



Monterey County Board of Supervisors

168 West Alisal Street,
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Salinas, CA 93901
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Board Order

Upon motion of Supervisor Salinas, seconded by Supervisor Phillips and carried by those members present, the Board of Supervisors hereby:

Adopted Resolution No. 17-074 authorizing the Monterey County Sheriff's Office to access state and federal level summaries of criminal history information for the issuance and monitoring of medical cannabis regulatory permits. (Resolution - Cannabis Permitting background checks, County-wide)

PASSED AND ADOPTED on this 7th day of March 2017, by the following vote, to wit:

AYES: Supervisors Alejo, Phillips, Salinas, Parker and Adams

NOES: None

ABSENT: None

I, Gail T. Borkowski, 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 80 for the meeting on March 7, 2017.

Dated: March 13, 2017
File ID: RES 17-023

Gail T. Borkowski, Clerk of the Board of Supervisors
County of Monterey, State of California

By Denise Hancock
Deputy

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

Resolution No. 17-074

Resolution of the Monterey County Board of Supervisors authorizing the Monterey County Sheriff's Office to access state and federal level summaries of criminal history information for the issuance and monitoring of medical cannabis regulatory permits.....

WHEREAS, Penal Code Sections 11105(b)(11) and 13300(b)(11) authorizes counties to access state and local summary criminal history information for employment, licensing or certification purposes; and

WHEREAS, Penal Code Section 11105(b)(11) authorizes counties to access federal level criminal history information by transmitting fingerprint images and related information to the Department of Justice to be transmitted to the Federal Bureau of Investigation; and

WHEREAS, Penal Code Sections 11105(b)(11) and 13300(b)(11) require that there be a requirement or exclusion from employment, licensing, or certification based on specific criminal conduct on the part of the subject of the record; and

WHEREAS, Penal Code Sections 11105(b)(11) and 13300(b)(11) require the Board of Supervisors to specifically authorize access to summary criminal history information for employment, licensing, or certification purposes.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors does hereby authorize the Monterey County Sheriff's Office to access state and federal level summary criminal history information for the issuance and monitoring of medical cannabis regulatory permits, and may not disseminate the information to a private entity.

PASSED AND ADOPTED upon motion of Supervisor Salinas, seconded by Supervisor Phillips and carried this 7th day of March 2017, by the following vote, to wit:

- AYES: Supervisors Alejo, Phillips, Salinas, Parker and Adams
- NOES: None
- ABSENT: None

I, Gail T. Borkowski, 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 80 for the meeting on March 7, 2017.

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