

File No. 161348

Committee Item No. 1

Board Item No. \_\_\_\_\_

## COMMITTEE/BOARD OF SUPERVISORS

### AGENDA PACKET CONTENTS LIST

Committee: Rules Committee

Date January 12, 2017

Board of Supervisors Meeting

Date \_\_\_\_\_

#### Cmte Board

- |                                     |                          |  |
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| <input type="checkbox"/>            | <input type="checkbox"/> | Motion                                       |
| <input type="checkbox"/>            | <input type="checkbox"/> | Resolution                                   |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Ordinance                                    |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Legislative Digest                           |
| <input type="checkbox"/>            | <input type="checkbox"/> | Budget and Legislative Analyst Report        |
| <input type="checkbox"/>            | <input type="checkbox"/> | Legislative Analyst Report                   |
| <input type="checkbox"/>            | <input type="checkbox"/> | Youth Commission Report                      |
| <input type="checkbox"/>            | <input type="checkbox"/> | Introduction Form (for hearings)             |
| <input type="checkbox"/>            | <input type="checkbox"/> | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/>            | <input type="checkbox"/> | MOU  |
| <input type="checkbox"/>            | <input type="checkbox"/> | Grant Information Form                       |
| <input type="checkbox"/>            | <input type="checkbox"/> | Grant Budget                                 |
| <input type="checkbox"/>            | <input type="checkbox"/> | Subcontract Budget                           |
| <input type="checkbox"/>            | <input type="checkbox"/> | Contract/Agreement                           |
| <input type="checkbox"/>            | <input type="checkbox"/> | Form 126 – Ethics Commission                 |
| <input type="checkbox"/>            | <input type="checkbox"/> | Award Letter                                 |
| <input type="checkbox"/>            | <input type="checkbox"/> | Application                                  |
| <input type="checkbox"/>            | <input type="checkbox"/> | Public Correspondence                        |

#### OTHER (Use back side if additional space is needed)

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Completed by: Derek Evans Date January 6, 2017

Completed by: \_\_\_\_\_ Date \_\_\_\_\_

An asterisked item represents the cover sheet to a document that exceeds 25 pages.  
The complete document can be found in the file.

1 [Administrative Code - Reentry Council]

2  
3 **Ordinance amending the Administrative Code to require that the Department of**  
4 **Homelessness and Supportive Housing appoint one member to the Reentry Council,**  
5 **increasing the membership from 23 to 24; increase the time that one Board appointed**  
6 **former inmate member can be free from custody from a maximum of two years to a**  
7 **maximum of three years; and require that the Council submit its report to the Board of**  
8 **Supervisors recommending whether the Council should continue by July 1, 2018.**

9 NOTE: **Unchanged Code text and uncodified text** are in plain Arial font.  
10 **Additions to Codes** are in *single-underline italics Times New Roman font*.  
11 **Deletions to Codes** are in ~~*strikethrough italics Times New Roman font*~~.  
12 **Board amendment additions** are in double-underlined Arial font.  
13 **Board amendment deletions** are in ~~Arial font~~.  
14 **Asterisks (\* \* \* \*)** indicate the omission of unchanged Code  
15 subsections or parts of tables.

16 Be it ordained by the People of the City and County of San Francisco:

17 Section 1. The Administrative Code is hereby amended by revising Sections 5.1-3 and  
18 5.1-6, to read as follows:

19 **SEC. 5.1-3. MEMBERSHIP AND ORGANIZATION.**

20 (a) **Members.** The Council shall consist of ~~23~~ 24 members, seven of whom shall be  
21 former inmates in the San Francisco County Jail, a California Department of Corrections and  
22 Rehabilitation adult facility, and/or a United States Bureau of Prison facility. The Mayor, or his  
23 designee, shall serve as a member, and shall also appoint three of these seven members. Of  
24 these three members, at least one must be between the ages of 18 to 24 at the time of  
25 appointment, and at least one shall have expertise in providing services to individuals exiting  
the criminal justice system. The Board of Supervisors shall designate one of its members to

1 serve as a member of the Council, and shall appoint the other four of the seven members who  
2 are former inmates. Of these four members, at least one shall have expertise in providing  
3 services to individuals existing the criminal justice system, at least one must have been  
4 released from custody within ~~two~~ three years of his or her appointment, at least one must have  
5 served multiple terms of incarceration, and at least one must self-identify as a survivor of  
6 violence or crime. All members of the Council shall be exempt from the Charter requirement  
7 that they be electors of the City and County of San Francisco.

8 The following City departments or agencies shall appoint one member each to the  
9 Council: the Public Defender's Office, the District Attorney's Office, the Sheriff's Department,  
10 the Police Department, the Adult Probation Department, the Juvenile Probation Department,  
11 the Department of Economic and Workforce Development, the Human Services Agency, the  
12 Department of Children Youth and Families, ~~and~~ the Department of Public Health, and the  
13 Department of Homelessness and Supportive Housing. In addition, Council co-chairs shall invite  
14 the San Francisco Superior Court, the Department of Child Support Services, the California  
15 Department of Corrections and Rehabilitation Division of Adult Parole Operations, and the  
16 United States Probation and Pretrial Services System to appoint one member each to the  
17 Council. If any of these four agencies does not appoint a representative, the Council co-chairs  
18 shall appoint an additional member.

19 Members shall serve two-year terms and shall serve at the pleasure of the appointing  
20 authority. Members may serve multiple terms.

21 (b) Quorum. Twelve members of the Council shall constitute a quorum, and the  
22 Council shall have the authority to act on the vote of the majority of the quorum.

23 (c) Officers. The four members appointed by the Adult Probation Department, the  
24 District Attorney's Office, the Public Defender's Office, and the Sheriff's Department,  
25

1 respectively, as well as the Mayor or the Mayor's *representative designee*, shall co-chair the  
2 Council.

3 (d) Subcommittees. The Council may establish subcommittees to be convened as  
4 directed by the Council. The Council's co-chairs shall appoint members to the subcommittees.  
5 Subcommittees shall report findings and make recommendations to the full Council for ~~their~~ *its*  
6 consideration. The membership of these subcommittees shall be open to non-members of the  
7 Council who shall be drawn from a range of diverse experiences, identities, and interests  
8 related to the issue of reentry.

9 (e) Meeting Frequency. The Council shall meet in full at least three times per year.

10 (f) Roles of Council Members. Each member of the Council shall retain his or her  
11 official authority and duties granted under State law. In adopting this legislation, the Board of  
12 Supervisors recognizes that each member of the Council retains his or her authority and  
13 duties under State law and that where conflicts may arise out of members' dual roles, State  
14 powers and duties shall supersede the duties that the ordinance creating the Council imposes  
15 on Council members.

16 **SEC. 5.1-6. SUNSET CLAUSE.**

17 This legislation shall expire June 1, 2019, unless the Board of Supervisors adopts an  
18 ordinance continuing its existence. The Council shall submit a report to the Board of  
19 Supervisors by ~~January~~ *July* 1, 2019~~8~~ recommending whether the Council should continue to  
20 operate, and if so, whether the Board of Supervisors shall consider legislative changes that  
21 would enhance the capacity of the Council to achieve the goals that the ordinance creating  
22 the council identifies, amendments that further the Council's goals. The Council's  
23 recommendations shall include drafts of ordinances that would implement its  
24 recommendations.  
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Section 2. Effective Date. This ordinance shall become effective 30 days after enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board of Supervisors overrides the Mayor's veto of the ordinance.

Section 3. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors intends to amend only those words, phrases, paragraphs, subsections, sections, articles, numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal Code that are explicitly shown in this ordinance as additions, deletions, Board amendment additions, and Board amendment deletions in accordance with the "Note" that appears under the official title of the ordinance.

APPROVED AS TO FORM:  
DENNIS J. HERRERA, City Attorney

By: \_\_\_\_\_  
JANA CLARK  
Deputy City Attorney

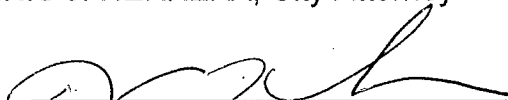
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1 Section 2. Effective Date. This ordinance shall become effective 30 days after  
2 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the  
3 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board  
4 of Supervisors overrides the Mayor's veto of the ordinance.

5  
6 Section 3. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors  
7 intends to amend only those words, phrases, paragraphs, subsections, sections, articles,  
8 numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal  
9 Code that are explicitly shown in this ordinance as additions, deletions, Board amendment  
10 additions, and Board amendment deletions in accordance with the "Note" that appears under  
11 the official title of the ordinance.

12  
13  
14 APPROVED AS TO FORM:  
15 DENNIS J. HERRERA, City Attorney

16 By:

  
17 JANA CLARK  
18 Deputy City Attorney

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**LEGISLATIVE DIGEST**

[Administrative Code - Reentry Council]

**Ordinance amending the Administrative Code to require that the Department of Homelessness and Supportive Housing appoint one member to the Reentry Council, increasing the membership from 23 to 24; increase the time that one Board appointed former inmate member can be free from custody from a maximum of two years to a maximum of three years; and require that the Council submit its report to the Board of Supervisors recommending whether the Council should continue by July 1, 2018.**

Existing Law

Administrative Code section 5.1-3 establishes the Reentry Council and requires that City departments and agencies, including the Public Defender's Office, the District Attorney's Office, the Sheriff's Department, the Police Department, the Adult Probation Department, the Juvenile Probation Department, the Department of Economic and Workforce Development, the Human Services Agency, the Department of Children Youth and Families, and the Department of Public Health, appoint one member each to the Council. In addition, Administrative Code section 5.1-3 requires that the Board of Supervisors appoint four of the seven members who are former inmates and requires that one member must have been released from custody within two years of his or her appointment to the Council. Administrative Code section 5.1-6 requires that the Council submit a report to the Board of Supervisors by January 1, 2019 recommending whether the Council should continue to operate.

Amendments to Current Law

This Ordinance would amend Administrative Code sections 5.1-3 and 5.1-6 to require that the Department of Homelessness and Supportive Housing appoint one member to the Reentry Council, increasing the membership from 23 to 24; increase the time that one Board appointed former inmate member can be free from custody from a maximum of two years to a maximum of three years; and require that the Council submit its report to the Board of Supervisors recommending whether the Council should continue by July 1, 2018.

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Print Form

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12/13/16 @ 6:37pm  
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# Introduction Form

By a Member of the Board of Supervisors or the Mayor

Time stamp  
or meeting date

I hereby submit the following item for introduction (select only one):

- 1. For reference to Committee.  
An ordinance, resolution, motion, or charter amendment.
- 2. Request for next printed agenda without reference to Committee.
- 3. Request for hearing on a subject matter at Committee.
- 4. Request for letter beginning "Supervisor [ ] inquires"
- 5. City Attorney request.
- 6. Call File No. [ ] from Committee.
- 7. Budget Analyst request (attach written motion).
- 8. Substitute Legislation File No. [ ]
- 9. Request for Closed Session (attach written motion).
- 10. Board to Sit as A Committee of the Whole.
- 11. Question(s) submitted for Mayoral Appearance before the BOS on [ ]

Please check the appropriate boxes. The proposed legislation should be forwarded to the following:

- Small Business Commission     Youth Commission     Ethics Commission
- Planning Commission     Building Inspection Commission

**Note: For the Imperative Agenda (a resolution not on the printed agenda), use a Imperative**

**Sponsor(s):**

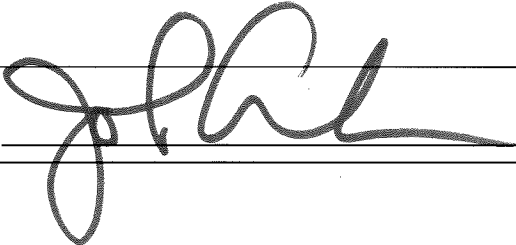
Supervisors John Avalos

**Subject:**

Ordinance - Administrative Code - Reentry Council

**The text is listed below or attached:**

[Empty box for text listing]

Signature of Sponsoring Supervisor: 

For Clerk's Use Only: