

BOARD of SUPERVISORS



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MEMORANDUM

Date: December 7, 2023
To: The Honorable Members, Board of Supervisors
From:  Angela Calvillo, Clerk of the Board
Subject: Reentry Council

Board of Supervisors Rules of Order 2.21 establishes certain criteria that must be included in legislation creating and establishing, or reauthorizing, new bodies (boards/commissions/task forces/advisory bodies) and requires the Clerk of the Board to advise the Board on certain matters. In order to fulfill these requirements, the following is provided:

This body meets all the recommendations contained in the Board Rule; therefore, we are not asking for any conforming amendments.

File No. 221245 Administrative Code - Reentry Council; Reporting Duties, Sunset Date

This ordinance would amend the Administrative Code to require that the Reentry Council's next annual report be submitted by December 31, 2024, and that, at least 30 days prior, the Council provide City Departments an opportunity to provide a response to be included as an addendum in the final report if received at least 10 days prior. This ordinance also would require that the Council submit a report to the Board of Supervisors by August 15, 2028, recommending whether the Council should continue to operate, and if so, whether the Board of Supervisors should consider legislative changes that would enhance the capacity of the Council to achieve its goals. Finally, this ordinance would extend the sunset date for the council to June 1, 2029.

- Does a current body address the same or similar subject matter?

No, there are no other bodies that address the same or similar subject matter.

- Language requiring the body to meet at least once every four months

Section 5.1-3(e) requires the Council to meet at least three times per year.



- Language indicating members serve at the pleasure of the appointing authority

Section 5.1-3(a) indicates members shall serve at the pleasure of the appointing authority.

- Language establishing attendance requirements

Section 5.1-5 establishes attendance requirements and allows removal of a member that misses two meetings in a twelve-month period, without prior notice.

- Number of seats and qualifications

There are a total of 25 seats on the Council, as follows:

Mayor Appointed:

- *One (1) member shall be the Mayor or their designee;*
- *One (1) member shall be a person formerly incarcerated in the San Francisco County Jail, a California Department of Corrections and Rehabilitation adult facility and/or a United States Bureau of Prison facility;*
- *One (1) member shall a person formerly incarcerated in the San Francisco County Jail, a California Department of Corrections and Rehabilitation adult facility and/or a United States Bureau of Prison facility, between the ages of 18 and 35, inclusive, at the time of appointment and have been a person formerly incarcerated before the age of 24; and*
- *One (1) member shall be a person formerly incarcerated in the San Francisco County Jail, a California Department of Corrections and Rehabilitation adult facility and/or a United States Bureau of Prison facility, and have expertise in providing services to individuals exiting the criminal justice system.*

Board of Supervisors Appointed:

- *One (1) member shall be a member of the Board of Supervisors;*
- *One (1) member shall be a person formerly incarcerated in the San Francisco County Jail, a California Department of Corrections and Rehabilitation adult facility and/or a United States Bureau of Prison facility, and have expertise in providing services to individuals exiting the criminal justice system;*
- *One (1) member shall be a person formerly incarcerated in the San Francisco County Jail, a California Department of Corrections and Rehabilitation adult facility and/or a United States Bureau of Prison facility, and have been released from custody within three years of their appointment;*
- *One (1) member shall be a person formerly incarcerated in the San Francisco County Jail, a California Department of Corrections and Rehabilitation adult facility and/or a*



- United States Bureau of Prison facility, and have served multiple terms of incarceration; and*
- One (1) member shall be a person formerly incarcerated in the San Francisco County Jail, a California Department of Corrections and Rehabilitation adult facility and/or a United States Bureau of Prison facility, and must self-identify as a survivor of violence or crime.*
 - One (1) member shall be a person representative of the entity or agency primarily responsible for administering pretrial services involving alternatives to incarceration in San Francisco.*

Eleven (11) City Departments that appoint one (1) member each:

- Public Defender's Office*
- District Attorney's Office*
- Sheriff's Department*
- Police Department*
- Adult Probation Department*
- Juvenile Probation Department*
- Office of Economic and Workforce Development*
- Human Services Agency*
- Department of Children, Youth and Their Families*
- Department of Public Health*
- Department of Homelessness and Supportive Housing*

Four (4) Outside Agencies shall be invited to appoint one (1) member each:

- San Francisco Superior Court*
- Department of Child Support Services*
- California Department of Corrections and Rehabilitation Division of Adult Parole Operations*
- United States Probation and Pretrial Services System*

Mayoral and Board of Supervisors appointments to the Council shall expire 90 days following an appointee's date of hire in any of the following City departments or agencies: 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 Office of Economic and Workforce Development, the Human Services Agency, the Department of Children Youth and Families, the Department of Public Health, and the Department of Homelessness and Supportive Housing.

13 members shall be considered a quorum.



- Term limits (i.e., commencement date? staggered terms?)

Section 5.1-3(a) indicates each member shall serve a term of two years. Members may serve multiple terms.

- Administering department

Section 5.1-1 requires the Public Defender's Office, the District Attorney's Office, the Adult Probation Department, and the Mayor's Office to each designate staff to provide administrative support to the Council.

- Reporting requirements

Section 5.1-4 states that biennially the Council shall prepare and submit a report that shall include but not be limited to information required under subsections (a), (b), (c), and (d). The next biennial report shall be due December 31, 2024.. City departments shall respond within 30 days to reasonable requests for information submitted by the Council relevant to its ability to discharge its powers and duties under this Article I, provided that the disclosure of such information shall not be required where it would violate Federal or State law. At least 30 days prior to the due date for the report, the Council shall provide City Departments identified in the report an opportunity to provide a response. The Council shall include any response from a City Department received at least 10 days prior to the due date for the report as an addendum to the final report. The Council shall provide the final reports, including any addenda, to: 1) the Mayor, 2) the Board of Supervisors, 3) any City department or program identified by the Council in a report, and 4) the public. These reports shall be public documents.

- Sunset date

Section 5.1-6 indicates the Council is set to expire on June 1, 2029.