

1 [PROHIBITING SALE OF INSCRIBING TOOLS]
 2 AMENDING ARTICLE 42 OF THE SAN FRANCISCO POLICE CODE BY ADDING
 3 SECTION 4202 PROHIBITING THE SALE OF SCRIBING TOOLS, WINDOW ETCHERS
 4 AND DIAMOND CUTTERS TO MINORS AND PROHIBITING THE DISPLAY OF
 5 INSCRIBING TOOLS, WINDOW ETCHERS OR DIAMOND CUTTERS IN AN AREA
 6 ACCESSIBLE TO THE PUBLIC WITHOUT EMPLOYEE ASSISTANCE.

7 Note: This entire section is new.

8 Be it ordained by the People of the City and County of San
 9 Francisco:

10 Section 1. Article 42 of the San Francisco Police Code Code is
 11 hereby amended by adding Section 4202, to read as follows:

12 (a) (1) It shall be unlawful for any person, firm, or
 13 corporation, except a parent or legal guardian, to sell or give or in
 14 any way furnish to another person, who is in fact under the age of 18
 15 years, any type of scribing tools, window etchers or diamond cutters
 16 that are capable of defacing property without first obtaining bona
 17 fide evidence of majority and identity.

18 (2) For purposes of this section, "bona fide evidence of
 19 majority and identity" is any document evidencing the age and
 20 identity of an individual which has been issued by a federal, state
 21 or local governmental entity, and includes, but is not limited to, a
 22 motor vehicle operator's license or an identification card issued to
 23 a member of the armed forces.

24 (3) Scribing tools, window etchers or diamond cutters may be
 25 furnished to schools for school-related activities that are part of

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1 the instructional program when used under controlled and supervised
2 situations within the classroom or on the site of a supervised
3 project. The instructors shall not permit students to remove the
4 tools from the supervised site. The instructors shall inventory the
5 tools.


6 (b) (1) It shall be unlawful for any person, firm, or corporation
7 who owns, conducts, operates or manages a retail commercial
8 establishment where scribing tools, window etchers or diamond cutters
9 are sold to store or display, or cause to be stored or displayed,
10 such scribing tools, window etchers or diamond cutters in an area
11 that is accessible to the public without employee assistance in the
12 regular course of business pending legal sale or other disposition.

13 (2) Nothing herein shall prohibit the storage or display of
14 scribing tools, window etchers or diamond cutters in an area viewable
15 by the public so long as such items are not accessible to the public
16 without employee assistance.

17 (c) Violation of any provision of this section, except the
18 requirement that instructors inventory the tools used in an
19 instructional program, is a misdemeanor, pursuant to Penal Code
20 section 19.

21 APPROVED AS TO FORM:

22 LOUISE H. RENNE, City Attorney

23
24 By: 
25 AMY S. ACKERMAN
Deputy City Attorney

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BOARD OF SUPERVISORS



City and County of San Francisco

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Tails

Ordinance

File Number: 970019

Date Passed:

Ordinance amending the Police Code by adding Section 4202 prohibiting the sale of scribing tools, window etchers and diamond cutters to minors and prohibiting the display of inscribing tools, window etchers or diamond cutters in an area accessible to the public without employee assistance.

January 5, 1999 Board of Supervisors — PASSED ON FIRST READING

Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

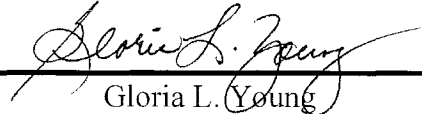
January 11, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Medina

File No. 970019

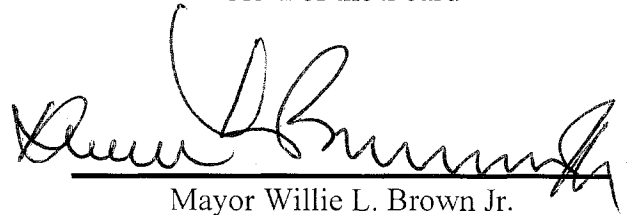
I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on January 11, 1999
by the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

JAN 15 1999

Date Approved



Mayor Willie L. Brown Jr.