



**BOARD OF SUPERVISORS  
AGENDA LETTER**

**Agenda Number:**

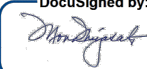
**Clerk of the Board of Supervisors**  
105 E. Anapamu Street, Suite 407  
Santa Barbara, CA 93101  
(805) 568-2240

**Submitted on:**  
**(COB Stamp)**

**Department Name:** County Executive Office  
**Department No.:** 012  
**For Agenda Of:** May 6, 2025  
**Placement:** Administrative Agenda  
**Estimated Time:**  
**Continued Item:**  
**If Yes, date from:**  
**Vote Required:** Majority

**TO:** Board of Supervisors

**FROM:** Department Director: Mona Miyasato, County Executive Officer  
Contact Info: Clare Tobin, Legislative Analyst

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**SUBJECT:** Adopt a Position to Support Senate Bill 635 if Amended

**Concurrences as to Form:**

County Counsel - Yes

**Recommended Actions:**

That the Board of Supervisors:

- a) Adopt a position to support Senate Bill 635 if amended, to allow local agencies to collect sufficient information to operate an effective local enforcement program for safe sidewalk food vending; and
- b) Find that the proposed action is an organizational or administrative activity that will not result in direct or indirect physical changes in the environment and is therefore not a project under CEQA Guidelines 14 CCR 15378(b)(5).

**Summary:**

This item is for the Board to consider adopting a position of "support if amended" on Senate Bill 635 (SB 635), "Food vendors and facilities: enforcement activities." The bill limits the information that local authorities can collect from sidewalk vendors and includes other provisions. Given the County's current efforts to appropriately regulate sidewalk vending, the legislation, as currently written, could complicate those efforts. The Legislative Program Committee requested this be brought to the Board for consideration.

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**Discussion:**

On April 7, 2025, the Legislative Program Committee discussed SB 635. The Committee recognized the need to protect sidewalk vendors from certain law enforcement actions, as intended by the Legislature in existing law and by the bill's author; however, the Committee also noted the many regulatory challenges and resulting risks to public safety and health that have resulted in the County. The Committee voted to support SB 635, under the condition that the bill be amended such that it focuses as narrowly as possible on preventing the collection of information about individuals' citizenship or immigration status. In addition, the Committee wanted language limiting the use of third-party entities for regulatory actions removed. A draft letter is included as Attachment B.

As the topic of sidewalk vending is not addressed in the County Legislative Platform, the Legislation Program Committee requests that the full Board of Supervisors vote to take a "support if amended" position on SB 635.

**Background:**

At the March 4, 2025 meeting, the Board heard an agenda item related to unlawful roadside and sidewalk vending. In response, the Board formed a regional task force "with the goal to collaborate, strategize, and share resources and best practices to address unlawful roadside and sidewalk vending." The task force held its first meeting in early April.

Pending legislation before the California State Legislature would make certain modifications to state law regarding roadside and sidewalk vending. The bill, SB 635 "Food vendors and facilities: enforcement activities," limits the information that local authorities can collect from vendors and includes other provisions. According to the analysis from the Senate Committee on Local Government:

- The bill prohibits an agency or department of a local government that regulates street vendors or enforces sidewalk vending regulations, from doing any of the following:
  - Contracting with or delegating or assigning authority to a nonpublic entity to (1) enforce sidewalk vending rules or regulations, (2) impound sidewalk vending equipment, or (3) cite, fine, or prosecute a sidewalk vendor for a violation of any sidewalk vending rules or regulations;
  - Providing voluntary consent to an immigration enforcement agent to access any of the local authority's records that include personally identifiable information of any sidewalk vendors in the jurisdiction without a subpoena or judicial warrant. The bill states that this provision does not prohibit a local agency or department from challenging the validity of a subpoena or warrant; and
  - Collecting information about an individual's immigration or citizenship status, place of birth, or criminal history, or imposing specified requirements related to criminal background checks as part of an application for a permit or valid business license for sidewalk vending.
- The bill requires a local agency or department that previously collected criminal background data from, or imposed related requirements on, street vendors before the effective date of the bill to destroy those records by March 1, 2026.
- SB 635 also requires these local agencies or departments to comply with the California Values Act, but provides that this requirement does not grant any additional authority that isn't otherwise allowed by law.

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- The bill requires, consistent with existing law for street vendors, an enforcement agency to accept a specified identification in lieu of a social security number if the enforcement agency otherwise requires a social security number for a permit, and prohibits disclosure of the number collected, except as required to administer the permit.

**Attachments:**

Attachment A – Bill analysis from the Senate Committee on Local Government

Attachment B – Draft advocacy letter

**Authored by:**

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