

1 [Urging Governor Schwarzenegger to re-visit California's "Three Strikes" law.

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3 **Resolution urging Governor Schwarzenegger to re-visit the "Three Strikes" law**
4 **adopted by California voters and the state legislature in 1994.**

5 WHEREAS, The original "Three Strikes" law under Penal Code section 667.7
6 mandated a 20 year sentence for a third violent conviction and a life sentence for a fourth
7 violent conviction and,

8 WHEREAS, The new version of the "Three Strikes" law passed by California voters in
9 1994 broadened the qualifications for the first two "strikes" to include not just violent offenses
10 but also offenses deemed "serious," and it allows any type of felony conviction to constitute a
11 third strike and,

12 WHEREAS, With these new qualifications defendants like Santos Reyes are serving a life
13 sentence for giving false information on a Department of Motor Vehicles driver's license test
14 to help his cousin and,

15 WHEREAS, The first of Santos Reyes' "strikes" was for burglary committed as a juvenile
16 and the second, a robbery, which occurred 10 years before the third strike and,

17 WHEREAS, The crimes committed by Santos Reyes do not appear to have resulted in
18 physical harm to another person, have sentenced him to life in jail under the new "Three
19 Strikes" law and,

20 WHEREAS, There are 4,200 nonviolent offenders like Reyes that are currently in
21 prison under "Three Strikes" serving terms that were previously reserved for individuals who
22 have been convicted of murder, mayhem, and serious sex offenses and
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WHEREAS. We ask the Clerk of the Board of Supervisors to send a copy of this resolution to Assemblymember Mark Leno, Assemblymember Leland Yee, California State Senator Carole Migden and to Santo Reyes in Folsom Prison; now, therefore, be it

RESOLVED, that the Board of Supervisors requests the Governor of California to re-visit the "Three Strikes" law and commute the sentence of Santos Reyes to time already served and release him immediately.



City and County of San Francisco

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

Tails
Resolution

File Number: 050523

Date Passed:

Resolution urging Governor Schwarzenegger to re-visit the "Three Strikes" law adopted by California voters and the state legislature in 1994.

March 29, 2005 Board of Supervisors — ADOPTED

Ayes: 9 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin
Excused: 2 - Daly, Sandoval

File No. 050523

I hereby certify that the foregoing Resolution was ADOPTED on March 29, 2005 by the Board of Supervisors of the City and County of San Francisco.

[Signature]
Gloria L. Young
Clerk of the Board

APR 01 2005

Date Approved

Mayor Gavin Newsom

Date: April 8, 2005

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, became effective without his approval in accordance with the provision of said Section 3.103 of the Charter.

[Signature]
Clerk of the Board

File No.
050523