

File No. 130273

Committee Item No. 8

Board Item No. _____

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Budget and Finance Committee

Date: 05/8/2013

Board of Supervisors Meeting

Date: _____

Cmte Board

- | | | |
|-------------------------------------|--------------------------|--|
| <input type="checkbox"/> | <input type="checkbox"/> | Motion |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Resolution |
| <input type="checkbox"/> | <input type="checkbox"/> | Ordinance |
| <input type="checkbox"/> | <input type="checkbox"/> | Legislative Digest |
| <input type="checkbox"/> | <input type="checkbox"/> | Budget and Legislative Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Legislative Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Youth Commission Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Introduction Form (for hearings) |
| <input type="checkbox"/> | <input type="checkbox"/> | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/> | <input type="checkbox"/> | MOU |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Grant Information Form |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Grant Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Subcontract Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Contract/Agreement |
| <input type="checkbox"/> | <input type="checkbox"/> | Form 126 – Ethics Commission |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Award Letter |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Application |
| <input type="checkbox"/> | <input type="checkbox"/> | Public Correspondence |

OTHER

(Use back side if additional space is needed)

<input type="checkbox"/>	<input type="checkbox"/>	_____
<input type="checkbox"/>	<input type="checkbox"/>	_____
<input type="checkbox"/>	<input type="checkbox"/>	_____
<input type="checkbox"/>	<input type="checkbox"/>	_____
<input type="checkbox"/>	<input type="checkbox"/>	_____
<input type="checkbox"/>	<input type="checkbox"/>	_____
<input type="checkbox"/>	<input type="checkbox"/>	_____
<input type="checkbox"/>	<input type="checkbox"/>	_____
<input type="checkbox"/>	<input type="checkbox"/>	_____
<input type="checkbox"/>	<input type="checkbox"/>	_____

Completed by: Victor Young

Date May 3, 2013

Completed by: Victor Young

Date _____

1 [Accept In Kind Gift - Technical Assistance - \$250,000]

2
3 **Resolution authorizing the Office of the District Attorney to retroactively accept an in**
4 **kind gift of technical assistance valued at \$250,000 from the Open Society Foundation**
5 **for the grant period of January 1, 2013, through June 30, 2015.**

6
7 WHEREAS, The City and County of San Francisco District Attorney's Office is
8 designated as chair for the San Francisco Sentencing Commission; and

9 WHEREAS, The National Council on Crime and Delinquency (NCCD), a non-profit
10 organization that has provided research to guide policy and practice in criminal justice,
11 juvenile justice, and child welfare since 1907, with support from The San Francisco District
12 Attorney's Office (SFDA), applied for grant funds from Open Society Foundation (OSF) to
13 support the work of the San Francisco Sentencing Commission and for an analysis of District
14 Attorney Victim Services Division; and

15 WHEREAS, NCCD has been awarded the OSF grant and plans to provide program
16 planning services to the above-referenced City agencies; and

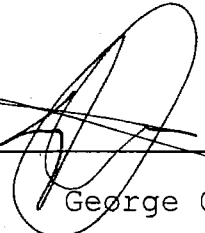
17 WHEREAS, NCCD has proposed to provide the City with a gift-in-kind of technical
18 assistance valued at \$250,000 for the San Francisco Sentencing Commission and District
19 Attorney Victims Services Division; and

20 WHEREAS, The gift does not require and ASO Amendment; now, therefore, be it;

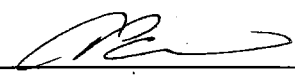
21 **RESOLVED**, That the Board of Supervisors hereby authorizes the District Attorney of
22 the City and County of San Francisco to accept the in-kind gift, valued at \$250,000, from the
23 Open Society Foundation for program planning services to be provided by NCCD.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25


APPROVED:
Office of the District Attorney


George Gascón

APPROVED:
Office of the Controller

By: 
for Ben Rosenfield

APPROVED:
Office of the Mayor

By: 
for Edwin M. Lee

TO: Angela Calvillo, Clerk of the Board of Supervisors
FROM: Tara Anderson, Office of the District Attorney
DATE: March 11, 2013
SUBJECT: Accept In-Kind Gift Resolution
GRANT TITLE: San Francisco Sentencing Commission and District Attorney Victim Services Technical Assistance In-Kind Gift

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO

2013 MAR 19 PM 3:41

Attached please find the original and 4 copies of each of the following:

- Proposed grant resolution; original signed by Department, Mayor, Controller
- Grant information form, including disability checklist
- Grant budget
- Grant application
- Grant award letter from funding agency
- Ethics Form 126 (if applicable)
- Contracts, Leases/Agreements (if applicable)
- Other (Explain):

Special Timeline Requirements:

Please schedule at the earliest available date.

Departmental representative to receive a copy of the adopted resolution:

Name: Tara Anderson Phone: 415 553 1203

Interoffice Mail Address: DAT, 850 Bryant Street, Room 322

Certified copy required Yes No

(Note: certified copies have the seal of the City/County affixed and are occasionally required by funding agencies. In most cases ordinary copies without the seal are sufficient).

130773

File Number: _____
(Provided by Clerk of Board of Supervisors)

Grant Information Form
(Effective March 2005)

Purpose: Accompanies proposed Board of Supervisors resolutions authorizing a Department to accept and expend grant funds.

The following describes the grant referred to in the accompanying resolution:

1. Grant Title: San Francisco Sentencing Commission and District Attorney Victim Services Technical Assistance In-Kind Gift

2. Department: District Attorney

3. Contact Person: Tara Anderson Telephone: 415-553-1203

4. Grant Approval Status (check one):

Approved by funding agency

Not yet approved

5. Amount of Grant Funding Approved or Applied for: \$250,000

6a. Matching Funds Required: N/A

b. Source(s) of matching funds (if applicable):

7a. Grant Source Agency: Open Society Foundation

b. Grant Pass-Through Agency (if applicable): N/A

8. Proposed Grant Project Summary:

This grant is in support of in-kind services for technical support, research and data analysis. This includes performing quantitative and qualitative research that builds on and supplements existing data reports and analyses conducted by the state, other jurisdictions, and/or organizations. In addition, NCCD will conduct an analysis of the provision of victim/witness services provided by the SFDA. This analysis will focus on the organization's position, performance, and potential. This analysis will not only support and inform the work of San Francisco, but other counties.

9. Grant Project Schedule, as allowed in approval documents, or as proposed:

Start-Date: January 1, 2012

End-Date: June 30, 2015

10a. Amount budgeted for contractual services: N/A

b. Will contractual services be put out to bid? N/A

c. If so, will contract services help to further the goals of the department's MBE/WBE requirements? N/A

d. Is this likely to be a one-time or ongoing request for contracting out? One-time

11a. Does the budget include indirect costs? Yes No

b1. If yes, how much? \$0

b2. How was the amount calculated?

c. If no, why are indirect costs not included?

Not allowed by granting agency

To maximize use of grant funds on direct services

Other (please explain):

c2. If no indirect costs are included, what would have been the indirect costs? 10% indirect costs would have been \$25,000.

12. Any other significant grant requirements or comments:

N/A

****Disability Access Checklist****

13. This Grant is intended for activities at (check all that apply):

Existing Site(s)

Existing Structure(s)

Existing Program(s) or Service(s)

Rehabilitated Site(s)

Rehabilitated Structure(s)

New Program(s) or Service(s)

New Site(s)

New Structure(s)

14. The Departmental ADA Coordinator and/or the Mayor's Office on Disability have reviewed the proposal and concluded that the project as proposed will be in compliance with the Americans with Disabilities Act and all other Federal, State and local access laws and regulations and will allow the full inclusion of persons with disabilities, or will require unreasonable hardship exceptions, as described in the comments section:

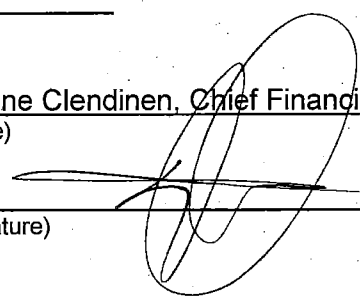
Comments:

Departmental or Mayor's Office of Disability Reviewer: Martha Knutzen
(Name)

Date Reviewed: 3/11/13


Department Approval: Eugene Clendinen, Chief Financial Officer
(Name) (Title)

(Signature)



National Council on Crime and Delinquency
 Open Society Foundation
 San Francisco Sentencing Commission
 Budget Period: 1/1/13 - 6/30/15

		Year 1	Year 2	Year 3	Total
REVENUE					
Open Society Foundation		98,117	99,294	52,589	250,000
Total Revenue		98,117	99,294	52,589	250,000
EXPENSES					
Personnel					
	FTE				
Senior Program Specialist	28.60%	27,499	27,912	11,486	66,897
Research Analyst	16.29%	8,863	9,034	5,527	23,424
Research Associate II	10.86%	5,047	5,122	4,429	14,598
Research Associate II	11.59%	3,571	3,625	3,373	10,569
Administrative support	10.86%	3,380	3,448	1,740	8,567
Total Personnel		48,361	49,141	26,553	124,055
Fringe Benefits					
Employer's Payroll Taxes	7.32%	3,540	3,597	1,944	9,081
Worker's Compensation	0.54%	261	265	143	670
Health Insurance	15.68%	7,583	7,705	4,164	19,452
Pension Plan	8.46%	4,091	4,157	2,246	10,495
Total Fringe Benefits		15,475	15,725	8,497	39,698
Total Personnel & Fringe		63,836	64,866	35,051	163,753
Travel					
San Francisco Bay Area - Local Travel		1,200	1,200	550	2,950
Total Travel		1,200	1,200	550	2,950
Contractual					
Mai Linh Spencer- Legal Consultant		18,400	18,400	9,200	46,000
Total Contractual		18,400	18,400	9,200	46,000
Other Direct Costs					
Supplies		726	737	398	1,861
Copying		121	108	58	287
Postage		97	49	27	172
Occupancy costs		4,836	4,914	2,655	12,406
Total Other Direct Costs		5,779	5,809	3,139	14,727
Indirect					
Telecommunications		2,273	2,334	1,291	5,898
IT & Equipment maintenance		2,273	2,260	1,115	5,649
Insurance		205	212	106	523
Grant processing		1,113	1,130	573	2,816
Accounting		3,037	3,083	1,564	7,684
Total Indirect Costs		8,901	9,019	4,650	22,570
TOTAL BUDGET		98,117	99,294	52,589	250,000



 Alexander Busansky, President

12/14/12

 Date

Open Society Foundations Criminal Justice Fund

Proposal Title Page

Please complete and attach to the front of your proposal

Formal organization name as stated on IRS letter of tax determination:

The National Council on Crime and Delinquency

One-sentence description of the proposed initiative:

The purpose of this project is to... The National Council on Crime and Delinquency (NCCD) will provide research, technical support, and analysis of data to assist the San Francisco District Attorney's Office in analyzing the provision of victim/witness services and claims processing; the analysis will focus on the organization's position, performance, problems, and potential. This is a second component of NCCD's application and we are not requesting additional funding.

Amount Requested: \$ No additional funds requested **Project Budget:** \$ _____ **Organization Budget:** \$ 20,149,288

Proposed Grant Period: From: 1/1/13 (Month/Day Year) To: 12/31/13 (Month/Day/Year)

Proposal/Project Contact (Principal Investigator):
Antoinette Davis, Senior Program Specialist
(name) (title)

Address: National Council on Crime and Delinquency
1970 Broadway, Suite 500
Oakland, CA 94616

Telephone: 510-874-5521 or 800-306-6223
Fax: 510-208-0511
E-mail: adavis@nccdglobal.org
Web address: http://nccdglobal.org

Tax Contact (Organization or fiscal agent officer authorized to sign grant agreement):
Alex Busansky, President
(name) (title)
Angela Irvine, Director of Research
(name) (title)

Address: National Council on Crime and Delinquency
1970 Broadway, Suite 500
Oakland, CA 94616

Telephone: 510-874-5519 or 1-800-306-6223
Fax: 510-208-0511

E-mail: abusansky@nccdglobal.org
Web address: http://nccdglobal.org

Date Letter of tax determination issued: 1948



Signature of Proposal Contact

11/26/12

Date

ORGANIZATION

Proposal to the Open Society Foundations' Criminal Justice Fund

I. Project Summary (1-3 paragraphs) The project summary should provide an at-a-glance overview of the funding request and the main project objectives, and activities. Please use the following as a guide:

The San Francisco District Attorney's Office (SFDA) Task Force for Enhancing Justice for Victims seeks to create a framework for addressing victims' needs through a comprehensive, coordinated community response. The first step in creating this framework is to identify the gaps in support and services facing crime victims in San Francisco, which the SFDA is doing by conducting a series of focus groups with crime victims and surveying a sample of victims to measure their satisfaction with the SFDA Victim Services response. The SFDA also has created a Victim Advisory Committee.

In coordination with Maria Bee of the SFDA's Victim Services Division, NCCD will conduct an analysis of the provision of victim/witness services provided by the SFDA. This analysis will focus on the organization's position, performance, problems, and potential. This analysis will not only support and inform the work of San Francisco, but other counties too, as the need for resources and services for those returning to the community are balanced with restoring victims and making communities whole.

II. Organization Description and History (3-5 paragraphs)

In this section, please provide a brief description and history of the organization seeking funding. Organizations or programs working with a fiscal sponsor must also include a brief organization and history description of the fiscal sponsor. Please include:

- The organization's history and mission;
- The organization's primary initiatives, projects, and/or issue areas;
- The strategies the organization employs to carry out its mission; and
- Major recent accomplishments, including dates.

NCCD was founded in 1907 to help reform the juvenile court movement as a means to keep children out of the criminal justice system. Today, NCCD's mission is to promote just and equitable social systems for individuals, families, and communities through research, public policy, and practice. Our breadth extends to child welfare, adult corrections, juvenile justice, adult protective services, LGBT and gender-specific issues, economic support programs, data monitoring, and education. We operate two centers: The Children's Research Center (CRC) was established to help state and child welfare agencies reduce child abuse and neglect by developing decision-support systems and conducting research to improve service delivery to clients; the Center for Girls and Young Women focuses on advocacy, research, assessment, training, and evaluation to help juvenile justice and child welfare systems meet the needs of girls and young women.

NCCD works with states, counties, legislators, law enforcement, and public and private organizations to demonstrate, test, and evaluate innovative alternatives to ineffective and costly adult criminal justice practices. We also collaborate with community, state, and federal partners as well as local and national foundations to develop and conduct program evaluation, risk assessments, planning studies, analyses of disparities, and topic-specific research. By employing research and development, advocacy, technical assistance, and training, NCCD pioneers examinations of issues such as disparate pre-trial lengths of stay, sentences, and terms of probation. These efforts have already yielded significant benefits by critically analyzing theories of violence, gathering data on these topics, offering recommendations for change, and working with communities to implement reforms. We collaborate with community, state, and federal partners as well as local and national foundations to develop and conduct program evaluation, risk assessments, planning studies, analyses of disparities, and topic-specific research.

NCCD has worked for juvenile and criminal justice system reform for a century, and that passion continues today. We are training institutions on restorative justice, which brings offenders and victims together to engage in reconciliation and repair. Numerous studies show increased victim satisfaction,

reductions in recidivism, and higher levels of plan completion. In addition, an NCCD study on future bed-space needs for youth detained in Baltimore's criminal justice system halted plans for construction of a new juvenile facility there. We also developed the National Resource Center for the Elimination of Prison Rape to assist adult and juvenile corrections, detention, and law enforcement professionals in eliminating sexual assault in confinement. In California, we are supporting sustainable, long-term criminal justice reform through our Realignment Partnerships Program. The program will provide research-based technical assistance to the state's counties so that low-risk offenders can be handled effectively and safely through diversion and other alternatives.

NCCD's broad range of research capabilities and expertise offers many ways to assist the San Francisco Sentencing Commission in reaching its goals. We have worked extensively in the adult corrections and juvenile justice systems and are currently working with jurisdictions to modify sentencing laws and correctional practices. Our research examines alternatives to incarceration and considers ways in which incarcerated individuals can be placed in less secure settings without decreasing public safety. NCCD also examines the availability of community-based correctional programs, develops blueprints for the most appropriate programs, and determines costs. In addition, NCCD:

- Has extensive experience and expertise conducting analyses of data that will be key to developing an overview of the population of interest (or population included in the Public Safety Realignment Act). Using extracts of data, we have conducted analyses of local data to characterize a specific population, e.g., by examining risk assessment scores for those who were arrested to determine the needed number of drug treatment services, anger management services, or other interventions. NCCD has conducted detention projection studies that use data from administrative databases to clarify how many bed spaces were needed under various scenarios when the agency was planning a new building. NCCD used data from an earlier period to estimate future workloads, provided recommendations to adopt "best practice" standards in order to improve public safety and the rehabilitation of juvenile and adult correctional clients, and routinely calculates recidivism rates during evaluation studies.
- Facilitated a collaboration of seven Bay Area counties interested in monitoring changes in their probation populations under AB109. NCCD will compile individual level data from each of these counties and complete a data profile that includes information about the flow of prisoners from the state prison system onto probation caseloads. NCCD will also look at sentencing inconsistencies by the courts.
- Is working with the Santa Clara County Re-Entry Network to develop a reentry plan that incorporates best practices in risk and needs assessment. NCCD also has a contract with the Santa Clara County Probation Department and Sheriff's Office to provide the Criminal Assessment and Intervention System™ (CAIS), a risk and needs assessment tool that will be used to shape probation recommendations and case management of prisoners and probationers.
- Has worked with Santa Cruz County to provide technical assistance around the implementation of risk and needs assessments and system change under the Public Safety Realignment Act. This work included providing guidance on the development of a probation violation response grid intended to de-accelerate probation responses to technical violations.

III. Project Overview/Background (1-2 pages)

In this section, please describe the overall project, making sure to address the following, at minimum:

- The specific issue(s) and long-term goal(s) that the proposed project seeks to advance;
- The project's main objectives (defined, measureable, and achievable plans of action that, if achieved, move a project toward meeting its long-term goal), including relevant strategy/ies (e.g.,

Policy analysis/research, public education, Policy advocacy, community organizing/mobilization, coalition-building, impact litigation) and target audience(s) and/or decision maker(s); and

- The constituency served and/or mobilized by the project.

[If this is a request for renewal project funding, please include a description of the activities undertaken during your previous OSF grant, and explain how the proposed project will build on the project's previous work and benefit from lessons learned.]

The SFDA Task Force for Enhancing Justice for Victims formed after SFDA staff attended the statewide conference, *Real Justice: Victims' Rights Delivered*. The conference brought together victims' rights experts to discuss best practices and identify gaps in services. Some discussion focused on the best ways to implement Marsy's Law, the constitutional amendment passed in 2008 that provides all crime victims with rights to justice and due process and gives them a greater right to be involved in the criminal justice process. One of the speakers at the conference, Susan Herman, explained the concept of Parallel Justice. This is a new framework for responding to crime and is based on the premise that in addition to holding offenders accountable for their crimes, society has separate obligations to repair the harm experienced by victims.

Currently, a communal response to bring an offender to justice exists, but no similar societal commitment pertains to justice for victims. With realignment bringing increased attention and funding to the criminal justice system, and the obligation to ensure victims' constitutional rights are enforced, the SFDA is working to create a framework that supports Parallel Justice in San Francisco. Identifying the gaps in support and services facing crime victims in San Francisco is an essential first step to creating this important framework.

The SFDA Victim Services Division is the identified primary provider of victim services in San Francisco. In 2011, the Victim Services Division served more than 5,000 victims and witnesses. Of those, over 67% were people of color. These victims were also disproportionately lower income. As a long-term goal, this department seeks to create a framework where victims' needs are addressed through a comprehensive, coordinated communal response. In coordination with Maria Bee of the SFDA Victim Services Division, NCCD will analyze the provision of victim/witness services provided by the SFDA. Data obtained through this process will inform the development of the City and County of San Francisco's (CCSF) victim-centered protocols and policies. It will also support CCSF's ability to marshal public and private resources for the provision of comprehensive and coordinated victims' assistance—including programs that ensure victims' continued safety—and provide the support, counseling, and empowerment necessary for returning to a productive community life. NCCD will assist the SFDA Victim Services Division with the following tasks:

- Identify strengths and gaps in services to crime victims served by SFDA and other San Francisco agencies;
- Identify strengths and gaps in SFDA victim services policies;
- Make recommendations to improve Victim Services Division practices and inform the overall victim services strategic planning process;
- Increase program accountability and client confidence;
- Identify a system for evaluation that builds a common understanding between program and policy makers; and
- Identify effective methods for reporting to stakeholders and the public.

IV. Activities for Which OSF Funds Are Sought (1-2 pages)

In this section, please outline the specific activities (as concretely and fully as possible) that advance the project objectives discussed in the previous section and that OSF funding will enable your organization to undertake. Include a concrete and full description of any tangible outcomes (e.g., reports, issue briefs, op-eds, convenings, etc.) that would result directly from these activities.

Objective: Identify strengths and gaps in services to crime victims served by SFDA and other San Francisco agencies. In support of this objective, NCCD will provide various forms of technical assistance, research, and data analysis. In addition, NCCD will perform and/or assist the SFDA Victim Services Division in the following ways:

- Activity 1: Analyze survey data. The SFDA Victim Services Division administered surveys to a sample of crime victims to gauge the effectiveness of services and the support needed. NCCD will gather and analyze the survey data.
- Activity 2: Develop focus group protocol.
- Activity 3: Facilitate focus groups with crime victims. The focus groups will include different ethnic, linguistic, gender, and age demographics and will include victims whose cases were charged and uncharged.
- Activity 4: Analyze focus group results.
- Activity 5: Provide recommendations based on analysis of survey and focus group data.

V. Project Work Plan/Timeline (1-2 pages)

Task Timeline Victim Services Gap Analysis	Due Date								
	Jan. 2013	Feb. 2013	March 2013	April 2013	May 2013	June 2013	July 2013	Aug. 2013	Sept. 2013
Meet with SFDA Victim Services Division staff	X								
Develop focus group protocol		X							
Conduct five focus groups		X	X	X					
Analyze focus group results							X		
Analyze survey data					X	X	X		
Provide recommendations and summary data based on survey and focus group data									X

VI. Attachments

Please provide the following proposal attachments:

- Attachment A: Project Budget
- Attachment B: Organizational Budget
- Attachment C: Financial Statement
- Attachment D: Staff Biographies
- Attachment E: 501c3 Letter
- Attachment F: Banking Information

Note: NCCD does not have an annual report

VII. Bank information

See Attachment F

Open Society Foundations' Criminal Justice Fund

Proposal Title Page

Please complete and attach to the front of your proposal

Formal organization name as stated on IRS letter of tax determination:

The National Council on Crime and Delinquency

One-sentence description of the proposed initiative:

The purpose of this project is to...The National Council on Crime and Delinquency (NCCD) will provide research, technical support, and analysis of data to support the work of the San Francisco Sentencing Commission.

Amount Requested:
\$ 250,000

Project Budget:
\$ 250,000

Organization Budget:
\$ 20,149,288

Proposed Grant Period: From: 1/1/13 To: 6/30/15
(Month/Day/Year) (Month/Day/Year)

Proposal/Project Contact (Principal Investigator):

Antoinette Davis, Senior Program Specialist

(name)

(title)

Address:

National Council on Crime and Delinquency
1970 Broadway, Suite 500
Oakland, CA 94616

Telephone:

1-800-306-6223

Fax:

510-208-0511

E-mail:

adavis@nccdglobal.org

Web address:

http://nccdglobal.org

Tax Contact (Organization or fiscal agent officer authorized to sign grant agreement):

Alex Busansky, President

(name)

(title)

Angela Irvine, Director of Research

(name)

(title)

Address:

National Council on Crime and Delinquency
1970 Broadway, Suite 500
Oakland, CA 94616

Telephone:

510-874-5519 or 1-800-306-6223

Fax:

510-208-0511

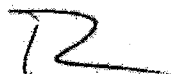
E-mail:

abusansky@nccdglobal.org

Web address:

http://nccdglobal.org

Date Letter of tax determination issued: 1948



Signature of Proposal Contact

11/26/12

Date

ORGANIZATION

Proposal to the Open Society Foundations' Criminal Justice Fund

I. Project Summary (1-3 paragraphs)

The project summary should provide an at-a-glance overview of the funding request and the main project objectives and activities. Please use the following as a guide:

The National Council on Crime and Delinquency (NCCD) is requesting \$250,000 from the Open Society Foundation (OSF) to support the work of the San Francisco Sentencing Commission, an initiative of the District Attorney's office. The commission's goals include establishing and maintaining an effective, fair, and efficient sentencing system for San Francisco that enhances public safety and creates a livable San Francisco. This will be accomplished by developing a sentencing reform model that embodies and retains meaningful judicial discretion, avoids unwarranted disparity, utilizes correctional resources efficiently and effectively, and provides a meaningful array of sentencing options. To this end, the commission will evaluate effective and appropriate sentences for offenders, explore opportunities for drug law reform, examine inconsistencies in penal code related to realignment sentencing, and identify and define the most important factors that reduce recidivism.

A thorough collection, analysis, and review of various forms of data, including systems and decision-point data, is paramount to this effort; OSF funding will enable NCCD to support the commission by completing these tasks. NCCD will provide technical support and conduct research and data analysis. This includes performing quantitative and qualitative research that builds on and supplements existing data reports and analyses conducted by the state, other jurisdictions, and/or organizations. NCCD will also conduct an in-depth literature review, examining critical documents and analyzing relevant research and data to (a) determine the specific strategies employed by other jurisdictions and states to reduce unnecessary incarceration, (b) highlight relevant models for alternatives to incarceration, and (c) determine and report on successful strategies. We will examine and present examples of other jurisdictional approaches to criminal justice realignment. In addition, we will research and identify best and promising practices for consideration by the commission (e.g., information on collaborative courts and the use and utility of risk and needs assessment in the courts).

Again, the aforementioned tasks—analysis of data and assessment and review of documents and literature—are essential components of this project. These are the primary means for commission members to receive the data and materials needed to fulfill their charge.

II. Organization Description and History (3-5 paragraphs)

In this section, please provide a brief description and history of the organization seeking funding. Organizations or programs working with a fiscal sponsor must also include a brief organization and history description of the fiscal sponsor. Please include:

- The organization's history and mission;
- The organization's primary initiatives, projects, and/or issue areas;
- The strategies the organization employs to carry out its mission; and
- Major recent accomplishments, including dates.

NCCD was founded in 1907 to help reform the juvenile court movement as a means to keep children out of the criminal justice system. Today, NCCD's mission is to promote just and equitable social systems for individuals, families, and communities through research, public policy, and practice. Our breadth extends to child welfare, adult corrections, juvenile justice, adult protective services, LGBT and gender-specific issues, economic support programs, data monitoring, and education. We operate two centers: The Children's Research Center (CRC) was established to help state and child welfare agencies

reduce child abuse and neglect by developing decision-support systems and conducting research to improve service delivery to clients; the Center for Girls and Young Women focuses on advocacy, research, assessment, training, and evaluation to help juvenile justice and child welfare systems meet the needs of girls and young women.

NCCD works with states, counties, legislators, law enforcement, and public and private organizations to demonstrate, test, and evaluate innovative alternatives to ineffective and costly adult criminal justice practices. We also collaborate with community, state, and federal partners as well as local and national foundations to develop and conduct program evaluation, risk assessments, planning studies, analyses of disparities, and topic-specific research. By employing research and development, advocacy, technical assistance, and training, NCCD pioneers examinations of issues such as disparate pre-trial lengths of stay, sentences, and terms of probation. These efforts have already yielded significant benefits by critically analyzing theories of violence, gathering data on these topics, offering recommendations for change, and working with communities to implement reforms. We collaborate with community, state, and federal partners as well as local and national foundations to develop and conduct program evaluation, risk assessments, planning studies, analyses of disparities, and topic-specific research.

NCCD has worked for juvenile and criminal justice system reform for a century, and that passion continues today. We are training institutions on restorative justice, which brings offenders and victims together to engage in reconciliation and repair. Numerous studies show increased victim satisfaction, reductions in recidivism, and higher levels of plan completion. In addition, an NCCD study on future bed-space needs for youth detained in Baltimore's criminal justice system halted plans for construction of a new juvenile facility there. We also developed the National Resource Center for the Elimination of Prison Rape to assist adult and juvenile corrections, detention, and law enforcement professionals in eliminating sexual assault in confinement. In California, we are supporting sustainable, long-term criminal justice reform through our Realignment Partnerships Program. The program will provide research-based technical assistance to the state's counties so that low-risk offenders can be handled effectively and safely through diversion and other alternatives.

NCCD's broad range of research capabilities and expertise offers many ways to assist the San Francisco Sentencing Commission in reaching its goals. We have worked extensively in the adult corrections and juvenile justice systems and are currently working with jurisdictions to modify sentencing laws and correctional practices. Our research examines alternatives to incarceration and considers ways in which incarcerated individuals can be placed in less secure settings without decreasing public safety. NCCD also examines the availability of community-based correctional programs, develops blueprints for the most appropriate programs, and determines costs. In addition, NCCD:

- Has extensive experience and expertise conducting analyses of data that will be key to developing an overview of the population of interest (or population included in the Public Safety Realignment Act). Using extracts of data, we have conducted analyses of local data to characterize a specific population, e.g., by examining risk assessment scores for those who were arrested to determine the needed number of drug treatment services, anger management services, or other interventions. NCCD has conducted detention projection studies that use data from administrative databases to clarify how many bed spaces were needed under various scenarios when the agency was planning a new building. NCCD used data from an earlier period to estimate future workloads, provided recommendations to adopt "best practice" standards in order to improve public safety and the rehabilitation of juvenile and adult correctional clients, and routinely calculates recidivism rates during evaluation studies.
- Facilitated a collaboration of seven Bay Area counties interested in monitoring changes in their probation populations under AB109. NCCD will compile individual level data from each of these counties and complete a data profile that includes information about the flow of prisoners from the state prison system onto probation caseloads. NCCD will also look at sentencing inconsistencies by the courts.

- Is working with the Santa Clara County Re-Entry Network to develop a reentry plan that incorporates best practices in risk and needs assessment. NCCD also has a contract with the Santa Clara County Probation Department and Sheriff's Office to provide the Criminal Assessment and Intervention System™ (CAIS), a risk and needs assessment tool that will be used to shape probation recommendations and case management of prisoners and probationers.
- Has worked with Santa Cruz County to provide technical assistance around the implementation of risk and needs assessments and system change under the Public Safety Realignment Act. This work included providing guidance on the development of a probation violation response grid intended to de-accelerate probation responses to technical violations.

III. Project Overview/Background (1-2 pages)

In this section, please describe the overall project, making sure to address the following, at minimum:

- The specific issue(s) and long-term goal(s) that the proposed project seeks to advance;
- The project's main objectives (defined, measureable, and achievable, plans of action that, if achieved, move a project toward meeting its long-term goal), including relevant strategy/ies (e.g., Policy analysis/research, public education, Policy advocacy, community organizing/mobilization, coalition-building, impact litigation) and target audience(s) and/or decision maker(s); and
- The constituency served and/or mobilized by the project.
- [If this is a request for renewal project funding, please include a description of the activities undertaken during your previous OSF grant, and explain how the proposed project will build on the project's previous work and benefit from lessons learned.]

California has a system described by some as "justice by geography," whereby the location of arrest rather than the actual offense committed has been the strongest indicator of criminal justice system involvement. We know crime rates in California have been plummeting since the 1990s, yet the state's inmate population has continued to escalate to our current state of mass incarceration.¹ Most pundits agree that the increasing crime rates were not the driver for the state's current system of mass incarceration and rise in the state's prison and jail populations. What many do believe to be a significant contributor to this condition is California's capricious sentencing system. During the past three decades, more than 1,000 sentencing laws have been added to the California Penal Code. These laws have exacerbated the prison and jail crisis, resulting in a disparate system.²

The passage of the Public Safety Realignment Act of 2011 (AB109) is a first step toward reducing California's over-reliance on incarceration. This legislation, which took effect October 1, 2011, requires San Francisco and all other California counties to take responsibility for a variety of offenders who previously would have been supervised by state parole and sentenced to state facilities and custody. Individuals serving time in state prisons for low-level felony offenses that are non-serious, non-violent, and non-sex-related are now placed on post-release (county-level) community supervision; they are supervised locally through probation departments. In addition, those convicted of certain felony offenses are no longer eligible to serve their sentences in state prisons. This legislation will in effect reduce the numbers of low-level offenders sentenced to state prison; however, it falls short. Realignment alone will not achieve the overhaul required to build a more uniform and equitable justice system in California. A crucial aspect leading to true reform will require an analysis and review of current sentencing practices.

Another pressing issue of specific importance to San Francisco is the troubling data trend for its current criminal justice population. Data indicate that prior to the passage of AB109, the city already had serious issues with its criminal justice population. The majority of offenders recidivate after release from state prison, including 77% of those released from state prison for the first time and 78% of re-paroles.

¹ Center for Juvenile and Criminal Justice

² Center for Juvenile and Criminal Justice

The city is also dealing with a disturbing pattern of disparity in incarceration rates for African Americans. Despite comprising a small percentage (7%) of the general population, African Americans represent a majority (60%) of the incarcerated population.

Through the leadership of District Attorney George Gascón, and in partnership with the San Francisco Board of Supervisors, The City and County of San Francisco (CCSF) is working to alter these troubling trends. Gascón spearheaded the first-of-its-kind local sentencing commission. The goals of the San Francisco Sentencing Commission include establishing and maintaining an effective, fair, and efficient sentencing system for San Francisco that enhances public safety and creates a livable San Francisco. This will be accomplished by developing a sentencing reform model that showcases a system that retains meaningful judicial discretion, avoids unwarranted disparity, utilizes correctional resources efficiently and effectively, and provides a meaningful array of sentencing options.

The commission will evaluate effective and appropriate sentences for offenders, explore opportunities for drug law reform, examine inconsistencies in penal code related to realignment sentencing, and identify and define the most important factors that reduce recidivism. Although some US states have established sentencing commissions to assist in the development and administration of a fair justice system, statewide efforts to do so in California have failed. This is another reason why the work of the San Francisco Sentencing Commission is so important. It will serve as a model for other counties seeking to achieve sentencing reform by implementing policies and strategies that prioritize evidence-based practice, use correctional resources efficiently, reduce unnecessary incarceration, avoid unnecessary racial disparities, and increase public safety. A thorough collection, analysis, and review of various forms of data, including systems and decision-point data, is paramount to this effort and the driving force in the decision to partner with NCCD.

Commission members represent a broad array of voices, practitioners, researchers, law enforcement representatives, and advocates. District Attorney Gascón is joined by the following representatives of the community of San Francisco: Public Defender Jeff Adachi; Juvenile Probation Chief Bill Sifferman; Sheriff Vickie Hennessy; Police Chief Greg Suhr; Public Health Director Barbara Garcia; Karen Roye, Department of Child Support Services; Minouche Kandel, Bay Area Legal Aid; Catherine McCracken, Center on Juvenile and Criminal Justice; Theshia Naidoo, Drug Policy Alliance; and Steven Rafael, Professor, Goldman School of Public Policy, University of California, Berkeley. The commission's primary charge is to produce recommendations that affect local and statewide sentencing practices. The commission, which will report directly to the Board of Supervisors and the Mayor's office, will be a significant resource for the county's criminal justice system.

IV. Activities for Which OSF Funds Are Sought (1-2 pages)

In this section, please outline the specific activities (as concretely and fully as possible) that advance the project objectives discussed in the previous section and that OSF funding will enable your organization to undertake. Include a concrete and full description of any tangible outcomes (e.g., reports, issue briefs, opeds, convenings, etc.) that would result directly from these activities.

Objective: The San Francisco Sentencing Commission will promote the development of criminal sentencing strategies that reduce recidivism, prioritize public safety and victims' protection, emphasize fairness and employ evidence-based best practices, and efficiently utilize San Francisco's criminal justice resources. In support of this objective, NCCD will provide various forms of technical assistance, research, and data analysis. In addition, NCCD will perform and/or assist the commission in the following activities:

- Activity 1: Review and assess sentencing approaches locally and in other jurisdictions.
- Activity 2: Conduct quantitative and qualitative research that builds on and supplements existing data reports and analyses. This includes disaggregating and analyzing CCSF's systems data by offense, disposition, gender, and race and ethnicity.

- Activity 3: Review and assess the city's capacity and utilization of services and alternatives to incarceration throughout the criminal justice continuum, including pre-adjudication and post-release.
- Activity 4: Examine inconsistencies in penal code related to realignment sentencing.
- Activity 5: Assist with the development of data-collection standards and recidivism and reporting standards, with the goal of ensuring that critical variables and components are captured.
- Activity 6: Conduct in-depth reviews of literature, which will include examining critical documents and analyzing relevant research and data to (a) determine the specific strategies employed by other jurisdictions and states to reduce unnecessary incarceration, (b) highlight relevant models for alternatives to incarceration, and (c) determine and report on successful strategies. We will also examine and present examples of other jurisdictional approaches to realignment.
- Activity 7: Review and assess the Justice Reinvestment Initiative recommendation to invest in best practices to reduce recidivism.
- Activity 8: Identify best and promising practices for consideration by the commission (e.g., information on collaborative courts and the use and utility of risk and needs assessment in the courts). The commission will review and determine the specific practices to be shared among other criminal justice agencies, and NCCD will conduct the training.
- Activity 9: Facilitate trainings on best practices in sentencing for various criminal justice agencies.

V. Project Work Plan/Timeline (1-2 pages)

San Francisco Sentencing Commission Task Timeline	Due Date									
	Yea 2013				Yea 2014				Year 2015	
	Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4	Q1	Q2
Finalize a task-specific scope of work with DA's Office	X									
Communicate and meet with DA's Office staff	X	X	X	X	X	X	X	X	X	X
Review of a sample of sentencing approaches for select jurisdictions		X								
Request data extract from the DA's office, courts, and other specified agencies	X									
Generate baseline sentencing data summary		X								
Complete risk assessment literature review				X						
Exam key documents				X						
Attend commission meetings	X		X	X	X		X	X	X	X
Collect and review existing data and research reports				X						
Complete recidivism reduction analysis								X		
Develop protocol and definitions for utilization of services and alternatives to incarceration report								X		
Develop recommendations for recidivism reporting standards								X		
Present models and examples of best and promising practice									X	
Updates to the Sentencing Commission		X		X		X		X	X	X
Participate in best-practices training										X

VI. Attachments

- Attachment A: Project Budget
- Attachment B: Organizational Budget
- Attachment C: Financial Statement
- Attachment D: Staff Biographies
- Attachment E: 501c3 Letter
- Attachment F: Banking Information

Note: NCCD does not have an annual report

VII. Bank information

See Attachment F

MEMORANDUM OF UNDERSTANDING BETWEEN
THE SAN FRANCISCO DISTRICT ATTORNEYS OFFICE AND THE NATIONAL
COUNCIL ON CRIME & DELINQUENCY
REGARDING
IN-KIND TECHNICAL SUPPORT FOR
THE SAN FRANCISCO SENTENCING COMMISSION AND THE SAN FRANCISCO
DISTRICT ATTORNEYS OFFICE VICTIM SERVICES DIVISION

MEMORANDUM OF UNDERSTANDING

PURPOSE

This Memorandum of Understanding (MOU) stands as evidence that the San Francisco District Attorney's Office (SFDA) and the National Council on Crime and Delinquency (NCCD) have a cooperative working relationship where NCCD agrees to provide in-kind technical assistance services to the San Francisco District Attorney's Office.

PARTIES TO THIS AGREEMENT

San Francisco District Attorney's Office (SFDA)

District Attorney George Gascón has served as the District Attorney of San Francisco since January of 2011. The District Attorney's Office is committed to achieving justice for our city's most vulnerable residents. The SFDA works tirelessly to hold offenders accountable, protect and support victims, and innovate to break the cycle of crime. The San Francisco Sentencing Commission, an initiative of the District Attorney's Office, was created through local legislation to analyze sentencing patterns and outcomes, to advise the Mayor, Board of Supervisors, and other City departments, and to make recommendations for sentencing reforms that advance public safety and utilize best practices in criminal justice.

National Council on Crime & Delinquency (NCCD)

NCCD is a non-profit organization that has provided research to guide policy and practice in criminal justice, juvenile justice, and child welfare since 1907. The NCCD mission is to promote just and equitable social systems for individuals, families, and communities through research, public policy, and practice. NCCD works to help protect children from abuse and neglect, to create safe and rehabilitative justice systems for youth and adults, and to address the needs of older adults and adults with disabilities.

RIGHTS AND RESPONSIBILITIES

By signing this MOU, each party agrees to perform the duties set forth in this MOU:

SFDA

SFDA agrees to receive in-kind technical assistance from NCCD. To facilitate effective implementation of the agreed upon activities SFDA will:

- Identify a primary office contact to assist and guide NCCD in work with the San Francisco Sentencing Commission and San Francisco District Attorney's Office Victim Services Division.

- Facilitate focus groups with crime victims. The focus groups will include different ethnic, linguistic, gender, and age demographics and will include victims whose cases were charged and uncharged.
- Analyze focus group results.
- Provide recommendations based on analysis of survey and focus group data.

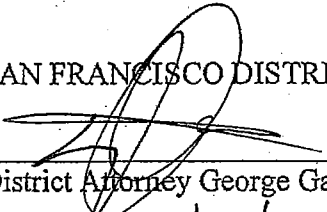
DURATION

This MOU is effective from January 1, 2013 to June 30, 2015. This agreement may be terminated by either party or amended with the written consent of both parties.

APPROVAL

The parties to this MOU through their duly authorized representatives have executed this MOU on the days set out below, and certify that they have read, understood, and agreed to the terms and conditions of this MOU as set forth herein.

SAN FRANCISCO DISTRICT ATTORNEY'S OFFICE

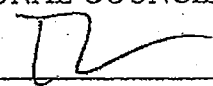


District Attorney George Gascón

Date

3/18/19

NATIONAL COUNCIL ON CRIME & DELINQUENCY



Alex Busansky, President

Date

3/18/2013

