



Mendocino County

Legislation Details (With Text)

File #: 17-0986 **Version:** 1 **Name:**
Type: Resolution **Status:** Adopted
File created: 10/19/2017 **In control:** Sheriff-Coroner
On agenda: 10/31/2017 **Final action:**
Title: Adoption of Resolution Authorizing the Mendocino County Sheriff's Office to Access State, Federal and Local Summary Criminal History Information for Licensing of or Certification for Purposes of Conducting Normal Business Practices and Assure No Information Received is Shared with Any Private Entity

Sponsors:

Indexes:

Code sections:

Attachments: 1. Resolution 17-155, 2. 10-30-17 Memo re correction 2017, 3. 10-30-17 AMENDED Resolution Authorizing Access to Criminal History Information - Cannabis Business Licenses - clean, 4. 10-30-17 Resolution Authorizing Access to Criminal History Information - Cannabis Business Licenses - redline

Date	Ver.	Action By	Action	Result
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To: Board of Supervisors

From: Sheriff-Coroner

Meeting Date: October 31, 2017

Department Contact: Randy Johnson

Phone: 463-5416

Item Type: Consent Agenda

Time Allocated for Item: N/A

Agenda Title:

Adoption of Resolution Authorizing the Mendocino County Sheriff's Office to Access State, Federal and Local Summary Criminal History Information for Licensing of or Certification for Purposes of Conducting Normal Business Practices and Assure No Information Received is Shared with Any Private Entity

Recommended Action/Motion:

Adopt Resolution authorizing the Mendocino County Sheriff's Office to access State, Federal and local summary criminal history information for licensing of or certification for purposes of conducting normal business practices and assure no information received is shared with any private entity; and authorize Chair to sign same.

Previous Board/Board Committee Actions:

The Board of Supervisors approved a similar Resolution on June 6, 2017, authorizing the Mendocino County Sheriff's Office to access State, Federal and local summary criminal history information for licensing of or certification for purposes related to issuing medical cannabis cultivation permits.

Summary of Request:

As per Penal Code Sections 11105(b)(11) and 13300(b)(11) cities, counties, districts and joint power authorities are authorized to access State and local summary criminal history information for employment, licensing or certification purposes. Penal Code Section 11105(b)(11) also authorizes cities, counties, districts and joint powers authorities 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. The same two code sections cited above require the city council, Board of Supervisors, governing body of a city, county or district or joint powers authority to specifically authorize access to summary criminal history information for employment, licensing or certification purposes. The attached Resolution asks approval for the Mendocino County Sheriff's Office to access State, Federal and local level summary criminal history information for licensing and certification purposes related to issuing licenses for cannabis business facilities. Information received from these sources is not to be disseminated to any private entity.

Alternative Action/Motion:

Return to staff for alternate handling.

Supplemental Information Available Online at: n/a

Fiscal Impact:

Source of Funding: n/a

Budgeted in Current F/Y: N/A

Current F/Y Cost: 0

Annual Recurring Cost: 0

Supervisory District: All

Vote Requirement: Majority

Agreement/Resolution/Ordinance Approved by County Counsel: Yes

CEO Liaison: Janelle Rau, Deputy CEO

CEO Review: Yes

CEO Comments: None.



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Executed By: Nadia Tipton

Final Status: **Adopted**

Date: November 1, 2017

Executed Item No.: **Resolution** Number: 17-155

Note to Department:

Executed Documents Returned to

Department: Originals _____ Copies

_____ Hand Delivered _____ Interoffice

Mail _____ Executed Agreement Sent to

Auditor? Y/N