

SEXUALLY ORIENTED BUSINESS EMPLOYEE LICENSE APPLICATION COUNTY OF EL PASO, TEXAS

☐

29/Office use

New \$ 50 ☐

Renew \$ 25 ☐

According to Article Two – Definitions of the El Paso County Commissioner’s Court Order relating to licensing requirements and regulations for sexually oriented businesses with El Paso County, TX, an “Employee” is defined as any person, whether or not the person is designated as an employee, independent contractor, agent or otherwise, who renders any service whatsoever to the customers of a sexually oriented business, works in or about a sexually oriented business or who conducts any business in a sexually oriented business and who receives or has the expectation of receiving any compensation from the operator, or customers of the sexually oriented business. By way of example, rather than limitation, the term includes the operator and other management personnel, clerks, dancers, models and other entertainers, food and beverage preparation and service personnel, door persons, bouncers, and cashiers. It is expressly intended that this definition cover not only conventional employer-employee relationships but also independent contractor relationships, agency relationships and any other scheme or system whereby the “employee” has an expectation of receiving compensation, tips or other benefits from the sexually oriented business or its customers in exchange for services performed on the premises. Employee does not include a person exclusively on the premises for repair or maintenance of the premises or for the delivery of goods to the premises.

Article Four (B) - License Required. It shall be unlawful for any person to be an “employee”, as defined in this Order, of a sexually oriented business in the unincorporated areas of the County of El Paso without a valid sexually oriented business employee license, except that a person who is a licensee under a valid sexually oriented business license shall not be required to also obtain a sexually oriented business employee license.

An applicant shall file in person a complete application at El Paso County Sherriff’s Office Headquarters (please do not leave any questions unanswered. If the question does not apply to you, just enter N/A in the answer space.) The application shall be signed and shall be notarized as required by Article 4, Section C of the Order. Once you fill in the information below, provide identification, photos and fee at the time of submitting the application.

1. Applicant’s Full Legal Name: _____

Any Other Name(s) Used by the Applicant in the Past 5 Years:

Mother’s Maiden Name: _____ Applicant contact number: _____

Date of Birth: _____ Social Security Number: _____ - _____ - _____

Job Title: _____ Stage Name (if Dancer): _____

2. Current Address of Applicant: _____
Number *Street* *City* *State* *Zip Code*

PO Box: _____
Number *City* *County* *State* *Zip Code*

- Check here if the above address is a new address from previous application.

☐

Name and address of employment location: _____

3. Identification of the Applicant, in the form of a State issued driver's license or identification card, birth certificate or certified copy accompanied by a picture identification document issued by a governmental entity must be provided at the time the application is filed.
4. A current photograph of the Applicant must be provided at the time the application is filed. Photograph must be wallet size.

According to Article Two – Definitions of the El Paso County Commissioner's Court Order relating to licensing requirements and regulations for sexually oriented businesses with El Paso County, TX, a "Specified Criminal Activity" means any of the following specified crimes for which less than five (5) years elapsed since the date of conviction or the date of the release from confinement imposed for that conviction, whichever is the later date:

- a. Prostitution, promotion of prostitution; aggravated promotion of prostitution; compelling prostitution; obscenity; sale, distribution, or display of harmful material to minor; sexual performance by a child; employment harmful to children; or possession or promotion of child pornography as defined in Chapter 43 of the Texas Penal Code;
 - b. Public lewdness, indecent exposure or indecency with a child as defined in Chapter 21 of the Texas Penal Code;
 - c. Sexual assault or aggravate sexual assault as defined in Chapter 22 of the Texas Penal Code;
 - d. Criminal attempt, solicitation, or conspiracy to commit any of the foregoing offenses as defined by Chapter 15 of the Texas Penal Code; or
 - e. Any offense in another jurisdiction that, had the predicate act(s) been committed in Texas, would have constituted any of the foregoing offenses.
5. A statement of whether the Applicant has been convicted of or has pled guilty or nolo contendere to a specified criminal activity as defined above, and if so, each specified criminal activity involved, including the date, place and jurisdiction of each as well as the dates of conviction and release from confinement, where applicable. Use the below lines to provide the requested information. Use additional paper if necessary and attach it to this application when submitting. *Note: An application will not be processed until all required information is submitted.*

According to Article Five of the El Paso County Commissioner's Court Order relating to Issuance of License, the Sheriff's Office shall issue the license unless:

- a. The Applicant is less than (21) years of age.
In compliance of Texas Penal Code Section 43.251 Employment Harmful to Children and Texas Labor Code Section 51.016, which prohibits employment in sexually

- b. The Applicant has failed to provide information as required by the Commissioner's Order for the issuance of a license or has falsely answered a question or request for information on this application form.**
- c. The license application fee required has not been paid.**
- d. The applicant has been convicted of or pled guilty or nolo contendere to a specified criminal activity, as defined in Commissioner's Order.**

A SEXUALLY ORIENTED BUSINESS SHALL KEEP THE EMPLOYEE'S LICENSE ON THE PREMISES WHERE THE LICENSEE IS WORKING OR PERFORMING.

I hereby submit the above information provided along with the required documents in support of the Application for a License of employment for a Sexually Oriented Business.

STATE OF TEXAS **\$**
COUNTY OF EL PASO **\$**

NOTARY PUBLIC, STATE OF TEXAS