious body injury, luring or enticing a child under 12 (2nd
10 | conviction), resisting an officer with violence, procuring a person under 18 for
11 | prostitution, selling or buying minors for sex trafficking/prostitution,
12 | forcing/compelling/coercing a person for prostitution, or abuse/aggravated abuse/neglect
13 | of an elderly person or a disabled adult. The Division may require applicants to provide
14 | the final disposition for felony criminal cases on background checks received by the
15 | Division from any source. Failure to provide the disposition of such cases shall result in
16 | the denial of a driver's I.D. badge.

17 | * * *

18 | **Section 3. Repeal of laws in conflict.**

19 | All local laws and ordinances applying to the unincorporated area of Palm Beach County
20 | in conflict with any provision of this article are hereby repealed to the extent of any
21 | conflict.

22 | **Section 4. Savings clause.**

23 | Notwithstanding Section 3 of this Ordinance regarding repeal of laws in conflict, all
24 | administrative and court orders, fines, and pending enforcement issued pursuant to this
25 | authority and procedures established by Chapter 19, Article IX of the Palm Beach County
26 | Code, shall remain in full force and effect.

27 | **Section 5. Severability.**

28 | If any section, paragraph, sentence, clause, phrase, or word of this Ordinance is for any
29 | reason held by the Court to be unconstitutional, inoperative or void, it is the intent of the
30 | Board of County Commissioners that such holding shall not affect the remainder of this

1 Ordinance.

2 **Section 6. Inclusion in the code of laws and ordinances.**

3 The provisions of this Ordinance shall become and be made a part of the code of laws
4 and ordinances of Palm Beach County, Florida. The sections of this Ordinance may be
5 renumbered or re-lettered to accomplish such, and the word "ordinance" may be changed
6 to "section," "article," or any other appropriate word.

7 **Section 7. Captions.**

8 The captions, section headings, and section designations used in this Ordinance are for
9 convenience only and shall have no effect on the interpretation of the provisions of this
10 Ordinance.

11 **Section 8. Effective Date.**

12 The provisions of this Ordinance shall become effective upon filing with the Department
13 of State.

14 APPROVED and ADOPTED by the Board of County Commissioners of Palm Beach
15 County, Florida, on this the _____ day of _____, 2013.

16
17
18 SHARON R. BOCK,
19 CLERK & COMPTROLLER

PALM BEACH COUNTY, FLORIDA BY ITS
BOARD OF COUNTY COMMISSIONERS

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21
22
23 By _____
24 Deputy Clerk

By: _____
Steven L. Abrams, Chairman

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28 APPROVED AS TO FORM AND
29 LEGAL SUFFICIENCY

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31
32 By: _____
33 County Attorney

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35
36 Filed with the Department of State on the _____ day of _____, 2013.

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14 CLERK & COMPTROLLER

PALM BEACH COUNTY, FLORIDA BY ITS
BOARD OF COUNTY COMMISSIONERS

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18 By _____
19 Deputy Clerk

By: _____
Steven L. Abrams, Chairman

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21
22
23 APPROVED AS TO FORM AND
24 LEGAL SUFFICIENCY

25
26
27 By: _____
28 County Attorney

29
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