RECOMMENDED ACTION AND JUSTIFICATION: (Policy Item: Yes ___ No X)

Discussion and possible direction relative to Proposition 36, the Substance Abuse and Crime Prevention Act.

A draft resolution opposing this Proposition, along with an analysis and information is attached.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

None on this matter.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

1) Approve
2) Provide alternative direction

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COSTS:  (X) Not Applicable
A. Budgeted current FY $  
B. Total anticipated costs $  
C. Required additional funding $  
D. Internal transfers $  

SOURCE:  ( ) 4/5ths Vote Required  
A. Unanticipated revenues $  
B. Reserve for contingencies $  
C. Source description: Balance in Reserve for Contingencies, if approved: $  

SPECIAL INSTRUCTIONS:  List the attachments and number the pages consecutively:

CLERK'S USE ONLY:
Res. No.  
Ord. No.  
Vote - Ayes:  
Noes:  
Abs:  
Approved  
Denied  
Minutes Order Attached  
No Action Necessary  

The foregoing instrument is a correct copy of the original on file in this office.

Date:  
ATTEST:  MARGIE WILLIAMS, Clerk of the Board  
County of Mariposa, State of California  
By:  Deputy  

COUNTY ADMINISTRATIVE OFFICER'S RECOMMENDATION:

This item on agenda as:

Recommended  
Not Recommended  
For Policy Determination  
Submitted with Comment  
Returned for Further Action  

Comment:  

C.A.O. Initials:  

Action Form Revised 5/92
October 4, 2000

Californians United Against Drug Abuse
455 Capitol Mall, Suite 801
Sacramento, CA  95814

Re:  Proposition 36

Dear Coalition:

In response to your request for a resolution opposing Proposition 36, the Substance Abuse and Crime Prevention Act, enclosed please find Mariposa County Board of Supervisors Resolution No. 00-330.

We thank you for the opportunity to express our opposition to this proposition.

Respectfully,

[Signature]
Garry R. Parker
Chairman
Mariposa County Board of Supervisors

Enclosure
Mariposa County Board of Supervisors Resolution No. 00-330

A Resolution Opposing the Substance Abuse and Crime Prevention Act

WHEREAS, the Substance Abuse and Crime Prevention Act has qualified for the ballot on November 7, 2000; and

WHEREAS, the Substance Abuse and Crime Prevention Act would be detrimental to the success of the Mariposa County Drug Court Program in that Judges would no longer be permitted to temporarily detain program participants as a sanction for testing positive for drugs and/or alcohol during the treatment process; and

WHEREAS, the Substance Abuse and Crime Prevention Act includes no funding to drug test the participants; and

WHEREAS, the Mariposa County Drug Court Program is successfully rehabilitating drug abusers and has been a valuable resource to improving our criminal justice system, and has helped to reduce the average daily jail population in Mariposa County; and

BE IT RESOLVED that the Board of Supervisors maintains its support for the Drug Court Program, endorses the Californians United Against Drug Abuse campaign, and opposes Proposition 36, the Substance Abuse and Crime Prevention Act.

PASSED AND ADOPTED this 19th day of September, 2000 by the following vote:

AYES: Reilly, Balmain, Stewart, Parker, Pickard

NOES: None

ABSTAIN: None

ABSENT: None

GARRY R. PARKER, Chairman

MARGIE WILLIAMS, Clerk of the Board

JEFFREY G. GREEN, County Counsel

APPROVED AS TO FORM AND LEGAL SUFFICIENCY: