

Supplemental Statement to BSCC Byrne JAG Grant Agreement (BSCC 1519-25)

The City and County of San Francisco (“City”) submits this supplemental statement to accompany its Agreement No. BSCC 1519-25 for the Edward Byrne Memorial Justice Assistance Grant (“Grant Agreement”) administered by the Board of State and Community Corrections (“BSCC”).

As part of the Grant Agreement, BSCC requires the City to agree to Federal Conditions (“Federal Conditions”), which are included in the Grant Agreement as Exhibit E, “2022 JAG Award Federal Conditions” and “2023 JAG Award Federal Conditions.” The City includes this supplemental statement with its Grant Agreement because, due to recent actions by the federal government, the City wishes to state clearly its understanding of the Federal Conditions.

With respect to provisions of the Federal Conditions requiring the City to comply with federal anti-discrimination and civil rights laws— including but not limited to Sections 8-10 of the 2022 JAG Award Federal Conditions, Sections 2, 9, and 12 of the 2023 JAG Award Federal Conditions, the DOJ Grants Financial Guide (“Guide”), and any other document incorporated by reference in the Federal Conditions—the City intends to comply with such laws as adopted by Congress and interpreted by the courts. The City does not understand these obligations to include complying with any interpretations of federal anti-discrimination law that deviate from these sources. For example, the July 29, 2025 Memorandum from Attorney General Pam Bondi regarding “Guidance for Recipients of Federal Funding Regarding Unlawful Discrimination” includes a number of purported “best practices” and “Examples of Unlawful Practices” that conflict with existing judicial precedent. The City does not understand the Federal Conditions to require compliance with such guidance or other similar interpretations of federal law.