

1 Florida Statutes; sexual performance by a child under Section 827.071,
2 Florida Statutes; sexual misconduct with certain forensic clients and
3 reporting of such sexual misconduct under Section 916.1075,
4 Florida Statutes; inflicting cruel or inhuman treatment on an inmate resulting
5 in great bodily harm under Section 944.35(3), Florida Statutes; sexual
6 misconduct in juvenile justice programs under Section 985.701,
7 Florida Statutes; theft, robbery, or related crimes under Chapter 812,
8 Florida Statutes; offenses involving abuse and exploitation of elderly
9 persons under Chapter 825, Florida Statutes; burglary and felony trespass
10 offenses under Chapter 810, Florida Statutes; or been adjudicated a
11 habitual violent felony offender under Section 775.084, Florida Statutes; or
12 (3) (2) Been convicted of any other offense, involving moral turpitude (unrelated to
13 sex crimes) including, but not limited to, drug offenses to the extent they
14 may be considered under Section 775.16, Florida Statutes, when, in the
15 discretion of the ECPD Director, approval of such license or registration
16 would constitute a threat to the health, welfare, or safety of the public or
17 property.

Commented [SA1]: New change for Vice Mayor Geller.

18 (e) (f) An applicant who was working as a locksmith or owned a locksmith
19 business on December 31, 2019 ("Active Locksmith"), and was convicted of a
20 disqualifying offense as described in Subsection (e) before the date this ordinance takes
21 effect, may, while the application is pending before ECPD, present evidence to ECPD
22 that the applicant or applicable individual has been rehabilitated and that such conviction
23 should therefore not preclude approval of the application. In such event, a locksmith

Commented [SA2]: Changed for Vice Mayor Geller.

24 Coding: Words in ~~struck through~~ type are deletions from existing text. Words in
underscoring type are additions.

1 license or locksmith business registration may, in ECPD's discretion, either be denied or
2 may be issued by ECPD subject to such conditions, limitations, and restrictions imposed
3 by ECPD as ECPD deems necessary to protect the public, provided such conditions,
4 limitations, and restrictions are consistent with the purpose and provisions of this division.
5 A violation of such a condition, limitation, or restriction imposed by ECPD shall be a
6 violation of this division, and may be cause for suspension or revocation of a license or
7 registration. In determining whether to grant a license or registration to an Active
8 Locksmith individual with an otherwise disqualifying offense, ECPD shall consider the
9 following factors:

Commented [SA3]: Changed for Vice Mayor Geller.

- 10 (1) The level of seriousness of the offense;
- 11 (2) The date of the offense, considering that offenses committed more than
12 seven (7) years before the date of the application should be given reduced
13 weight unless the individual re-offended or the offense was a sex crime;
- 14 (3) The age of the individual at the time of the conviction;
- 15 (4) The circumstances surrounding the commission of the offense, if known;
- 16 (5) The nexus between the criminal conduct of the individual and the provision
17 of locksmithing services;
- 18 (6) The individual's prison, jail, probation, parole, rehabilitation, and
19 employment records since the date of conviction; and
- 20 (7) The subsequent commission by the individual of an offense listed in
21 Subsection (e) of this section.
- 22 (g) The language provided in Subsection (f), above, is subject to the following
23 limitations:

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1 (1) No applicant shall be denied a license or registration based solely on a
2 disqualifying offense for which the applicant completed all terms of
3 incarceration and probation at least fifteen (15) years before the application
4 date.

5 (2) ECPD may determine that an applicant who was working as a locksmith or
6 owned a locksmith business on December 31, 2019 ("Active Locksmith").
7 has been rehabilitated regardless of how recently the applicant completed
8 the terms of incarceration and probation.

9 (3) For applicants who are not Active Locksmiths, ECPD may determine that
10 the applicant has been rehabilitated only if the applicant completed all terms
11 of incarceration or probation at least five (5) years before the application
12 date.

13 (4) ECPD may require that applicants produce evidence to prove they are
14 Active Locksmiths.

Commented [SA4]: Changes for Vice Mayor Geller.

15 **Sec. 20-176.138. Cost estimates; quotations; invoices.**

16 (a) In response to a customer inquiry or request for services, the locksmith or
17 locksmith business must provide a cost estimate to the customer. The cost estimate may
18 be verbal and may be a price range (for example, between \$50.00 and \$75.00).

19 (b) Prior to performing any locksmith services, the locksmith must provide a
20 written quotation to the customer specifying the total cost to the customer of the goods or
21 services to be provided. The locksmith must obtain the customer's signature on the
22 written quotation prior to commencing locksmith services.
23

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