

1 [Accept and Expend Grant - Retroactive - San Francisco Public Defender's Office - CARE
2 Court Fund - \$524,765]

3 **Resolution retroactively authorizing the San Francisco Public Defender's Office to**
4 **accept and expend a grant in the amount of \$524,765, pursuant to Senate Bill No. 101**
5 **(SB 101), allocating \$20,400,000 (Community Assistance, Recovery, and Empowerment**
6 **(CARE) Court Fund), as amended in 2023 by Senate Bill No. 104 (SB 104), to be**
7 **distributed by the Judicial Council of California through the State Bar via grant awards**
8 **to qualified legal services providers and public defender offices to provide**
9 **representation in CARE Act proceedings, matters related to CARE agreements, and**
10 **CARE plans for the period of August 1, 2023, through June 30, 2024.**

11
12 WHEREAS, The Administrative Code requires City departments to obtain Board of
13 Supervisors' approval to accept or expend any grant funds (Section 10.170 et seq.); and

14 WHEREAS, The State Bar of California grant funds to the San Francisco Public
15 Defender's Office requires documentation of the Board's approval of their specific grant funds;
16 and

17 WHEREAS, The San Francisco Public Defender's Office desired to participate in the
18 CARE Court Program, funded through Senate Bill 1338 ("S.B. 1338"), which was enacted,
19 creating the Community Assistance, Recovery, and Empowerment Court (CARE Court) and
20 administered by the State Bar of California, and was awarded \$524,765; and

21 WHEREAS, This CARE Court Program is concurrent with Senate Bill 1338 ("S.B.
22 1338"), which was enacted, creating the Community Assistance, Recovery, and
23 Empowerment Court (CARE Court); and

24 WHEREAS, The San Francisco Public Defender's Office is steadfastly committed to its
25 mission of fiercely defending its indigent clients at the highest level, confronting state-

1 sponsored violence, and advocating for community power, and on top of defending individual
2 clients in criminal legal matters, it also represents clients with mental health disabilities in civil
3 commitment proceedings in psychiatric units of hospitals, facing conservatorship in civil court
4 and other civil commitment proceedings in criminal court through the Public Defender's Mental
5 Health Unit; and

6 WHEREAS, The Public Defender's Mental Health Unit (MHU) is uniquely situated to
7 represent CARE court participants, as it represents thousands of clients in existing civil
8 commitment proceedings and implementing similar court-ordered treatment programs
9 (Assisted Outpatient Treatment (AOT), Housing Conservatorships, community-based
10 conservatorship programs) and will therefore already know many potential CARE Court
11 participants; and

12 WHEREAS, The CARE Court legislation authorizes petitions for individuals who are
13 already represented by the Public Defender's Office in other proceedings; and

14 WHEREAS, The State Bar funding allocation will help provide adequate staffing to the
15 unit by supporting one attorney and one paralegal; and

16 WHEREAS, Any interest earned on the grant funds must go to the funded activities;
17 and

18 WHEREAS, The grant does not require an amendment to the Annual Salary Ordinance
19 (ASO) Amendment; and

20 WHEREAS, The Public Defender's Office proposes to maximize use of available grant
21 funds on program expenditures by not including indirect costs in the grant budget; now,
22 therefore, be it

23 RESOLVED, That should the Public Defender's Office receive more than the awarded
24 amount of \$524,765 that the Board of Supervisors hereby approve the acceptance and
25 expenditure by the Public Defender's Office of the additional money; and, be it

1 FURTHER RESOLVED, That the Board of Supervisors hereby authorizes the San
2 Francisco Public Defender's Office to retroactively accept and expend \$524,765 in grant funds
3 from the State Bar of California, to comply with Senate Bill No. 101 ("S.B. 101") mandate to
4 use these funds to support CARE Court representation; and, be it

5 FURTHER RESOLVED, That the Board of Supervisors hereby waives inclusion of
6 indirect costs in the grant budget; and, be it

7 FURTHER RESOLVED, That the San Francisco Public Defender's Office be
8 authorized on behalf of the Board of Supervisors to sign the Grant Agreement with the State
9 Bar of California, including any extensions or amendments thereof; and, be it

10 FURTHER RESOLVED, That the grant funds received hereunder shall not be used
11 to supplant expenditures controlled by this body; and, be it

12 FURTHER RESOLVED, That the San Francisco Public Defender's Office agrees to
13 abide by the terms and conditions of the Grant Agreement as set forth by the State Bar of
14 California.

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Recommended:

_____/s/_____

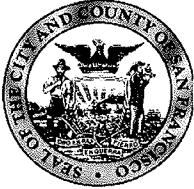
Manohar Raju
Public Defender

Approved: _____/s/_____

London N. Breed
Mayor

Approved: _____/s/_____

Ben Rosenfield
Controller



City and County of San Francisco

Tails Resolution

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

File Number: 240134

Date Passed: March 26, 2024

Resolution retroactively authorizing the San Francisco Public Defender's Office to accept and expend a grant in the amount of \$524,765 pursuant to Senate Bill No. 101 (SB 101), allocating \$20,400,000 (Community Assistance, Recovery, and Empowerment (CARE) Court Fund), as amended in 2023 by Senate Bill No. 104 (SB 104), to be distributed by the Judicial Council of California through the State Bar via grant awards to qualified legal services providers and public defender offices to provide representation in CARE Act proceedings, matters related to CARE agreements, and CARE plans for the period of August 1, 2023, through June 30, 2024.


March 20, 2024 Budget and Finance Committee - RECOMMENDED

March 26, 2024 Board of Supervisors - ADOPTED

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

File No. 240134

**I hereby certify that the foregoing
Resolution was ADOPTED on 3/26/2024 by
the Board of Supervisors of the City and
County of San Francisco.**



Angela Calvillo
Clerk of the Board



London N. Breed
Mayor



Date Approved