

**Before the Board of Supervisors in and for the
County of Monterey, State of California**

Resolution No.

Adopt a resolution deleting Article XVIII of)
the Monterey County Fee Resolution)
terminating fees collected by the Probation)
Department pursuant to legislative changes)

This resolution is made with respect to the following facts and circumstances:

- A. Section 1.40.010 of Chapter 1.40 of Monterey County Code provides that all fees, penalties, refunds, reimbursements and charges of any kind by the County may be specified in the Monterey County Fee Resolution.
- B. Pursuant to prior state law, Chapter 2.93 of the Monterey County Code authorizes the Board of Supervisors to establish fees for the recovery of reasonable costs of probation services and incorporate such fees into the Monterey County Fee Resolution.
- C. The Board of Supervisors previously adopted Article XVIII of the Monterey County Fee Resolution, establishing fees to recover the reasonable costs of probation services subject to a determination of financial ability to pay.
- D. Recent state legislation has repealed the authority to collect fees from juvenile and adult offenders for probation services, except for juvenile record sealing fees which may still be collected.
- E. In accordance with state legislative mandates, the Board desires to repeal Article XVIII of the Monterey County Fee Resolution.
- F. In accordance with the spirit of the law, the Board also desires to terminate the only remaining authorized fee, which is the fee for the sealing of juvenile records.
- G. Concurrent herewith, the Board of Supervisors is also introducing an ordinance to repeal Chapter 2.93 of the Monterey County Code to rescind authority to establish fees for probation services.

NOW, THEREFORE, THE MONTEREY COUNTY BOARD OF SUPERVISORS RESOLVES:

- I. Article XVIII of the Monterey County Fee Resolution, including all fees and charges contained in Article XVIII, is hereby rescinded effective immediately.

PASSED AND ADOPTED this _____, 2021 by the following vote, to-wit:

AYES:
NOES:
ABSENT:

I, Valerie Ralph, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book___ for the meeting on _____.

Dated: _____ Valerie Ralph, Clerk of the Board of Supervisors
County of Monterey, State of California
By _____, Deputy