

## LEGISLATIVE DIGEST

[Police Code - Street Artist Certificate Fee Waivers for Honorably Discharged Veterans]

**Ordinance amending the Police Code to require the Director of Cultural Affairs, or his or her designee, to waive Street Artist Certificate fees for honorably discharged veterans and to grant refunds to honorably discharged veterans who file a refund claim on or before July 1, 2015, for any fees collected between January 1, 2009, and July 1, 2014.**

### Existing Law

Section 2404.1 of the San Francisco Police Code currently establishes a fee of \$174.08 for a quarterly (3 month) Street Artist Certificate and a fee of \$696.34 for an annual certificate for any individual certified by the Arts Commission as a street artist, as adjusted by the Controller's office based on the applicable Consumer Price Index for San Francisco. In addition, under Section 2404.1.1, street artists must pay an application/examination fee of approximately \$20. The Police Code does not expressly exempt Honorably Discharged Veterans from Street Artist Certificate fees or from any application/examination fees.

### Amendments to Current Law

The proposed ordinance would require the Director of Cultural Affairs, or his or her designee, to waive Street Artist Certificate fees, including any application/examination fees, for Honorably Discharged Veterans certified as street artists upon proof of honorable discharge. Further, it would require the granting of refunds to Honorably Discharged Veterans who file a refund claim on or before June 30, 2015, for any Street Artist Certificate fees, including any application/examination fees, paid between January 1, 2009 and July 1, 2014. Honorably Discharged Veterans would remain subject to all other Police Code provisions and regulations governing the issuance of Street Artists Certificates and the conduct of Street Artists.

### Background Information

California Business and Professions Code Section 16001.7 ("Section 16001.7"), effective January 1, 2009, prohibits governmental entities from charging certain business license fees to any individual "who is honorably discharged or honorably relieved from the military, naval, or air service of the United States and who is a resident of this state" ("Honorably Discharged Veteran"). The proposed ordinance is consistent with Section 16001.7.

The Arts Commission has already issued refunds to Honorably Discharged Veterans for FY 2013-2014. This Ordinance authorizes the Arts Commission's Director of Cultural Affairs to issue refunds for prior years, dating back to January 1, 2009.

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