

Sec. 10-303-3. Licensing

(a) Licensing Vending Facility Operators

Licenses to operate vending facilities may be issued by the board only to persons who:

- (1) are blind, as defined by these regulations;
- (2) are citizens of the United States;
- (3) have been certified by the board's division of industries as qualified to operate a vending facility; and
- (4) have executed a vending facility operating agreement.

(b) Unemployed Persons

An applicant for a license who is in need of employment shall be given preference in the issuance of a license.

(c) Religion, Race, Color, Ancestry, National Origin, Sex, Age, Disability or Political Affiliation

Selection of an applicant for licenses shall be made without regard to religion, race, color, ancestry, national origin, sex, physical or mental disability, age, or political affiliation of the applicant.

(d) Termination of License

All licenses shall be issued for an indefinite period of time but shall be subject to suspension or termination if, after affording the licensee (vendor) an opportunity for a full evidentiary hearing pursuant to these regulations, the board determines:

- (1) that the vending facility is not being operated in accordance with federal, state or municipal laws, these regulations or the terms and conditions of the vending facility operating agreement; or
- (2) that improvement of vision is such that the licensee (vendor) no longer meets the definition of blindness; or
- (3) that extended illness exists with medically documented diagnosis of prolonged incapacity of the vendor to operate or manage the vending facility in a manner consistent with the needs of the location or other available locations in the vending facility program (cooperation of vendor in obtaining medical evaluation shall not be withheld). All such situations to be reviewed carefully by the agency and the committee; or
- (4) withdrawal by the vendor from the program upon his written notification to the board; or
- (5) failure of the vendor to sign the agreement for operation of a vending facility after he has accepted assignment to operate a facility; or
- (6) inability of the vendor to operate the facility efficiently; or
- (7) abandonment of the location by the vendor (failure to report without proper notification); or
- (8) failure to obtain written approval of the board's division of industries prior to the purchase, construction or installation of any equipment, accessories or fixtures to be used in the vending facility program.

(Effective July 23, 1987)