

**COUNTY OF SAN DIEGO
BOARD OF SUPERVISORS
TUESDAY, APRIL 08, 2025**

MINUTE ORDER NO. 11

**SUBJECT: ADMINISTRATIVE ITEM:
SECOND CONSIDERATION AND ADOPTION OF ORDINANCE:
ADOPT AN ORDINANCE ADDING TITLE 3, DIVISION 1, CHAPTER 5 OF
THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES
RELATING TO PREDATORY PRACTICES AFTER THE DECLARATION OF
AN EMERGENCY (3/11/2025 - First Reading; 4/8/25- Second Reading unless
ordinance is modified on second reading) (DISTRICTS: ALL)**

OVERVIEW

On March 11, 2025 (12), the Board of Supervisors took action to further consider and adopt the Ordinance on April 8, 2025.

In January 2024, San Diego County experienced devastating rainstorms which resulted in a Major Disaster Declaration by the Biden Administration. During disasters such like the January 2024 floods those impacted by disasters deserve protections during this time of uncertainty to ensure they are not victims of predatory practices. On April 30, 2024 (35), the San Diego County Board of Supervisors (Board) directed the Interim Chief Administrative Officer to explore options to extend the protections of Penal Code section 396 addressing predatory real-state and other exploitative consumer practices after the declaration of an emergency.

Today's item requests the Board to approve the introduction of an ordinance relating to Predatory Practices after the Declaration of an Emergency. If the Board takes action as recommended, then on April 8, 2025, staff recommends the Board adopt the ordinance (second reading). If the proposed ordinance is altered on April 8, 2025, then on that date a subsequent meeting date will be selected for the ordinance's adoption.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Approve the adoption of the Ordinance (second reading):

**AN ORDINANCE ADDING TITLE 3, DIVISION 1, CHAPTER 5 OF THE SAN DIEGO COUNTY
CODE OF REGULATORY ORDINANCES RELATING TO PREDATORY PRACTICES AFTER
THE DECLARATION OF AN EMERGENCY.**

EQUITY IMPACT STATEMENT

Adding an ordinance to prevent predatory practices after the declaration of an emergency will demonstrate the County of San Diego's commitment to supporting communities that are affected by disasters. Today's recommendations will provide protections to residents who are vulnerable during times of uncertainty.

SUSTAINABILITY IMPACT STATEMENT

The proposed action to add an ordinance Relating to the Predatory Practices after the Declaration of an Emergency aligns with the County of San Diego's Sustainability Goals by promoting health/well-being, and sustainable economic growth for our community. Residents affected by disasters will have the

protections to focus on restoring their living conditions prior to any damage occurred without be victims of unfair, unlawful, or fraudulent business acts.

FISCAL IMPACT

There is no fiscal impact associated with these recommendations. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Anderson, seconded by Supervisor Montgomery Steppe, the Board of Supervisors took action as recommended, adopting Ordinance No. 10936 (N.S), entitled: AN ORDINANCE ADDING TITLE 3, DIVISION 1, CHAPTER 5 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES, RELATING TO PREDATORY PRACTICES AFTER THE DECLARATION OF AN EMERGENCY.

AYES: Anderson, Lawson-Remer, Montgomery Steppe

ABSENT: Desmond; (District 1 Seat Vacant)

State of California)
County of San Diego) §

I hereby certify that the foregoing is a full, true and correct copy of the Original entered in the Minutes of the Board of Supervisors.

ANDREW POTTER
Clerk of the Board of Supervisors



Signed
by Andrew Potter

