

Section 12A-27. Owner/Operator Identification Card.

Any person who is an Owner and/or Operator of a Marijuana Business within the City shall apply for and obtain a City issued photo identification card, which shall be approved only after a fingerprint and background check. The fingerprints shall be taken at a place designated by the City Manager or his/her designee, and any required fee for such fingerprinting shall be paid by the applicant. All Owners/Operators shall wear on their person and have visible to the public the City issued photo identification card at all times while on the Premises of the Marijuana Business. The photo identification card shall be issued only after satisfactory evidence that the Owner and/or Operator does not have:

- a. A conviction for homicide.
- b. A conviction for racketeering, including but not limited to, a conviction under the Racketeer Influenced and Corrupt Organizations Act, the Organized Crime Control Act of 1970, or any other state or federal law prohibiting organized crime.
- c. A felony conviction for the illegal possession for sale, sale, manufacture, transportation, or cultivation of a controlled substance.
- d. A violent felony conviction, as specified in subdivision (c) of Section 667.5 of the Penal Code.
- e. A serious felony conviction, as specified in subdivision (c) of Section 1192.7 of the Penal Code.
- f. A felony conviction involving fraud, deceit, or embezzlement.
- g. A felony conviction for hiring, employing, or using a minor in transporting, carrying, selling, giving away, preparing for sale, or peddling any controlled substance to a minor; or selling, offering to sell, furnishing, offering to furnish, administering, or giving any controlled substance to a minor.
- h. A felony conviction for drug trafficking with enhancements pursuant to Sections 11370.4 or 11379.8.
- i. Any conviction involving a gang enhancement pursuant to Penal Code Section 186.22.
- j. Within the preceding five (5) years, any violation of the Compassionate Use Act, the Medical Marijuana Program Act, the Medical Marijuana Regulation and Safety Act, the AUMA, or any other State law or Constitutional provisions regulating Marijuana, as may be amended from time to time.
- k. Within the preceding ten (10) years, any violations of subdivision (d) or (e) of H&S Code Section 11357, or Section 11361 and/or Articles 1, 3, 5, 6 or 7 of Chapter 6

of Division 10 of the H&S Code.

1. Within the preceding five (5) years, any conviction for possession, sale, use, distribution, and/or manufacturing of any Schedule I or Schedule II controlled substance as defined or described in the federal Controlled Substances Act. (Ord. No. 588-AC § 30.)