

## PEDDLERS CHECK LIST

**Peddler:** One who, for profit to himself or his principal, sells any goods or service or seeks a donation for any cause of a profit-making or commercial character.

**Solicitor:** One who solicits for a charitable, political, or religious purpose, even if incidental for such purpose there is the sale of some goods or service.

Can prove a person is a *solicitor* by:

1. Showing that donations to the organization for which one wishes to solicit is exempt from federal income taxes under Section 503 of the Internal Revenue Code; and
2. Showing that the organization for which one wishes to solicit is an organization whose primary purpose is to influence public policy.

- Complete application
- Obtain identification card from PD. Card must be worn by the peddler at all times and the card must be visible to any person they approach. Card is valid for **3 months** from the date of issuance.
- Shows proof of a valid retail sales license issued by the state director of revenue as required by RSMo. 144.083
- Submits a bond for \$100 (cash or surety) per card.
- Submit affidavit that sales taxes have been paid - or the City forfeits the \$100 bond. Must submit within 90 days of the expiration of the card.
- Shows proof that he is a licensed itinerant (traveling) vendor within the meaning of RSMo. 150.380; or that he is exempt from said requirement
- Shows proof that he has a "peddler" license from the county and state as required by RSMo. 150.470 or that he is exempt from said requirement
- Must submit a criminal records name check regarding the applicant directly from the MO State Highway Patrol-Criminal Record System. This is the responsibility of the applicant. The applicant must mail in the request for such criminal records check but the City Clerk will supply the form. The applicant shall be responsible for paying all fees associated with this check. The applicant's application WILL NOT be tendered or complete until such record report is received by the City Clerk

**The City Must issue the identification cards within three days of the application UNLESS:**

1. The application is incomplete. If incomplete, the City clerk will reject the application.
2. The required fee has not been paid.
3. The applicant has been convicted of a felony.
4. If the person who has been issued a card has been convicted of a felony.
5. If any statement on the application is false, unless the applicant can demonstrate that the falsehood was the result of excusable neglect.
6. If the applicant, or the holder of a card, has had a previous identification card revoked.
7. If the applicant has made any false statement regarding the peddling of merchandise or the solicitation of persons under any chapter of the City Code.
8. The Chief of Police must complete his investigation (whatever type is satisfactory to him) within the working days provided in Section 52.090, or the identification will be issued.
9. If the City Clerk denies the identification card, the Clerk shall prepare (no later than 2 working days after the denial) a written report of the reason for the denial and submit such written denial to the applicant.

**APPLICATION FOR PEDDLERS LICENSE**

**Name of Applicant:** \_\_\_\_\_

**No. Of Identification Cards Required:** \_\_\_\_\_ **Type of Cards Requested:** \_\_\_\_\_

**Name and Photograph of each person for which a card is requested:** \_\_\_\_\_

**DOB:** \_\_\_\_\_ **HGT:** \_\_\_\_\_ **WGT:** \_\_\_\_\_ **HAIR:** \_\_\_\_\_ **EYES:** \_\_\_\_\_

**Permanent local address of applicant:** \_\_\_\_\_

**Permanent address of each person for whom a card is requested:** \_\_\_\_\_

**Brief description of proposed activity:** \_\_\_\_\_

**Has applicant been convicted of any crime?**  - Yes  - No. **If Yes, list the nature of the offense and the penalty imposed.** \_\_\_\_\_

**Has those requesting an identification card been convicted of any crime?**  Yes  No. **If Yes, list the nature of the offense and the penalty imposed.** \_\_\_\_\_

**Make of vehicle:** \_\_\_\_\_ **Model of vehicle:** \_\_\_\_\_

**Year of vehicle:** \_\_\_\_\_ **Color of vehicle:** \_\_\_\_\_

**Registration number of any vehicle used in the proposed activity:** \_\_\_\_\_

**Name and address of the organization or person to whom complaints can be made for defective merchandise, who is responsible for any breach of warranty, and from whom additional merchandise can be ordered.** \_\_\_\_\_

**TIME LIMITS:** From 9 AM to 9 PM, Monday through Friday. From 10 AM to 10 PM on Saturday and Sunday. No person shall peddle at any time after sunset on any day unless the person is: 1) dressed in light colored or reflective clothing; or 2) has notified the chief of police of his intention to peddle after dark.

**Approved**  **Denied**  **Reason for Denial** \_\_\_\_\_

**Date:** \_\_\_\_\_ **City Clerk** \_\_\_\_\_