



RESOLUTION NO.xxx-2017

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO

RESOLUTION DIRECTING THE AUDITOR-CONTROLLER TO ESTABLISH AN INTEREST-BEARING SPECIAL REVENUE FUND FOR THE TREASURER-TAX COLLECTOR'S OFFICE FOR THE RECEIPT AND DISBURSEMENT OF THE STATE-IMPOSED ADDITIONAL BUSINESS LICENSE FEES UNDER THE CERTIFIED ACCESS SPECIALIST PROGRAM, CERTIFICATION AND TRAINING FUND

WHEREAS, on July 8, 2003, the Board of Supervisors adopted Resolution No. 179-2003 establishing the business license fees for businesses operating in El Dorado County; and

WHEREAS, on December 11, 2012, the Board of Supervisors adopted Resolution No. 174-2012 directing the Auditor-Controller to establish a non-interest-bearing agency fund for the receipt and distribution of the one dollar (\$1) state-imposed business license fee, requiring any applicant for a local business license or equivalent instrument or permit and any applicant for the renewal of a business license or equivalent instrument or permit, shall pay an additional fee of one dollar (\$1) to comply with Government Code Section 4467 beginning January 1, 2013, and until December 31, 2018; and

WHEREAS, Beginning January 1, 2013, and until December 31, 2018, the El Dorado County Treasurer-Tax Collector's Office retained 70 percent of the fees collected under this section, of which up to five (5) percent of the retained moneys could be used for related administrative costs and the remainder of the moneys to be used to fund increased CASp services in that jurisdiction. The remaining 30 percent of the fees were to be transmitted on a quarterly basis to the Division of the State Architect for deposit in the Disability Access and Education Revolving Fund established under Sections 4465 and 4470; and

WHEREAS, Government Code Section 4467, having been modified October 11, 2017, now requires beginning January 1, 2018, and until December 31, 2023, any applicant for a local business license or equivalent instrument or permit, shall pay an additional fee of four dollars (\$4) for that license, instrument, or permit, which shall be collected by the county that issued the license, instrument, renewal of a license or permit; and

WHEREAS, Government Code Section 4467 now requires beginning January 1, 2018, and until December 31, 2023, that El Dorado County Treasurer-Tax Collector's Office shall retain 90 percent of the fees collected under this section, of which up to five (5) percent of the retained moneys may be used for related administrative costs of this chapter. The remaining moneys shall be deposited in a special fund, established by the county to be known as the "CASp Certification and Training Fund" to be used for increased certified access specialist (CASp) training and certification within the county and to facilitate compliance with construction-related accessibility requirements. The highest priority shall be given to the training and retention of certified access specialists to meet the needs of the public in the jurisdiction as provided in Section 55.53 of the Civil Code; and

WHEREAS, The remaining 10 percent of all fees collected under this section between January 1, 2018, and December 31, 2023, shall be transmitted on a quarterly basis to the Division of the State Architect for deposit in the Disability Access and Education Revolving Fund established under Sections 4465 and 4470; and

WHEREAS, Government Code Section 4467, having been modified, now states that beginning January 1, 2024, the fee of four dollars (\$4) for a license, instrument, renewal or permit will revert to one dollar (\$1), and the allowed 90 percent retention for fees by the Treasurer -Tax Collector’s Office will revert back to 70 percent with the remaining 30 percent being transmitted to the Division of the State Architect.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of El Dorado, California, directs the Auditor-Controller to establish an interest-bearing special revenue fund known as the CASp Certification and Training Fund for the receipt and disbursement of the four dollar (\$4) state-imposed business license fee received between January 1, 2018, until December 31, 2023, in accordance with Government Code Section 4467; and,

BE IT FURTHER RESOLVED that the Board of Supervisors of the County of El Dorado, California, directs the Auditor-Controller to establish an interest-bearing special revenue fund known as the CASp Certification and Training Fund for the receipt and disbursement of the one dollar (\$1) state imposed business license fee received after January 1, 2024, in accordance with revised Government Code Section 4467.

PASSED AND ADOPTED by the Board of Supervisors of the County of El Dorado at a regular meeting of said Board, held the ____ day of _____, 20__, by the following vote of said Board:

Attest: Ayes:
James S. Mitrisin Noes:
Clerk of the Board of Supervisors Absent:

By: _____
Deputy Clerk Chair, Board of Supervisors