



In 2019 Humboldt County's County Administrative Office, Office of Economic Development (Economic Development) contracted with Humboldt State University's California Center for Rural Policy (CCRP) to perform a comprehensive analysis of the impact or cannabis criminalization on Humboldt County. This analysis, known as the Humboldt County Cannabis Equity Assessment (CEA) (2019) established that certain persons and neighborhoods in Humboldt County (County) have been substantially and adversely impacted by the criminalization of cannabis. The CEA further identified that a targeted, data-driven and well-funded equity program was needed to help impacted populations and neighborhoods, particularly small growers and those impacted from past policies that may be left behind, obtain the support and services that they need in order to gain a footing in the legal cannabis market.

The purpose of this Cannabis Local Equity Program Manual (Manual) is to describe the qualifications for, and services to be provided by, the County of Humboldt's Cannabis Local Equity Program (LEP). The LEP is informed by findings in the CEA, which itself is a living document and subject to change. This Manual is therefore subject to updates and revisions in accord with the CEA, as approved by the County Board of Supervisors.

Taxable income comes in the form of money, property, or services, and may include any public assistance benefits received. Please consult a tax professional and Internal Revenue Service Publication 525 for further information on what constitutes taxable income.

### A. Qualifications

- 1. **Initial Program Eligibility:** To be considered for LEP eligibility, applicants must meet all of the following qualifications:
  - I. The applicant's household is at or below the moderate income level based on current available year <u>Department of Housing and Urban Development</u> (HUD) <u>Income Limits (ILs) for Humboldt County.</u>
  - II. The applicant resided in Humboldt County for at least five years during the period 1971–2016.
- III. The applicant has an ownership interest in a cannabis business, such as cultivation, distribution, manufacturing, retail, testing, laboratory, or microbusiness that is at least:
  - i. 50% if there are no other individuals with an ownership interest in the cannabis business who meet the Minimum Local Equity Program Criteria.
  - ii. 25% if there is only one other individual with an ownership interest in the cannabis business who meets the Minimum Local Equity Program





Criteria.

- iii. 20% if there are two or more other individuals with an ownership interest in the cannabis business who meet the Minimum Local Equity Program Criteria.
- IV. The applicant is a current Humboldt County resident.
- V. The applicant's business is located within, or has at least 75% of its operations within, Humboldt County.
- VI. Measure S Cultivation Excise for cannabis business activities connected to the applicant must be current or the applicant must be engaged in an approved payment plan the Treasurer Tax Collectors Office prior to submission of an application to the LEP.
- Primary Program Eligibility: To be considered for LEP eligibility, in addition to the criteria in Section 1 above, applicants must meet any of the following qualifications:
  - I. The applicant was arrested and/or convicted of a non-violent cannabisrelated offense or was subject to asset forfeiture arising from a cannabis related enforcement event.
  - II. The applicant has a parent, sibling, or child who was arrested and/or convicted of a non-violent cannabis-related offense (including as a juvenile) or was subject to asset forfeiture arising from a cannabis related enforcement event.
- III. The applicant experienced sexual assault, exploitation, domestic violence, and/or human trafficking as a result of participating in the cannabis industry.
- IV. The applicant was or is homeless or suffered a loss of housing as a result of cannabis related enforcement event.

### **B.** Services

The LEP may provide funds for specific cannabis related service items through direct grants to an LEP recipient, or through direct payments on behalf of an LEP recipient to partnership organizations. The LEP may also provide additional services and resources to LEP recipients. Recipients of LEP funding are eligible to receive a maximum of up to sixty-five thousand dollars (\$65,000), in aggregate funding over all rounds of the LEP.





#### 1. Funding Services

The LEP allows for funding, through grants, for a maximum of up to sixty-five thousand dollars (\$65,000) per equity recipient on eligible service items, in aggregate over all LEP grant rounds.

Funds will be awarded on a first come first serve basis to individuals based upon the following priority, up to the award ceiling of \$65,000 across all grant rounds:

- i. Top priority will be given to applicants who are current on all local obligations, including Cannabis Excise Taxes, Property Taxes, and Planning and Building fees related to cannabis business operations. These individuals will be awarded funds first, and direct grants may be provided to pay current fiscal year state cannabis licensing fees with the Department of Cannabis Control.
- ii. After those individuals have been funded, the program will continue to award grants to applicants with outstanding obligations. Payments may be made on behalf of recipients to cover past due Cannabis Excise Taxes or as direct payment to grantees to cover Property Taxes, and Planning and Building fees related to cannabis business operations.

Service items eligible for grant funding may include the following uses tied to cannabis business operations:

- Direct payment to recipient for Rent of Lease of Property used for cannabis operations
- ii. Direct payment to recipient for Local and state application, licensing, and regulatory fees
- iii. Direct payment to recipient for Legal Assistance
- iv. Direct payment to recipient for Regulatory Compliance
- v. Direct payment to recipient for Testing/Processing of Cannabis
- vi. Direct payment to recipient for Furniture
- vii. Direct payment to recipient for Fixtures and Equipment
- viii. Direct payment to recipient for Capital Improvements





- ix. Direct payment to recipient for Training and Retention of a qualified and diverse workforce
- x. Payment on the recipient's behalf to the Humboldt County Treasurer Tax Collector for past due Measure S Excise Taxes associated with cannabis business operation (not including late fees, penalties or interest).
- xi. Direct payment to recipient for past due property taxes for properties directly affiliated with a Cannabis Business located in Humboldt County (not including late fees, penalties or interest).
- xii. Direct payment to recipient for Humboldt County Planning and Building Department for past due Planning and Building Fees associated with a Cannabis Business located in Humboldt County (not including late fees, penalties or interest).

#### 2. Additional Services

The LEP may support additional services to help equity recipients succeed in the Commercial Cannabis Market.

#### I. Expungement Services

The LEP offers equity recipients expungement services for cannabis-related convictions as aligns with California state expungement requirements. Humboldt County Economic Development staff will assist recipients seeking information about expungement services, and direct them to the District Attorney's Office for expedited review.

### C. Program Administration

- Administration and service coordination shall primarily be performed by County of Humboldt Economic Development staff.
- 2. When possible, Economic Development staff will provide services to LEP applicants and licensees, with the intent to have the LEP reimburse the County for the cost of those services. If County staff is unable to provide services, refer to Section D, Provision of Services.
- 3. Economic Development staff shall monitor and report on program services provided through the LEP, at least annually and more frequently as directed by funding agencies, the Board of Supervisors, state law or regulation.





- 4. Economic Development staff shall receive and review all eligibility verification documents of potential LEP recipients.
- 5. Economic Development staff shall receive and review all equity program applications.
- 6. Economic Development staff shall administer awards to all equity program grantees.

#### D. Provision of Services

- Economic Development staff serves as the liaison between LEP recipients and the agencies providing eligible services. Agencies may include, but are not limited to:
  - I. County of Humboldt Planning & Building Department
  - II. County Of Humboldt Treasurer Tax Collector
- 2. Economic Development may enter into an interagency agreement, on behalf of the County, with qualifying internal or external agencies capable of providing the services described in SB 1294, and this Manual. These services include:
  - I. Small business support services, such as technical assistance, professional mentorship services.
  - II. Tiered fees or fee waivers of cannabis-related permits and licenses.
- III. Assistance in paying state and regulatory and licensing and licensing fees.

### E. Budget Allocation

Available state awarded program funding shall be allocated as follows:

Grants	80%
Technical Assistance (not to exceed)	10%
Administration (not to exceed)	10%