

1 [Board Response - Civil Grand Jury Report - Strengthen our Behavioral Health Services]

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3 **Resolution responding to the Presiding Judge of the Superior Court on the findings**
4 **and recommendations contained in the 2019-2020 Civil Grand Jury Report, entitled**
5 **“Strengthen our Behavioral Health Services;” and urging the Mayor to cause the**
6 **implementation of accepted findings and recommendations through her department**
7 **heads and through the development of the annual budget.**

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9 WHEREAS, Under California Penal Code, Section 933 et seq., the Board of
10 Supervisors must respond, within 90 days of receipt, to the Presiding Judge of the Superior
11 Court on the findings and recommendations contained in Civil Grand Jury Reports; and

12 WHEREAS, In accordance with California Penal Code, Section 933.05(c), if a finding or
13 recommendation of the Civil Grand Jury addresses budgetary or personnel matters of a
14 county agency or a department headed by an elected officer, the agency or department head
15 and the Board of Supervisors shall respond if requested by the Civil Grand Jury, but the
16 response of the Board of Supervisors shall address only budgetary or personnel matters over
17 which it has some decision making authority; and

18 WHEREAS, Under San Francisco Administrative Code, Section 2.10(a), the Board of
19 Supervisors must conduct a public hearing by a committee to consider a final report of the
20 findings and recommendations submitted, and notify the current foreperson and immediate
21 past foreperson of the civil grand jury when such hearing is scheduled; and

22 WHEREAS, In accordance with San Francisco Administrative Code, Section 2.10(b),
23 the Controller must report to the Board of Supervisors on the implementation of
24 recommendations that pertain to fiscal matters that were considered at a public hearing held
25 by a Board of Supervisors Committee; and

1 WHEREAS, The 2019-2020 Civil Grand Jury Report, entitled “Strengthen our
2 Behavioral Health Services” (“Report”) is on file with the Clerk of the Board of Supervisors in
3 File No. 201121, which is hereby declared to be a part of this Resolution as if set forth fully
4 herein; and

5 WHEREAS, The Civil Grand Jury has requested that the Board of Supervisors respond
6 to Recommendation Nos. R3 and R4, contained in the subject Report; and

7 WHEREAS, Recommendation No. R3 states: “By March 2021, engage the Budget and
8 Legislative Analyst or other external consultancy to examine the policy and practice of
9 executive placement and compensation for the Director of Behavioral Health;” and

10 WHEREAS, Recommendation No. R4 states: “By September 2021, in light of the study
11 findings, redesign and realign the position of BHS in the organizational structure as a direct
12 report to the Director of Health;” and

13 WHEREAS, In accordance with California Penal Code, Section 933.05(c), the Board of
14 Supervisors must respond, within 90 days of receipt, to the Presiding Judge of the Superior
15 Court on Recommendation Nos. R3 and R4 contained in the subject Report; now, therefore,
16 be it

17 RESOLVED, That the Board of Supervisors reports that Recommendation No. R3 will
18 not be implemented because: the Department of Public Health has already re-classified the
19 Director of Behavioral Health position in June 2020 to reflect a new structure and salary, thus
20 the recommendation does not need to be implemented; and, be it

21 FURTHER RESOLVED, That the Board of Supervisors reports that Recommendation
22 No. R4 has been implemented as follows: the Department of Public Health has changed the
23 reporting structure of the Director of Behavioral Health to report directly to the Director of San
24 Francisco Health Network and the Director of Health, thus the recommendation does not need
25 to be implemented; and, be it

1 FURTHER RESOLVED, That the Board of Supervisors urges the Mayor to cause the
2 implementation of the accepted findings and recommendations through her department heads
3 and through the development of the annual budget.

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