



Received via Email  
April 7, 2016  
File No. 160022

## City and County of San Francisco Juvenile Probation Department

**ALLEN A. NANCE**  
CHIEF PROBATION OFFICER

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SAN FRANCISCO, CA 94127  
(415) 753-7556

April 7, 2016

Erica Major  
Assistant Committee Clerk  
Board of Supervisors  
1 Dr. Carlton B. Goodlett Place  
City Hall, Room 244  
San Francisco, CA 94102

re: BOS FILE 160022 re: Administrative Code - Due Process for All and Sanctuary

Dear Ms. Major:

Please find below comments from the San Francisco Juvenile Probation Department regarding BOS File #160022:

1. As written, we believe that 12I.3 does not permit the Juvenile Probation Department to enforce federal immigration law since the term "Convicted of a Violent Felony" does not apply to juvenile cases which are civil court and not criminal court matters. Further, the clause that references "...and held to answer for a violent felony" would be applicable if the word "or" was used in place of the word "and."
2. As a matter of clarification, the criminal conduct alleged in these juvenile matters carries the same weight and impact on victims and public safety as those incidents committed by adult offenders. At the same time, the legislature and the People view juvenile offenders and adult offenders dissimilarly in many respects. If this distinction should be extended to matters of immigration as well, the language in the ordinance should be explicit to exclude the inclusion of juvenile court matters involving violent felonies where the minor is not held at the detention hearing and no sustained felony is found by the juvenile court.

Please do not hesitate to contact my office should more clarification be necessary.

Sincerely,

A handwritten signature in black ink, appearing to read "Allen A. Nance".

Allen A. Nance  
Chief Probation Officer