

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA

IN THE MATTER OF ALLOWING THE) RESOLUTION NO. 18-
COMMUNITY SERVICES DEPARTMENT)
ACCESS TO SUMMARY CRIMINAL)
HISTORY INFORMATION FOR THOSE)
APPLICANTS AND VOLUNTEERS)
HIRED INTO POSITIONS HAVING)
SUPERVISORY OR DISCIPLINARY)
AUTHORITY OVER A MINOR)

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

WHEREAS, pursuant to Public Resources Code Section 5164 a county shall not hire a person for employment or hire a volunteer to perform services at a county operated park, playground, recreational center, or beach used for recreational purposes, in a position having supervisory or disciplinary authority over a minor, if that person has been convicted of any offense specified in Section 5164(a)(2); and

WHEREAS, employees and volunteers of the Community Services Department perform services at County operated parks, playgrounds, recreational centers and beaches used for

recreational purposes and those employees and volunteers may have supervisory or disciplinary authority over minors.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of Supervisors of the County of Santa Barbara that the Community Services Department is hereby authorized to access summary criminal history information for employment (including volunteers and contract employees), licensing or certification purposes for positions having possible supervisory or disciplinary authority over a minor and may not disseminate the information obtained to a private entity.

PASSED, APPROVED AND ADOPTED by the Board of Supervisors of the County of Santa Barbara, this ___ day of _____ 2018 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

CHAIR, BOARD OF SUPERVISORS

ATTEST:

MONA MIYASATO
CLERK OF THE BOARD OF SUPERVISORS

By: _____
Deputy

APPROVED AS TO FORM:

MICHAEL C. GHIZZONI
COUNTY COUNSEL

By: Victoria Parks Tuttle
Deputy County Counsel

APPROVED AS TO
ACCOUNTING FORM:

THEODORE A. FALLATI, CPA
AUDITOR-CONTROLLER

By: Barry W. Schall