

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place
Room 244
San Francisco, CA 94102-4689
Tel. No. (415) 554-5184
Fax No. (415) 554-5163
TDD/TTY No. (415) 554-5227

February 14, 2024

The Honorable Gavin Newsom
Governor of the State of California
1020 O Street, Suite 9000
Sacramento, CA 95814

Re: Board of Supervisors Resolution No. 031-24

Dear Governor Newsom:

On January 23, 2024, the Board of Supervisors of the City and County of San Francisco adopted Resolution No. 031-24 (Supporting California Senate Bill No. 905 (Wiener) - Closing the "Locked Door" Loophole In Auto Break-In Burglary Cases), which was enacted on February 2, 2024.

The Board of Supervisors directs the Clerk of the Board to forward the following document to your attention:

- One copy of Resolution No. 031-24 (File No. 240028)

If you have any questions or require additional information, please contact the Office of the Clerk of the Board at (415) 554-5184, or by e-mail: board.of.supervisors@sfgov.org.

Sincerely,


f Angela Calvillo
Clerk of the Board

ll:ak:ams

- c. Members of the Board of Supervisors; Supervisors Catherine Stefani, Rafael Mandelman, Ahsha Safai
Tom Paulino, Mayor's Liaison to the Board of Supervisors
Eileen F. Mariano, Mayor's Manager of State and Federal Legislative Affairs
Andres Power, Mayor's Policy Director
Paul Yoder, Karen Lange, Erica Smith, City Lobbyists - Shaw/Yoder/Antwih Inc.

1 [Supporting California Senate Bill No. 905 (Wiener) - Closing the “Locked Door” Loophole In
2 Auto Break-In Burglary Cases]

3 **Resolution supporting California State Senate Bill No. 905, introduced by Senator Scott**
4 **Wiener, to close the “locked door loophole” that creates barriers to successfully**
5 **prosecuting auto burglary.**

6
7 WHEREAS, Vehicle break-ins have been a persistent problem in the Bay Area and
8 particularly San Francisco where more than a thousand such incidents occur each month,
9 resulting in significant property loss and discouraging tourism to the City; and

10 WHEREAS, Recent trends show that auto break-ins have dropped significantly during
11 the last quarter of 2023, including a 53% drop in thefts from vehicles in October 2023
12 compared to October 2022 as well as a 48% decrease in larceny theft between November
13 20th to New Year’s Day 2023 compared to the same period in 2022; and

14 WHEREAS, The reduction in smash-and-grab reports and larceny theft incidents
15 coincides with increased resources employed by the San Francisco Police Department to
16 combat these crimes, including bait cars, plainclothes officers, and video surveillance; and

17 WHEREAS, In order to convict a suspect, existing state law mandates that prosecutors
18 prove a vehicle was locked at the time of the incident, regardless of overwhelming evidence
19 that a person entered a vehicle without permission, such as a broken window; and

20 WHEREAS, Existing law also requires that victims physically come to court to testify as
21 to whether their car door was locked or not, which can often sabotage clear cases of guilt; and

22 WHEREAS, The City and County of San Francisco must explicitly make it clear that
23 any individual who commits auto burglary will be arrested and prosecuted in the best effort to
24 make our streets safer for residents and visitors; and

1 WHEREAS, California State Senate Bill No. 905 will further deter more burglaries from
2 happening, making San Francisco safer by empowering law enforcement to prosecute more
3 clear cases of guilt; now, therefore, be it

4 RESOLVED, That the Board of Supervisors of the City and County of San Francisco
5 supports California State Senate Bill No. 905; and, be it

6 FURTHER RESOLVED, That the Clerk of the Board send a copy of this Resolution to
7 Governor Gavin Newsom, President pro-Tempore Toni G. Atkins, and Speaker of the State
8 Assembly Robert Rivas.

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City and County of San Francisco
Tails
Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 240028

Date Passed: January 23, 2024

Resolution supporting California State Senate Bill No. 905, introduced by Senator Scott Wiener, to close the "locked door loophole" that creates barriers to successfully prosecuting auto burglary.

January 23, 2024 Board of Supervisors - ADOPTED

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

File No. 240028

I hereby certify that the foregoing Resolution was ADOPTED on 1/23/2024 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Unsigned

London N. Breed
Mayor

02/02/2024

Date Approved

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, or time waived pursuant to Board Rule 2.14.2, became effective without her approval in accordance with the provision of said Section 3.103 of the Charter or Board Rule 2.14.2.

Angela Calvillo
Clerk of the Board

02/02/2024

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February 14, 2024

The Honorable Toni G. Atkins
California State Senator
Senate President Pro Tempore
California State Capitol
1021 O Street, Suite 8518
Sacramento, CA 95814

Re: Board of Supervisors Resolution No. 031-24

Dear President Pro Tempore Atkins:

On January 23, 2024, the Board of Supervisors of the City and County of San Francisco adopted Resolution No. 031-24 (Supporting California Senate Bill No. 905 (Wiener) - Closing the "Locked Door" Loophole In Auto Break-In Burglary Cases), which was enacted on February 2, 2024.

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Sincerely,

A handwritten signature in blue ink that reads "Angela Calvillo".

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17 WHEREAS, In order to convict a suspect, existing state law mandates that prosecutors
18 prove a vehicle was locked at the time of the incident, regardless of overwhelming evidence
19 that a person entered a vehicle without permission, such as a broken window; and

20 WHEREAS, Existing law also requires that victims physically come to court to testify as
21 to whether their car door was locked or not, which can often sabotage clear cases of guilt; and

22 WHEREAS, The City and County of San Francisco must explicitly make it clear that
23 any individual who commits auto burglary will be arrested and prosecuted in the best effort to
24 make our streets safer for residents and visitors; and

1 WHEREAS, California State Senate Bill No. 905 will further deter more burglaries from
2 happening, making San Francisco safer by empowering law enforcement to prosecute more
3 clear cases of guilt; now, therefore, be it

4 RESOLVED, That the Board of Supervisors of the City and County of San Francisco
5 supports California State Senate Bill No. 905; and, be it

6 FURTHER RESOLVED, That the Clerk of the Board send a copy of this Resolution to
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Angela Calvillo
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London N. Breed
Mayor

02/02/2024

Date Approved

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California State Capitol
P.O. Box 942849
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