

ORDINANCE 23-2013

ORDINANCE OF THE BOROUGH OF MADISON AMENDING CHAPTER 139 OF THE BOROUGH CODE ENTITLED "PEDDLING AND SOLICITING"

WHEREAS, the Chief of Police has recommended that the required applications for Peddling and Soliciting be amended to include fingerprinting and background checks; and

WHEREAS, the Borough Council has determined that there is a need to approve such amendment.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, that Section 139 of the Borough Code entitled "Fees for copies of particular records and documents" shall be amended as follows:

SECTION 1:

§ 139-2 Application for license.

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K. Each and every solicitor/peddler shall agree to be fingerprinted for the purpose of verifying that he/she has no criminal record. The fingerprint impressions will be taken by Sagem Morpho, Inc. The necessary form and instructions will be handed out at the time the application is filed with this department.

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§ 139-4 Investigation; denial or issuance of license

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A. Upon receipt of such application, the Chief of Police shall cause to be made such investigation of the applicant's business and moral character as he deems necessary for the protection of the public good. The Chief of Police requires a criminal history background check to be conducted through Morpho-Trak, in accordance with Article 34-18 of the Borough Code, for

which each applicant/solicitor must complete prior to issuance of license. All fees required by Morpho-Trak will be paid by each individual applicant.

The criminal background check from Morpho-Trak will be valid for a 12 month period. If applicants seek an additional solicitor permit after the 12 month period has expired, they will be required to have a criminal history check for a noncriminal justice purpose through the New Jersey State Police and pay the fees required directly to the New Jersey State Police.

The criminal history check shall be kept confidential. For purposes of this background check, the Madison Police Department is hereby authorized to have access to criminal history record information through the State Bureau of Investigation.

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SECTION 2: All other provisions of the Ordinance not inconsistent herewith shall remain the same.

SECTION 3: This Ordinance shall take effect as provided by law.

ADOPTED AND APPROVED

June 24, 2013

ROBERT H. CONLEY, Mayor

Attest:

ELIZABETH OSBORNE, Borough Clerk

Introduced and passed: June 10, 2013

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