

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

IN THE MATTER OF ADOPTING THE) **RESOLUTION NO. 06-009**
MEDICAL MARIJUANA IDENTIFICATION CARD)
FEES FOR THE PUBLIC HEALTH DEPARTMENT)

WHEREAS, Proposition 215 enacted the Compassionate Use Act of 1996 to ensure that seriously ill Californians have the right to obtain and use marijuana for medical purposes where that medical use is deemed appropriate and has been recommended by a physician who has determined that the person's health would benefit from the use of marijuana;

WHEREAS, Senate Bill 420 (Health and Safety Code Sections 11362.7-11362.83) establishes a patient-voluntary medical marijuana identification card program in California to facilitate the prompt identification of qualified patients and their designated primary caregivers in order to avoid unnecessary arrest and prosecution of these individuals;

WHEREAS, Senate Bill 420 requires the State of California Department of Health Services, or a County not participating in the State program, to establish and maintain a medical marijuana identification card and registry program for qualified patients and their caregivers, thus creating the Medical Marijuana Program Unit and establishing non-refundable fees;

WHEREAS, California Health and Safety Code Section 11362.755 provides authority for counties to establish fees sufficient to cover expenses for the Medical Marijuana Identification Card program established by Senate Bill 420, including startup costs;

WHEREAS, the Santa Barbara County Auditor-Controller has certified the methodology used in developing the County portion of fees and has determined these fees to be sufficient to recover the costs of implementing the State program over the next four year period; and,

WHEREAS, by resolution No. 04-181, this Board established certain fees and circumstances have changed since July 1, 2004, when said resolution was adopted, and it is now necessary to change some of said fees to reflect the increasing cost of providing medical marijuana identification card services;

NOW, THEREFORE, IT IS HEREBY ORDERED that the fees charged for a medical marijuana identification card be set as follows, effective February 2, 2006 in place and instead of those fees set forth in Resolution No. 04-181, and this resolution is effective until otherwise amended or repealed by the Board of Supervisors.

	County Fee	State Fee	Total
Medical Marijuana Identification Card for Non-Medi-Cal Eligible Patient.....	\$95.00.....	\$13.00.....	\$108.00
Medical Marijuana Identification Card for Medi-Cal Eligible Patient.....	\$47.50.....	\$6.50.....	\$54.00
Medical Marijuana Identification Card for Primary Caregiver.....	\$95.00.....	\$13.00.....	\$108.00

PASSED, APPROVED and ADOPTED by the Board of Supervisors of the County of Santa Barbara, State of California, this 3rd day of January, 2006.

AYES: Supervisors Carbajal, Rose, Firestone, Gray and Centeno

NOES: None

ABSTAIN: None

ABSENT: None

By *Jon L. Gray*
 Chairman, Board of Supervisors
 County of Santa Barbara
 State of California

Date 1/3/06

ATTEST:
 Michael Brown
 Clerk of the Board of Supervisors

By *Michael Brown*

Date 1/3/06

APPROVED AS TO ACCOUNT FORM
 Robert W. Geis, C.P.A.
 Auditor-Controller

By *Robert W. Geis*

Date 11-28-05

APPROVED AS TO FORM
 Shane Stark
 County Counsel

By *Celeste E. Andersen*

Date 11-29-05

APPROVED AS TO FORM
 Elliot Schulman, MD, MPH
 Public Health Department

By *Elliot Schulman*

Date 30 Nov 05