

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 554-5227

MEMORANDUM

TO: Karen L. Fletcher, Chief Adult Probation Officer, Adult Probation
Department

FROM: *al*
bn Alisa Somera, Legislative Deputy Director
Rules Committee

DATE: September 25, 2018

SUBJECT: LEGISLATION INTRODUCED

The Board of Supervisors' Rules Committee has received the following proposed legislation, introduced by Supervisor Fewer on September 18, 2018:

File No. 180913

Ordinance amending the Administrative Code to revise the reporting duties of the Reentry Council; and extend the sunset date of the Council by five years to June 1, 2024.

If you have comments or reports to be included with the file, please forward them to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102 or by email at: alisa.somera@sfgov.org.

c: LaShaun Williams, Adult Probation Department

1 [Administrative Code - Reentry Council - Reporting Duties and Sunset Date]

2
3 **Ordinance amending the Administrative Code to revise the reporting duties of the**
4 **Reentry Council; and extend the sunset date of the Council by five years to June 1,**
5 **2024.**

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

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

14 Section 1. The Administrative Code is hereby amended by revising Sections 5.1-4 and
15 5.1-6 of Chapter 5, Article I, to read as follows:

16 **SEC. 5.1-4. POWERS AND DUTIES.**

17 The Council shall have the following powers and duties:

18 (a) Identifying Funding Streams. The Council shall identify funding at the local, State,
19 and Federal level that is earmarked or available for services or programs designed to serve
20 individuals existing the criminal justice system. In addition, the Council shall identify
21 conditions, restrictions, or limitations on each funding stream, and shall document these
22 findings in its reports to the Mayor, the Board of Supervisors, and other appropriate entities
23 consistent with subsection (~~de~~) below.

24 (b) Identifying Programs Serving Individuals Existing the Criminal Justice System. The
25 Council shall identify programs serving individuals exiting the criminal justice system who

1 reside in San Francisco or who will be released to San Francisco, including program capacity.

2 (c) Identifying Needs of Reentry Population. The Council shall identify any unmet
3 needs of this population, and propose ways to meet those needs based on existing research
4 and best practices.

5 (d) Identifying Barriers. The Council shall also identify barriers to safe and successful
6 reentry presented by local, State, and Federal law, and propose ways to reduce the impact of
7 these barriers.

8 (e) Reports. ~~At once a year,~~ Biennially the Council shall prepare and submit a report that
9 shall include but not be limited to information required under subsections (a), (b), (c), and (d)
10 above. The first biennial report shall be due June 30, 2019. City departments shall respond within
11 30 days to reasonable requests for information submitted by the Council relevant to its ability
12 to discharge its powers and duties under this ~~Chapter~~ Article I, provided that the disclosure of
13 such information shall not be required where it would violate Federal or State law. The Council
14 shall provide the reports to: 1) the Mayor, 2) the Board of Supervisors, 3) any City department
15 or program identified by the Council in a report; and 4) the public. These reports shall be
16 public documents. Any City department identified in a report may provide a response, within
17 30 days of issuance of the report, for inclusion into the final report submitted to the Mayor and
18 the Board of Supervisors, among others, consistent with this subsection (e).

19 * * * *

20 **SEC. 5.1-6. SUNSET CLAUSE.**

21 Notwithstanding Rule 2.21 of the Board of Supervisors Rules of Order, which provides that
22 advisory bodies created by the Board should sunset within three years, This this Article I-legislation
23 shall expire June 1, 2024~~19~~, unless the Board of Supervisors adopts an ordinance continuing
24 its existence. In the event of its expiration, the City Attorney is directed to take steps to remove this
25 Article I from the Administrative Code. The Council shall submit a report to the Board of

1 Supervisors by July 1, 2023~~18~~ recommending whether the Council should continue to operate,
2 and if so, whether the Board of Supervisors ~~shall~~should consider legislative changes that
3 would enhance the capacity of the Council to achieve ~~the goals that the ordinance creating the~~
4 ~~council identifies amendments that further the Council's~~ its goals. The Council's recommendations
5 shall include drafts of ordinances that would implement its recommendations.
6

7 Section 2. Effective Date. This ordinance shall become effective 30 days after
8 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the
9 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board
10 of Supervisors overrides the Mayor's veto of the ordinance
11

12 Section 3. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors
13 intends to amend only those words, phrases, paragraphs, subsections, sections, articles,
14 numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal
15 Code that are explicitly shown in this ordinance as additions, deletions, Board amendment
16 additions, and Board amendment deletions in accordance with the "Note" that appears under
17 the official title of the ordinance.
18

19 APPROVED AS TO FORM:
20 DENNIS J. HERRERA, City Attorney

21 By:


22 JANA CLARK
Deputy City Attorney

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LEGISLATIVE DIGEST

[Administrative Code - Reentry Council - Reporting Duties and Sunset Date]

Ordinance amending the Administrative Code to revise the reporting duties of the Reentry Council; and extend the sunset date of the Council by five years to June 1, 2024.

Existing Law

Existing law establishes the Reentry Council to coordinate local efforts to support adults exiting San Francisco County Jail, San Francisco juvenile justice system out-of-home placements, the California Department of Corrections and Rehabilitation facilities, and the United States Federal Bureau of Prison facilities. Existing law requires the council to submit annual reports that identify funding streams, programs, and needs and barriers related to those exiting custody. Existing law provides that the Reentry Council shall sunset June 1, 2019.

Amendments to Current Law

This ordinance would amend the Administrative Code to require that the Reentry Council prepare its report biennially and extend the sunset date for the council to June 1, 2024.

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