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**THE BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF DOUGLAS, COLORADO**

**AN ORDINANCE REQUIRING THE REGISTRATION OF  
PERSONS WHO ENGAGE IN DOOR-TO-DOOR SELLING  
OF MERCHANDISE OR GOODS AND THE DELIVERY  
THEREOF.**

*WHEREAS*, Section 30-15-401(1)(k.5), 12A C.R.S. (1995 Supp.), authorizes the Board of County Commissioners to adopt an ordinance requiring the registration of persons who engage in door-to-door selling of merchandise or goods and the delivery thereof within the County; and

*WHEREAS*, the public health, safety, and welfare require the adoption of such an ordinance; now, therefore,

**BE IT ORDAINED, BY THE BOARD OF COUNTY COMMISSIONERS OF DOUGLAS COUNTY, COLORADO**, as follows:

Section 1. **Definitions.**

As used in this ordinance, the following words and terms shall have the following meanings:

- (1) "Business entity" means:
  - A. A corporation authorized to transact business in the state;
  - B. A limited liability partnership registered with the secretary of state;
  - C. A limited liability limited partnership registered with the secretary of state;
  - D. A limited partnership association authorized to transact business in the state;
  - E. A limited liability company authorized to transact business in the state.
- (2) "County" means Douglas County, Colorado.

- (3) "Employee" means a person in the service of another under a contract of hire, express or implied, oral or written, where the person for whom services are performed has the right or power to direct and control the person who performs the services not only as to the result to be accomplished but also as to the means and details by which the result is accomplished.
- (4) "Goods" means personal property other than money, securities, or negotiable instruments.
- (5) "Merchandise" means commodities, goods, or wares sold by a business.
- (6) "Secretary of state" means the Colorado Secretary of State.
- (7) "Sheriff" means the Sheriff of Douglas County, Colorado.
- (8) "State" means the State of Colorado.

**Section 2. Registration required.**

Except as provided in section 3 and section 5 below, every person who engages in door-to-door selling of merchandise or goods and the delivery thereof within the unincorporated area of the county shall register with the sheriff.

**Section 3. Exemptions.**

Persons who engage in door-to-door selling of merchandise or goods on behalf of a school or on behalf of a non-profit organization which is exempt from the income tax imposed under Article 22 of Title 39, C.R.S., are not required to register with the sheriff.

**Section 4. Registration by an individual.**

Persons required to register shall do so by completing and filing with the sheriff a registration form furnished by the sheriff which shall include the following information:

- (1) The registrant's name;
- (2) The registrant's date of birth;

- (3) The registrant's social security number;
- (4) A physical description of the registrant including sex, height, weight, eye color, and hair color;
- (5) The permanent home address of the registrant;
- (6) A description of the merchandise or goods to be sold door-to-door;
- (7) The name and business address of the registrant's employer.
- (8) The license number and state of issuance of the license plates of any motor vehicle which the registrant intends to use in the course of door-to-door sales, a description of such vehicle by make, model, and year of manufacture, and the name and address of the owner of such motor vehicle.

In addition to a completed registration form, the applicant must produce proof of identity, such as his or her birth certificate or driver's license.

**Section 5. Registration by a business entity.**

A business entity may register its employees by filing with the sheriff a registration form furnished by the sheriff containing the following information:

- (1) The name of the business entity;
- (2) The address and telephone number of the business entity;
- (3) A description of the merchandise or goods to be sold by the business entity door-to-door;

In addition to a completed registration form, the registrant must produce evidence that it is a business entity authorized to transact business in the state or registered with the secretary of state.

**Section 6. Individual solicitor registration card.**

The sheriff will issue to each person who registers pursuant to section 4 above, an individual solicitor registration card. The front of the card shall have a photograph of the solicitor and shall specify the solicitor's date of birth, social security number, sex, height, weight, eye color, hair color, and type of identification furnished to the sheriff.

**Section 7. Business solicitor registration card.**

The sheriff will issue to each business entity which registers pursuant to section 5 above a business solicitor registration card. The front of the card shall specify the name of the business entity, the address and telephone number of the business entity, and a description of the merchandise or goods to be sold by the business entity door-to-door. At the request of the business entity, the sheriff will issue additional business solicitor registration cards to the business entity upon the payment of the fee prescribed in section 10 below.

**Section 8. Possession of solicitor registration card required.**

Every person who engages in door-to-door selling of merchandise or goods and the delivery thereof in the unincorporated area of the county shall have in his or her possession an individual or business solicitor registration card issued by the sheriff.

**Section 9. Display of registration card.**

Every person engaging in door-to-door selling of merchandise or goods in the unincorporated area of the county shall conspicuously display on his or her person an individual or business solicitor registration card issued pursuant to this ordinance.

**Section 10. Registration fee.**

Each person who registers pursuant to section 4 above, shall pay, or shall have paid for him or her, a registration fee in the amount of \$4.50. Each business entity that registers its employees pursuant to section 5 above shall pay a registration fee in the amount of \$3.50 for each business solicitor registration card issued to the business entity. The fee shall be paid to the sheriff at the time the registration form is filed.

**Section 11. Term of registration.**

Registration pursuant to section 4 or section 5 of this ordinance shall be effective for a period of one year from the date of issuance of the solicitor registration card.

**Section 12. Penalty for violations.**

Any person who violates any provision of this ordinance commits a class 2 petty offense and, upon conviction thereof, shall be punished by a fine of not more than \$600 for each separate violation.

**Section 13. Enforcement.**

This ordinance shall be enforced by the sheriff, undersheriff, and deputies.

**Section 14. Disposition of fines.**

All fines imposed and collected pursuant to this ordinance shall be paid to the county treasurer.

**Section 15. Severability.**

If any part or provision of this ordinance, or its application to any person or circumstances is adjudged to be invalid or unenforceable, the invalidity or unenforceability of such part, provision, or application shall not affect any of the remaining parts, provisions, or applications of this ordinance which can be given effect without the invalid provision, part, or application, and to this end the provisions and parts of this ordinance are declared to be severable.

**Section 16. Effective Date.**

The board of county commissioners has been advised that some door-to-door solicitors have harassed and threatened homeowners. In some cases, property has been damaged by door-to-door solicitors. Sometimes children are soliciting door-to-door at night. Public safety requires that door-to-door solicitors be registered and that their names and the names of their employers be known to the sheriff and to the homeowners who are solicited. This ordinance shall be effective thirty days after publication after adoption on second reading.

INTRODUCED, READ AND ADOPTED ON FIRST READING on July 9, 1996 and ordered published in the DOUGLAS COUNTY NEWS-PRESS.

THE BOARD OF COMMISSIONERS  
OF THE COUNTY OF DOUGLAS, COLORADO

By: James R. Sullivan  
James R. Sullivan, Chairman

ATTEST:

Wanda W. Bailey  
Deputy Clerk and Recorder

ADOPTED AS AMENDED ON SECOND AND FINAL READING July 30, 1996 and ordered published in full in the Douglas County News-Press.

THE BOARD OF COMMISSIONERS  
OF THE COUNTY OF DOUGLAS, COLORADO

By: James R. Sullivan  
James R. Sullivan, Chairman

ATTEST:

Wanda W. Bailey  
Deputy Clerk and Recorder

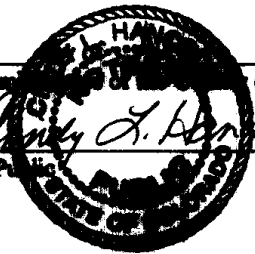
CERTIFICATE

I hereby certify that the foregoing Ordinance No. 0-996-002 was introduced, read and adopted on first reading at the regular meeting of the Board of County Commissioners of the County of Douglas on July 9, 1996, and the same was published in full in the Douglas County News-Press, a newspaper of general circulation published in Douglas County, on the 17th day of July, 1996, and thereafter was adopted, as amended, on second and final reading at the regular meeting of the Board of County Commissioners of the County of Douglas on the 30th day of July, 1996. Said ordinance was published in full on the 7th day of August, 1996, in the Douglas County News-Press. Said ordinance became effective on September 7, 1996.

Wanda W. Bailey  
Deputy Clerk and Recorder

State of Colorado )  
 ) ss.  
County of Douglas )

Subscribed and sworn to before me this 30th day of November, 1996 by James R. Sullivan as Chairman of the Board of County Commissioners of Douglas.

  
Carol J. Alford  
Notary Public

My Commission expires: 11/23/98

**CERTIFICATION**

I, Wanda Bailey, Deputy Douglas County Clerk and Recorder, do hereby certify that the foregoing Ordinance No. 0-996-002, entitled **AN ORDINANCE REQUIRING THE REGISTRATION OF PERSONS WHO ENGAGE IN DOOR-TO-DOOR SELLING OF MERCHANDISE OR GOODS AND THE DELIVERY THEREOF** is a true, correct and complete copy from the records of my office, that said ordinance was duly adopted by the Board of County Commissioners of Douglas County, and is in full force and effect

Wanda W. Bailey  
Deputy Clerk and Recorder