

**REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS
OF THE COUNTY OF SAN BERNARDINO
AND RECORD OF ACTION**

June 8, 2021

FROM

DAWN ROWE, Third District Supervisor, Board of Supervisors

SUBJECT

Encourage Introduction of Legislation in the California State Legislature to Increase the Severity of Criminal Penalties for Illegal Cannabis Cultivation

RECOMMENDATION(S)

Adopt **Resolution No. 2021-096** to strongly encourage introduction of legislation in the California State Legislature to increase the severity of criminal penalties for illegal cannabis cultivation by making this offense a felony.

(Presenter: Dawn Rowe, Third District Supervisor, 387-4855)

COUNTY AND CHIEF EXECUTIVE OFFICER GOALS & OBJECTIVES

Provide for the Safety, Health and Social Service Needs of County Residents.

Pursue County Goals and Objectives by Working with Other Agencies.

FINANCIAL IMPACT

Approval of this item will not result in the use of Discretionary General Funding (Net County Cost).

BACKGROUND INFORMATION

In November 2016, California Voters approved Proposition 64, known as "The Adult Use of Marijuana Act," specific sections of which reduced the penalties for cannabis-related offenses. Since the adoption of Proposition 64, illegal cannabis cultivation has increased exponentially across the county and in particular, areas in the Third Supervisorial District. Pursuant to County Ordinance, commercial cannabis cultivation is prohibited in all unincorporated areas of the county, however it is estimated that there are over 861 illegal commercial cannabis farms in San Bernardino County.

Furthermore, since the adoption of Proposition 64, the San Bernardino County Sheriff's Department has experienced a 224% increase in the seizure of illegal marijuana plants, a 620% increase in confiscated firearms that were discovered while executing search warrants at illegal cannabis farms, and a 463% increase in recovered illicit cannabis concentrate products.

Section 10 of Proposition 64 specifies that amendments to provisions contained in Proposition 64 may be amended by a two-thirds vote of the California State Legislature. The proposed Resolution would strongly encourage the California State Legislature to increase the severity of criminal penalties for illegal cannabis cultivation.

**Encourage Introduction of Legislation in the California State
Legislature to Increase the Severity of Criminal Penalties for Illegal
Cannabis Cultivation
June 8, 2021**

PROCUREMENT

Not applicable.

REVIEW BY OTHERS

This item has been reviewed by County Counsel (Michelle Blakemore, Chief County Counsel, 387-4270) on June 8, 2021; Finance (Stephenie Shea, Administrative Analyst, 387-4919) on June 8, 2021; and County Finance and Administration (Matthew Erickson, County Chief Financial Officer, 387-5423) on June 8, 2021.

**Encourage Introduction of Legislation in the California State
Legislature to Increase the Severity of Criminal Penalties for Illegal
Cannabis Cultivation
June 8, 2021**

Record of Action of the Board of Supervisors
County of San Bernardino

APPROVED (CONSENT CALENDAR)

Moved: Janice Rutherford Seconded: Joe Baca, Jr.

Ayes: Col. Paul Cook (Ret.), Janice Rutherford, Dawn Rowe, Curt Hagman, Joe Baca, Jr.

Lynna Monell, CLERK OF THE BOARD

BY 
DATED: June 8, 2021



cc: w/Resolution
File – Supervisors w/attach
CCM 06/11/2021