

1 [The transfer of approval authority of the Substance Abuse & Crime Prevention Act county
2 plan from the Board of Supervisors to the Department of Public Health]

3 **Resolution delegating approval authority of the Substance Abuse & Crime Prevention**
4 **Act of 2000 county plan to the Department of Public Health, in accordance with**
5 **§9515b(3), Title 9, California Code of Regulations.**

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7 WHEREAS, The citizens of California approved the passage of the Substance Abuse
8 and Crime Prevention Act (SACPA) of 2000, also know as Proposition 36, which allows first-
9 and second-time, non-violent, simple drug possession offenders the opportunity to receive
10 substance abuse treatment instead of incarceration; and

11 WHEREAS, The San Francisco Board of Supervisors passed Resolution 437-01, on
12 May 29, 2001, approving the San Francisco County Plan for Fiscal Year 2001-2002, on file
13 with the Clerk of the Board of Supervisors in File No. 010923, which is hereby declared to be
14 a part of this resolution as if set forth fully herein; and,

15 WHEREAS, Revisions to the county plan, within the framework of the SACPA, are
16 necessary in responding to changes in legislation or given San Francisco's experience in
17 implementation; and,

18 WHEREAS, The SACPA requires that any revisions made to the plan must be
19 approved by the designated approval authority, currently the Board of Supervisors; and,

20 WHEREAS, State deadlines for submitting revised plans based on new legislation are
21 sometimes difficult to meet given San Francisco's inclusion of impacted stakeholders in the
22 process and the Board of Supervisors resolution processing time; and,

23 WHEREAS, Approval authority of the county plan can be delegated to the lead agency,
24 the Department of Public Health, thereby authorizing the Department to modify the content of
25 the plan without the consent of the Board of Supervisors; now, therefore, be it

1 RESOLVED, That the Board of Supervisors delegates approval authority of the county
2 plan, completed pursuant to §9515b, Title 9, California Code of Regulations, to the
3 Department of Public Health. Delegation of approval authority is made in accordance with
4 §9515b(3), Title 9, California Code of Regulations; and, be it

5 FURTHER RESOLVED, That this delegation shall remain in full force and effect until
6 revoked by the Board of Supervisors.

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