

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

**RESOLUTION TO JOIN THE
CALIFORNIA CANNABIS AUTHORITY
JOINT POWERS AUTHORITY AND
DESIGNATE A REPRESENTATIVE
AND TWO ALTERNATE REPRESENTATIVES**

RESOLUTION NO. _____

WHEREAS, in November of 2016, California voters approved Proposition 64, the Adult Use of Marijuana Act (“AUMA”). AUMA decriminalized the cultivation, possession, and use of cannabis for non-medical purposes for adults 21 years of age and older. Beginning on January 1, 2018, AUMA also decriminalized the sale and distribution of cannabis within a robust tax and regulatory scheme anchored by a “track and trace” system that cultivators, manufacturers, testers, distributors and dispensaries are required to adhere in order to participate in the cannabis market; and

WHEREAS, among California’s 58 Counties, a wide divergence of regulatory and taxing regimes has been enacted. Despite AUMA’s general decriminalization of adult-use cannabis, the commerce of cannabis, including cultivation, distribution, and dispensing is left to the initial approval and on-going regulatory oversight of local governments; and

WHEREAS, in order to provide effective and efficient oversight of commercial cannabis to ensure the legal market operates fairly and is not undermined by those choosing to operate in the illicit markets, while allowing Santa Barbara County (“County”) personnel to efficiently enforce the County’s regulatory and tax systems, the County must have access to current, comprehensive data regarding commercial cannabis transactions within the County; and

WHEREAS, the County shares with other local governments a pressing need to coordinate their activities regarding commercial cannabis regulatory and tax administration to promote efficiency, transparency, and effectiveness of their respective programs; and

WHEREAS, a statewide joint powers authority entitled “California Cannabis Authority” (“CCA”) has been established pursuant to the Joint Exercise of Powers Act (California Gov. Code section 6500 et seq.) as a cooperative effort among counties to facilitate state and local regulatory and tax programs of commercial cannabis activities; and

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WHEREAS, central to CCA’s mission is a data platform providing members not simply access to commercial cannabis transaction data within the County, but access to a sophisticated analytics engine that analyzes commercial cannabis transactions and reports actionable intelligence making it possible for local governments to more efficiently and effectively deploy resources. The CCA data platform puts an otherwise unmanageable tidal wave of transactional data into meaningful, actionable intelligence in support of local licensing, code enforcement and tax collection; and

WHEREAS, the CCA is also a forum for Members to exchange information regarding best practices, participate together in State cannabis policy, resolve ambiguities related to enforcement and tax policy, and promote efficient and effective oversight of commercial cannabis activities; and

WHEREAS, the County is a public agency qualified to become a Member of the CCA by signing in counterpart the CCA Joint Exercise of Powers Agreement (“Agreement”) and furnishing CCA with satisfactory evidence that such action has been taken; and

WHEREAS, membership dues to CCA are established periodically by the Board of Directors, presently based on a sliding scale of points as a percentage of gross receipts, presently capped for each Member for the fiscal year, and set for the County at \$500,000 for the 2021-22 fiscal year; and

WHEREAS, the County has determined that management of the tax administration, cash collection, data collection, analysis and sharing, and other regulatory activities related to cannabis will be enhanced by joining as a member of the CCA and participating in the exchange of services, funding and information in the form and manner as provided in the Joint Powers Agreement (“JPA”) and Bylaws.

NOW THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Santa Barbara does hereby:

1. Agree to participate in and formally join the JPA known as the California Cannabis Authority.
2. The Chair is hereby authorized and directed to submit to the California Cannabis Authority notice of adoption of this Resolution and a copy of this Resolution, and to execute on behalf of the County the Joint Powers Agreement by signing the same in

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counterpart upon approval of the amended JPA by the CCA Board on September 24th, 2021.

3. The County Executive Officer, or their designee, is appointed to participate as the “Authorized Representative” of the County, which includes, but is not limited to acting as a Member of CCA, ensuring the payment of any assessments or fees authorized or required as a Member thereof, voting or taking any other necessary action on behalf of the County, etc.
4. The Board also appoints the Assistant County Executive Officer and the Budget Director to act as alternate “Authorized Representatives” with all the power and authority to act on behalf of the County therein.
5. The Authorized Representative and all alternate Authorized Representatives are hereby authorized to take such other and further actions as may be necessary to administer the County of Santa Barbara participation in the CCA Joint Powers Agreement.
6. This Resolution shall take effect immediately upon its passage.

PASSED, APPROVED AND ADOPTED by the Board of Supervisors of the County of Santa Barbara, State of California this ____ day of _____, 2021 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

BOB NELSON, CHAIR
BOARD OF SUPERVISORS

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ATTEST:
MONA MIYASATO
CLERK OF THE BOARD

APPROVED AS TO FORM:
RACHEL VAN MULLEM
COUNTY COUNSEL

By _____
Deputy

DocuSigned by:
Johannah Hartley
By _____
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Deputy County Counsel