

BOARD of SUPERVISORS



City Hall
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MEMORANDUM

TO: George Gascon, District Attorney, Office of the District Attorney
Ross Mirkarimi, Sheriff, Sheriff's Department
Karen L. Fletcher, Chief Adult Probation Officer, Adult Probation
Department
Greg Suhr, Chief, Police Department
Allen Nance, Chief Probation Officer, Juvenile Probation Department

FROM: Erica Major, Assistant Committee Clerk, Government Audit and Oversight
Committee, Board of Supervisors

DATE: September 29, 2015

SUBJECT: LEGISLATION INTRODUCED

The Board of Supervisors' Government Audit and Oversight Committee has received the following proposed legislation, introduced by Supervisor Campos on September 22, 2015:

File No. 150947

Resolution urging the District Attorney, Sheriff, Adult Probation, and Police Department to communicate prior to seeking the transfer of inmates to custody in San Francisco on outstanding warrants in order to determine whether the transfer of custody serves the interest of public safety and efficient use of local resources.

If you have any comments or reports to be included with the file, please forward them to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

c:
Cristine Soto DeBerry, Office of the District Attorney
Maxwell Szabo, Office of the District Attorney
Katherine Gorwood, Sheriff's Department
Christine Fountain, Police Department
Sheryl Cowan, Juvenile Probation Department
Pauline Silva-Re, Juvenile Probation Department

1 [Urging Criminal Justice Partners to Communicate Prior to Seeking Transfer of Inmates to
2 Custody in San Francisco Under the Jurisdiction of Outstanding Warrants]

3 **Resolution urging the District Attorney, Sheriff, Adult Probation, and Police Department**
4 **to communicate prior to seeking the transfer of inmates to custody in San Francisco on**
5 **outstanding warrants in order to determine whether the transfer of custody serves the**
6 **interest of public safety and efficient use of local resources.**

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8 WHEREAS, Outstanding warrants based on charges for which either evidence no
9 longer exists or a prosecuting agency no longer wishes to pursue criminal prosecution present
10 a significant challenge to the criminal justice system, and can result in needless transfers of
11 detained people from other jurisdictions back to San Francisco on charges for which they will
12 not be prosecuted; and

13 WHEREAS, The strategic use of limited resources allows San Francisco's criminal
14 justice partners to better protect the public safety; and

15 WHEREAS, Many agencies around the country have taken steps to erase old and void
16 warrants from shared law enforcement databases; now, therefore, be it

17 RESOLVED, That the San Francisco Board of Supervisors urges the District Attorney,
18 Sheriff, Adult Probation and Police Department to communicate prior to seeking the transfer of
19 inmates to custody in San Francisco on outstanding warrants such that a timely request can
20 be made to the Superior Court to withdraw the warrant issued by the Court; and, be it

21 FURTHER RESOLVED, That prior to seeking transfer of custody of an inmate to San
22 Francisco based on an outstanding warrant, that the relevant departments determine that
23 transfer of custody serves the interest of public safety and the efficient use of local resources;
24 and, be it

1 FURTHER RESOLVED, That the District Attorney, Sheriff, Adult Probation and Police
2 Department put procedures and policies in place to ensure effective communication about
3 transfer of custody of inmates on outstanding warrants; and, be it

4 FURTHER RESOLVED, That the Board of Supervisors directs the Clerk of the Board
5 to send a copy of this resolution to District Attorney George Gascon, Sheriff Ross Mirkarimi,
6 Chief Adult Probation Officer Karen Fletcher, and Police Chief Greg Suhr.

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