

File No. 220358

Committee Item No. _____

Board Item No. 32

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee _____

Date _____

Board of Supervisors Meeting

Date April 12, 2022

Cmte Board

- Motion
- Resolution
- Ordinance
- Legislative Digest
- Budget Analyst Report
- Legislative Analyst Report
- Introduction Form (for hearings)
- Department/Agency Cover Letter and/or Report
- MOU
- Grant Information Form
- Grant Budget
- Subcontract Budget
- Contract/Agreement
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- Application
- Public Correspondence

OTHER (Use back side if additional space is needed)

- California State Assembly Bill No. 1608
- CSAC and LCC Position Tracking
- CSAC Letter 033122
- Supervisor Walton Support Memo 4/05/22

Completed by: Brittney Harrell

Date April 7, 2022

Completed by: _____

Date _____

An asterisked item represents the cover sheet to a document that exceeds 20 pages. The complete document is in the file.

1 [Supporting California State Assembly Bill No. 1608 (Gipson) - The Angelo Quinto Act of
2 2022: Independent Coroner’s Offices]

3 **Resolution supporting California State Assembly Bill No. 1608, authored by Assembly**
4 **Member Mike A. Gipson, The Angelo Quinto Act of 2022: Independent Coroner’s**
5 **Offices.**

6
7 WHEREAS, In December of 2020, Angelo Quinto was tragically killed by police; Angelo
8 had been suffering from a mental health episode when his family called the police for help
9 with de-escalating the situation; while Angelo was handcuffed, a responding officer knelt on
10 Angelo’s neck for at least four and a half minutes while another officer restrained his legs;
11 Angelo lost and never regained consciousness -he died in a hospital three days later; and

12 WHEREAS, The Contra Costa County Coroner’s Office ruled that Angelo’s death was
13 the result of “excited delirium;” this term is often attributed to sudden unexplained deaths of
14 individuals while in police custody; and

15 WHEREAS, Angelo’s death has garnered great attention and increased scrutiny on
16 diagnoses used to shield and absolve officers from accountability; and

17 WHEREAS, According to a 2020 study by the Oregon Health & Science University
18 School of Medicine, published cases of excited delirium rarely, if ever, happen independently
19 of police involvement; and additionally, in July of 2021, the American Medical Association
20 adopted a new policy opposing the “excited delirium” diagnosis; specifically, their position is
21 that the “current evidence does not support ‘excited delirium’ as an official diagnosis,” and
22 other recognized organizations, like the National Institute of Health, note that much more
23 research must be discovered in this area; and

24
25

1 WHEREAS, The blanket diagnosis has, in part, reinvigorated the need for greater
2 transparency in the investigation medical examination process, and it has also led to a goal of
3 eliminating potential conflicts of interest in law enforcement; and

4 WHEREAS, This perception of bias should be remedied by ensuring that all local death
5 investigations are conducted independently and objectively by an independent Medical
6 Examiner or Coroner's Office that is separate from the Sheriff's Office; and

7 WHEREAS, All 58 counties in California have a sheriff's department, but only ten
8 counties have a separate coroner or medical examiner's office; and

9 WHEREAS, Currently, state law does not require a sheriff to have any medical
10 background or certification to assume the duties of a coroner, and California is only one of
11 three states that allows counties to combine the offices of the coroner and sheriff, which
12 increases the potential for conflicts of interest in law enforcement handling the duties of the
13 coroner; and

14 WHEREAS, San Francisco has already separated the duties of the coroner from the
15 sheriff, as have Los Angeles and San Diego; these coroners are independent medical
16 examiners who are required to be licensed physicians and surgeons duly qualified as
17 specialists in pathology; and

18 WHEREAS, Section 24304.1. of the Government Code permits County Boards of
19 Supervisors to consolidate the duties of certain county offices, including, but not limited to the
20 sheriff and the coroner; and

21 WHEREAS, Currently, state law does not require a sheriff to have any medical
22 background or certification to assume the duties of a coroner, in contrast to independent
23 medical examiners who are required to be licensed physicians and surgeons duly qualified as
24 specialists in pathology; and

1 WHEREAS, A consistent statewide policy towards independent coroner's offices would
2 help to ensure that medical examinations and investigations of sudden, violent, or
3 unexplained/suspicious deaths are conducted objectively; and

4 WHEREAS, California State Assembly Bill No. 1608 would separate the duties of the
5 coroner from the duties of the sheriff, strengthening the medical examination process, thereby
6 eliminating perceived and actual conflicts of interest and increasing accountability and
7 transparency when determining the cause of death; now, therefore, be it

8 RESOLVED, That the Board of Supervisors expresses its support for California State
9 Assembly Bill 1608 (Gipson), and respectfully requests the California Legislature pass and
10 Governor Gavin Newsom sign California State Assembly Bill No. 1608 into law; and, be it

11 FURTHER RESOLVED, That copies of this Resolution will be sent to the Office of
12 Assembly Member Mike A. Gipson, along with a copy of the support letter referenced below;
13 and, be it

14 FURTHER RESOLVED, That the Clerk of the Board of Supervisors shall submit a copy
15 of the letter of support and copy of the enacted Resolution for California State Assembly Bill
16 No. 1608 to the Office of Assembly Member Mike A. Gipson.

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ASSEMBLY BILL

No. 1608

Introduced by Assembly Members Gipson and Akilah Weber
(Coauthor: Senator Pan)

January 4, 2022

An act to amend Sections 24300, 24304, and 24304.1 of the Government Code, relating to local government.

LEGISLATIVE COUNSEL'S DIGEST

AB 1608, as introduced, Gipson. County officers: consolidation of offices.

Existing law authorizes the board of supervisors of a county to consolidate the duties of various county offices in various combinations, including combining the duties of the sheriff and the coroner.

This bill would delete the authority to combine the duties of the sheriff with the duties of the coroner.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 24300 of the Government Code is
- 2 amended to read:
- 3 24300. By ordinance the board of supervisors may consolidate
- 4 the duties of certain of the county offices in one or more of these
- 5 combinations:
- 6 (a) Sheriff and tax collector.
- 7 (b) Auditor and recorder.
- 8 (c) County clerk, auditor, and recorder.

- 1 (d) County clerk and public administrator.
- 2 (e) County clerk and recorder.
- 3 (f) County clerk and auditor.
- 4 (g) Treasurer and tax collector.
- 5 (h) Treasurer and recorder.
- 6 (i) Treasurer and assessor.
- 7 (j) Treasurer and public administrator.
- 8 (k) Public administrator and coroner.
- 9 (l) District attorney and public administrator.
- 10 (m) District attorney and coroner.
- 11 ~~(n) Sheriff and coroner.~~
- 12 ~~(o)~~
- 13 (n) Sheriff and public administrator.
- 14 ~~(p)~~
- 15 (o) County agricultural commissioner and county sealer of
- 16 weights and measures.
- 17 ~~(q)~~
- 18 (p) Road commissioner and surveyor. A county may create an
- 19 office entitled public works director, combining the duties of road
- 20 commissioner and surveyor and any other compatible duties not
- 21 legally required to be performed by another county officer.
- 22 ~~(r)~~
- 23 (q) County surveyor and director of transportation.

24 By the ordinance that consolidates the duties of the appointive
 25 county offices described in subdivision ~~(p)~~, (o), notwithstanding
 26 Section 2122 and Sections 2181 to 2187, inclusive, of the Food
 27 and Agricultural Code, and Sections 12200 and 12214 of the
 28 Business and Professions Code, the board of supervisors may
 29 provide that the first term only of the newly consolidated office
 30 expires when the first of the remaining unexpired terms of the two
 31 unconsolidated offices would have expired. Where a vacancy in
 32 either of the unconsolidated offices exists the term of office of the
 33 newly consolidated office shall be the longer of the remaining
 34 unexpired terms.

35 SEC. 2. Section 24304 of the Government Code is amended
 36 to read:

37 24304. Notwithstanding the provisions of Section 24300, in
 38 counties of the 13th to 58th classes, inclusive, the board of
 39 supervisors by ordinance may consolidate the duties of certain of
 40 the county offices in one or more of these combinations:

- 1 (a) Sheriff and tax collector.
- 2 (b) Auditor and recorder.
- 3 (c) County clerk, auditor, and recorder.
- 4 (d) County clerk and public administrator.
- 5 (e) County clerk and recorder.
- 6 (f) County clerk and auditor.
- 7 (g) Treasurer and tax collector.
- 8 (h) Treasurer and recorder.
- 9 (i) Treasurer and assessor.
- 10 (j) Treasurer and public administrator.
- 11 (k) Public administrator and coroner.
- 12 (l) District attorney and public administrator.
- 13 (m) District attorney and coroner.
- 14 ~~(n) Sheriff and coroner.~~
- 15 ~~(o)~~
- 16 (n) Sheriff and public administrator.
- 17 ~~(p)~~
- 18 (o) County agricultural commissioner and county sealer of
- 19 weights and measures.
- 20 ~~(q)~~
- 21 (p) County clerk and tax collector.
- 22 ~~(r)~~
- 23 (q) Treasurer, tax collector, and recorder.
- 24 ~~(s) Sheriff, tax collector,~~
- 25 (r) *Tax collector* and coroner.
- 26 ~~(t)~~
- 27 (s) Coroner and health officer.
- 28 ~~(u)~~
- 29 (t) Road commissioner and surveyor. A county may create an
- 30 office entitled public works director, combining the duties of road
- 31 commissioner and surveyor and any other compatible duties not
- 32 legally required to be performed by another county officer.
- 33 ~~(v) Sheriff, coroner,~~
- 34 (u) *Coroner* and public administrator.
- 35 ~~(w)~~
- 36 (v) Treasurer, tax collector, and public administrator.
- 37 ~~(x)~~
- 38 (w) County clerk, assessor, and recorder.
- 39 ~~(y)~~
- 40 (x) Assessor and recorder.

1 ~~(z)~~

2 (y) Tax collector/county clerk and treasurer.

3 SEC. 3. Section 24304.1 of the Government Code is amended

4 to read:

5 24304.1. Notwithstanding the provisions of Section 24300, in
6 counties of the 11th class, the board of supervisors by ordinance
7 may consolidate the duties of certain of the county offices, ~~in one~~
8 ~~or both of these combinations:~~ *as follows:*

9 (a) County clerk, assessor, and recorder.

10 ~~(b) Sheriff, coroner, and public administrator.~~

11 (b) *Either of the following:*

12 (1) *Sheriff and public administrator.*

13 (2) *Coroner and public administrator.*

RE: Walton - Introduction - Resolution: In Support of AB 1608

Evans, Abe (BOS) <abe.evans@sfgov.org>

Tue 4/5/2022 5:04 PM

To: BOS Legislation, (BOS) <bos.legislation@sfgov.org>; Gee, Natalie (BOS) <natalie.gee@sfgov.org>

Cc: Walton, Shamann (BOS) <shamann.walton@sfgov.org>

📎 1 attachments (300 KB)

AB 1608 text.pdf;

Hi Lisa,

Here's the file for AB 1608: https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=202120220AB1608

Attaching the text.

California State Association of Counties opposes this bill.

File here: [https://ctweb.capitoltrack.com/public/search.aspx?](https://ctweb.capitoltrack.com/public/search.aspx?t=bill&s=AB1608&session=21&go=Search&id=a21cc1dd-911e-48f1-a3c9-8d96959fe4c5)

[t=bill&s=AB1608&session=21&go=Search&id=a21cc1dd-911e-48f1-a3c9-8d96959fe4c5](https://ctweb.capitoltrack.com/public/search.aspx?t=bill&s=AB1608&session=21&go=Search&id=a21cc1dd-911e-48f1-a3c9-8d96959fe4c5)

Letter to Assemblymember Gibson here: <https://ct3.blob.core.windows.net/21blobs/7d5c9126-2130-43c7-a5be-40ed4507b92e>

The League of California Cities has a "watch" position on this bill.

Link here: <https://ctweb.capitoltrack.com/public/search.aspx?id=ad485199-37cd-42cd-8217-d19b4d257119&session=21&s=ab1608&t=bill>

Best,

Abe

Abe Evans, Legislative Aide

Office of Board of Supervisors **President Shamann Walton, District 10**

1 Dr. Carlton B. Goodlett Pl, San Francisco | Room 282

Direct: 415.554.4550 | **Office:** 415.554.7670

Cell: 415.212.8404

Pronouns: he, him, his

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COVID-19 RESOURCE GUIDE HERE: [bit.ly/covid19d10]bit.ly/covid19d10

From: BOS Legislation, (BOS) <bos.legislation@sfgov.org>

Sent: Tuesday, April 05, 2022 4:55 PM

To: Gee, Natalie (BOS) <natalie.gee@sfgov.org>; BOS Legislation, (BOS) <bos.legislation@sfgov.org>

Cc: Walton, Shamann (BOS) <shamann.walton@sfgov.org>; Evans, Abe (BOS) <abe.evans@sfgov.org>

Subject: RE: Walton - Introduction - Resolution: In Support of AB 1608

Thanks Natalie,

Pursuant to [Board Rule 2.8.2](#), please provide the following to complete this submission:

- a copy of AB 1608
- confirm that organizations such as the [California State Association of Counties](#) and [League of California Cities](#) have *not* taken a position on these bills. If they have, please provide a copy of their statement for completeness of the file

Thank you.

Lisa Lew

San Francisco Board of Supervisors
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102
T 415-554-7718 | F 415-554-5163
lisa.lew@sfgov.org | www.sfbos.org

(VIRTUAL APPOINTMENTS) To schedule a “virtual” meeting with me (on Microsoft Teams), please ask and I can answer your questions in real time.

Due to the current COVID-19 health emergency and the Shelter in Place Order, the Office of the Clerk of the Board is working remotely while providing complete access to the legislative process and our services.



Click [here](#) to complete a Board of Supervisors Customer Service Satisfaction form

The [Legislative Research Center](#) provides 24-hour access to Board of Supervisors legislation, and archived matters since August 1998.

***Disclosures:** Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted. Members of the public are not required to provide personal identifying information when they communicate with the Board of Supervisors and its committees. All written or oral communications that members of the public submit to the Clerk's Office regarding pending legislation or hearings will be made available to all members of the public for inspection and copying. The Clerk's Office does not redact any information from these submissions. This means that personal information—including names, phone numbers, addresses and similar information that a member of the public elects to submit to the Board and its committees—may appear on the Board of Supervisors' website or in other public documents that members of the public may inspect or copy.*

From: Gee, Natalie (BOS) <natalie.gee@sfgov.org>

Sent: Tuesday, April 5, 2022 4:32 PM

To: BOS Legislation, (BOS) <bos.legislation@sfgov.org>

Cc: Walton, Shamann (BOS) <shamann.walton@sfgov.org>; Evans, Abe (BOS) <abe.evans@sfgov.org>

Subject: Walton - Introduction - Resolution: In Support of AB 1608

Good afternoon Clerk Team,

Attached is President Walton's Introduction Form and resolution in support of AB 1608. We can confirm that this matter is routine and not contentious. We are requesting this item for the For Adoption Without Committee Reference agenda for the next meeting.

Thank you,
Natalie

Natalie Gee 朱凱勤, Chief of Staff

Supervisor Shamann Walton, District 10

President, Board of Supervisors

1 Dr. Carlton B. Goodlett Pl, San Francisco | Room 282

Direct: 415.554.7672 | **Office:** 415.554.7670



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March 31, 2022

The Honorable Mike Gipson
California State Assembly
1021 O Street, Room 8110
Sacramento, CA 95814

**Re: Assembly Bill 1608 (Gipson) – County officers: consolidation of offices.
As introduced January 4, 2022 – OPPOSE**

Dear Assembly Member Gipson,

The California State Association of Counties (CSAC) respectfully writes in opposition of your measure, Assembly Bill 1608, which would create unavoidable, significant costs to counties, while removing the existing authority of our 58 elected county boards of supervisors.

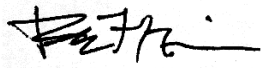
As introduced, AB 1608 strikes the authority of all county boards of supervisors to combine the duties of the county office of the Sheriff and coroner by way of ordinance. Currently, 48 of the 58 counties in our state consolidate the duties of the county-elected Sheriff and the coroner into a single office. The remaining counties have established an independent Office of the Medical Examiner or a coroner’s office that is separate from the Sheriff’s. Although AB 1608 does not require counties to create an independent Office of the Medical Examiner, many counties may be forced to do so given the high volume of cases they receive. If this takes place, projected costs to create and sustain operations of a medical examiner’s office would likely exceed \$1 million annually. Another option could be for a county to contract with neighboring counties and independent forensic pathologists, but as noted, it will not make sense for most medium and large sized counties with large caseloads. As currently drafted, a county is also permitted to consolidate the functions and duties of the coroner with other county offices, such as the public administrator. However, not only is it unclear how the administrative, medical, and investigative functions of the coroner could be consolidated with other offices, more notably it would require widespread changes with regards to staffing, resources, security, and physical space.

While prohibiting the consolidation of the Sheriff and coroner would be a substantial undertaking, impacting the budget of most counties across California, it would strip county boards of supervisors of their fundamental duty to make sound fiscal decisions on behalf of their constituents. Additionally, supervisors can exercise their existing authority to combine the duties of the coroner with other county offices if that is the will of the voters.

Ultimately, CSAC genuinely appreciates the intent of this legislation and is deeply sensitive to the concerns from the community. Thus, while we regretfully oppose AB 1608 as introduced, we look forward to continuing conversations.

Should you have any questions, please do not hesitate to contact me at 916.650.8129 or rmorimune@counties.org.

Sincerely,

A handwritten signature in black ink, appearing to read "Ryan Morimune". The signature is stylized with a prominent initial "R" and a long horizontal stroke at the end.

Ryan Morimune
Legislative Representative



SHAMANN WALTON

MEMORANDUM

DATE: April 5, 2022

TO: **California State Assembly Member Mike A. Gipson**

FROM: President Shamann Walton

SUBJECT: **California State Assembly Bill No. 1608, authored by Assembly Member Mike A. Gipson, The Angelo Quinto Act of 2022: Independent Coroner's Offices**

Dear Assembly Member Gipson,

I am writing in strong support of your recently introduced Assembly Bill No. 1608, The Angelo Quinto Act of 2022: Independent Coroner's Offices.

California is only one of three states that allows counties to combine the offices of the coroner and sheriff, which increases the potential for conflicts of interest in law enforcement handling the duties of the coroner.

San Francisco has already separated the duties of the coroner from the sheriff, employing coroners who are independent medical examiners and are required to be licensed physicians and surgeons duly qualified as specialists in pathology.

I believe that a consistent statewide policy towards independent coroner's offices would help to ensure that medical examinations and investigations of sudden, violent, or suspicious deaths are conducted objectively. This strengthening of the medical examination process will help eliminate perceived and actual conflicts of interest and increase accountability and transparency when determining cause of death.

Thank you for your leadership on this important issue.

Sincerely,

A handwritten signature in blue ink, appearing to read "Shamann Walton".

Shamann Walton
President of the San Francisco Board of Supervisors

Introduction Form

By a Member of the Board of Supervisors or Mayor

Time stamp
or meeting date

I hereby submit the following item for introduction (select only one):

- 1. For reference to Committee. (An Ordinance, Resolution, Motion or Charter Amendment).
- 2. Request for next printed agenda Without Reference to Committee.
- 3. Request for hearing on a subject matter at Committee.
- 4. Request for letter beginning : "Supervisor inquiries"
- 5. City Attorney Request.
- 6. Call File No. from Committee.
- 7. Budget Analyst request (attached written motion).
- 8. Substitute Legislation File No.
- 9. Reactivate File No.
- 10. Topic submitted for Mayoral Appearance before the BOS on

Please check the appropriate boxes. The proposed legislation should be forwarded to the following:

- Small Business Commission
- Youth Commission
- Ethics Commission
- Planning Commission
- Building Inspection Commission

Note: For the Imperative Agenda (a resolution not on the printed agenda), use the Imperative Form.

Sponsor(s):

Walton

Subject:

Resolution in Support of Assembly Bill No. 1608 (Gipson)

The text is listed:

Resolution supporting Assembly Bill No. 1608, authored by Assemblymember Mike A. Gipson, The Angelo Quinto Act of 2022: Independent Coroner's Offices.

Signature of Sponsoring Supervisor:

For Clerk's Use Only