

1 [Administrative Code - Extending Sunset Date of Sentencing Commission]

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3 **Ordinance amending the Administrative Code to extend the sunset date of the San**
4 **Francisco Sentencing Commission to June 30, 2026.**

5 NOTE: **Unchanged Code text and uncodified text** are in plain Arial font.
6 **Additions to Codes** are in *single-underline italics Times New Roman font*.
7 **Deletions to Codes** are in ~~*italics Times New Roman font*~~.
8 **Board amendment additions** are in Arial font.
9 **Board amendment deletions** are in ~~Arial font~~.
10 **Asterisks (* * * *)** indicate the omission of unchanged Code
11 subsections or parts of tables.

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10 Be it ordained by the People of the City and County of San Francisco:

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12 Section 1. Background.

13 (a) The San Francisco Sentencing Commission ("Commission") was established in
14 2012 by Ordinance No. 10-12 to encourage the development of criminal sentencing strategies
15 that reduce recidivism, prioritize public safety and victim protection, emphasize fairness,
16 employ evidence-based best practices, and efficiently utilize San Francisco's criminal justice
17 resources. Codified in Chapter 5 of the Administrative Code as Article XXV, the Commission
18 was reauthorized once in 2015 by Ordinance No. 87-15, and a second time in 2018 by
19 Ordinance No. 5-18. Article XXV. The Commission is scheduled to sunset on June 30, 2023,
20 pursuant to Administrative Code Section 5.25-5.

21 (b) Section 5.25-5 provides, however, that Article XXV will not sunset if the Board of
22 Supervisors adopts an ordinance continuing its existence. Section 5.25-5 also directs the
23 Commission to submit a report to the Board recommending whether the Commission should
24 continue to operate and, if so, whether the Board should consider amendments that would

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1 enhance the capacity of the Commission to further its goals, along with draft amendments to
2 implement its recommendations.

3 (c) At the December 13, 2022, Commission meeting, the Commission decided to
4 recommend that it continue to operate. This recommendation is contained in the Annual
5 Report dated December 13, 2022, which was sent as an attachment to a letter to the Clerk of
6 the Board of Supervisors dated December 23, 2022. The letter, including the attached Annual
7 Report for the Commission, is on file with the Clerk of the Board of Supervisors in File No.
8 230569.

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10 Section 2. Section 5.25-5 of Article XXV of the Administrative Code is hereby
11 amended to read as follows:

12 * * * *

13 **SEC. 5.25-5. SUNSET CLAUSE.**

14 Notwithstanding Rule 2.21 of the Board of Supervisors Rules of Order, which provides
15 that advisory bodies created by the Board should sunset within three years, this Article XXV
16 shall expire on June 30, ~~2023~~2026 unless the Board of Supervisors adopts an ordinance
17 continuing its existence. In the event this Article expires, the City Attorney shall cause it to be
18 removed from the Administrative Code. The Commission shall submit a report to the Board of
19 Supervisors by January 1, ~~2023~~2026 recommending whether the Commission should continue
20 to operate, and if so, whether the Board of Supervisors should consider legislative changes
21 that would enhance the capacity of the Commission to achieve the goals underlying this
22 Article. The Commission's recommendations shall include drafts of ordinances that would
23 implement its recommendations.

