

ORDINANCE NO. 3630

TITLE: AN ORDINANCE PROVIDING FOR THE LICENSING OF A FUNERAL ESCORT SERVICE; ESTABLISHING FORM OF APPLICATION FOR LICENSE; OUTLINING AUTHORITY OF A PERSON ACTING AS A FUNERAL ESCORT SERVICE; AND ESTABLISHING LICENSE FEE AND REPEALING ALBANY MUNICIPAL CODE SECTION 13.32.020.

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1: DEFINED.

The term "funeral escort service" means any person, firm or corporation employed by a funeral establishment for the purpose of providing vehicular escort for a funeral procession.

Section 2: LICENSE REQUIRED.

• Any person, firm or corporation who engages in the business of or provides a funeral escort service within the corporate limits of the city shall first obtain a license required by this ordinance.

Section 3: APPLICATION, FORM, CONTENTS.

Application for a funeral escort service license shall be in duplicate to the City Recorder on such forms as he may prescribe. The application shall be accompanied with an application fee as provided in this ordinance. In addition to such other information as the City Recorder may require, the application shall contain the following information:

- a) The full name, age, residence for the preceding 10 years, present occupation and occupation during the five years immediately preceding the date of the application.
- b) A description of each vehicle that will be used for providing a funeral escort service, including the equipment contained thereon. It shall also be the responsibility of the licensee to keep the descriptions current.
- c) The address and location of the principal place of business of the applicant.
- d) A full set of fingerprints taken by the Albany Police Department and a recent photograph.
- e) That the applicant has been a bona fide resident of the state of Oregon for a period of six (6) months immediately preceding the filing of the application.
- f) The applicant shall declare any and all roving traffic violations with which he has been charged.

- g) The application shall show whether or not the applicant has been convicted of a felony or any offense against the decency and morals of the community.
- h) Application shall show whether or not the applicant has ever been discharged from employment as a police officer or discharged from a position of trust.
- i) The application shall be signed and verified.
- j) The application shall be accompanied with the written request of at least one funeral establishment requesting the services of the applicant.

Section 4:

The applicant must provide proof of liability in the amount of \$25,000/\$50,000 personal liability insurance and \$10,000 property damage insurance for all vehicles used in the service.

Section 5: UNIFORMS.

Any person, while providing funeral escort service, shall wear a uniform that does not closely resemble the uniforms worn by the Albany City Police, Linn County Sheriff's deputies or the State Police and which has been approved by the Chief of Police of the City of Albany.

Section 6: EMPLOYMENT OF ASSISTANTS.

The holder of a funeral escort license may employ to assist him in his work as many persons as he may deem necessary and shall at all times during such employment be accountable for the good conduct of each and every person so employed. The licensee shall, immediately upon such employment, notify the Chief of Police and the City Recorder, identifying such person employed and the nature of the employment. Before acting as a funeral escort, any employee of the licensee must have obtained the identification card and/or badge provided for by Section 7 of this Ordinance.

Section 7: IDENTIFICATION CARDS AND BADGES.

- a) It shall be unlawful for any person under the provisions of Section 1 to 6 hereof, or any employee thereof, to engage in the business of providing funeral escort service without having in his possession an identification card and/or badge in a form to be provided by the Chief of Police.
- b) The identification card and badge referred to herein shall be surrendered to the City Recorder upon revocation or expiration of the license, or in the care of an employee of the licensee, upon termination of the employment of the said employee.

Section 8: AUTHORITY.

Any person or persons acting as a funeral escort service, shall, for the purpose of carrying out the duties of the said escort service, have the same power as a police officer in matters related to traffic control and shall be under the supervision and control of the Chief of Police.

Section 9: APPROVAL OF CHIEF OF POLICE.

No license, identification card or badge shall be issued under this Ordinance without first having obtained the approval of the Chief of Police.

Section 10: APPLICATION AND LICENSE FEE.


The fee to accompany an application for a funeral escort service shall be \$25.00. The initial application shall constitute the annual license fee for the first year. The annual renewal of the license fee shall be required and payment thereof shall be at the rate of TEN DOLLARS (\$10.00) per year.

Section 11: Section 13.32.020 of the Albany Municipal Code is hereby repealed.

Passed by the Council: May 10, 1972


Approved by the Mayor: May 10, 1972

Effective Date: June 9, 1972



Mayor

ATTEST:



City Recorder