

**REVISED LEGISLATIVE DIGEST**

(1/13/2022 Amended in Committee)

[Administrative Code - Domestic Violence Data Reporting]

**Ordinance amending the Administrative Code to require the Police Department and the District Attorney to submit quarterly monthly reports to the Board of Supervisors, the Mayor, and various City departments regarding the number of cases of domestic violence and cases involving certain types of abuse against minors, and to require the District Attorney to submit quarterly reports to the Board of Supervisors, the Mayor, and various City departments regarding the total number of crime victims to whom the District Attorney has provided or made documented efforts to provide services.**

Existing Law

Current City law does not require the Police Department or the District Attorney to submit monthly reports to the Board of Supervisors regarding the number of cases of domestic violence.

Amendments to Current Law

The proposal is an ordinance that would amend the Administrative Code to require the Police Department and the District Attorney to submit quarterly reports to the Board of Supervisors, the Mayor, the Office of Racial Equity, the Human Rights Commission, the Department on the Status of Women, and the Police Commission regarding the number of cases of domestic violence. The ordinance defines domestic violence to include certain types of abuse against minors in addition to abuse against another adult, and specifies that domestic violence cases subject to reporting shall include cases charged under Penal Code sections 273.5 and 243(e)(1), cases that the Police Department's Special Victims Unit presents to the District Attorney, and cases that the District Attorney refers to its internal domestic violence unit. The Police Department and the District Attorney would also be required to post the reports on their respective department websites.

The Police Department would report:

- The number of calls for service for Domestic Violence that the Police Department received from the Department of Emergency Management in the prior month; and
- The number of Domestic Violence cases that the Police Department presented to the District Attorney in the prior month, and of those cases, the number in which a child or children were present and/or a firearm was present.

The District Attorney would report:

- The number of Domestic Violence cases that the District Attorney charged in the prior month, broken down by cases alleging violations of Penal Code Section 273.5, cases alleging violations of Penal Code Section 243(e)(1), cases presented by the Police Department's Special Victims Unit to the District Attorney, cases that the District Attorney has referred to its internal domestic violence unit, and all other Domestic Violence Cases, and what charges were filed in those cases;
- The number of Domestic Violence cases resolved in the prior month, broken down by cases alleging violations of Penal Code Section 273.5, cases alleging violations of Penal Code Section 243(e)(1), cases presented by the Police Department's Special Victims Unit to the District Attorney, cases that the District Attorney has referred to its internal domestic violence unit, and all other Domestic Violence Cases, and the outcome of those cases, including disposition by dismissal, diversion, acquittal, conviction, release to another court or agency, or other means; and
- The number of crime victims to whom, in the prior quarter, the District Attorney has provided or made documented efforts to provide victim services of all types.

In addition, the Police Department and the District Attorney would report the same information listed above for the period from September 1, 2019 to September 1, 2021.

The reports would not include any information identifying specific individuals.

#### Background Information

The Administrative Code requires the Police Department to issue a written report every three months disclosing, among other things, the number of domestic violence incidents reported during the previous quarter.

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*The original ordinance, as introduced May 25, 2021, would require the Police Department and the District Attorney to submit monthly reports to the Board of Supervisors regarding the number of cases of domestic violence. The committee amendments, made on July 22, 2021, change the reporting requirement to every three months, to be submitted on the same dates that the Police Department is already required to report on officer activity and crime victim data under Administrative Code Chapter 96A ("Law Enforcement Reporting Requirements"). The further committee amendments made on October 28, 2021, would require that the Police Department and District Attorney provide the quarterly reports to the Board of Supervisors, the Mayor, the Office of Racial Equity, the Human Rights Commission, the Department on the Status of Women, and the Police Commission, and that the Police Department and District Attorney post the reports on their respective department websites.*

*The amendments would also change the deadline for submitting the report covering September 1, 2019, through September 1, 2021, from December 1, 2021, to December 31, 2021. The further committee amendments introduced on January 13, 2022, would broaden the definition of domestic violence to include certain types of abuse against minors in addition to abuse against another adult, would require that the District Attorney's quarterly reports on domestic violence case numbers break those case numbers down into specified categories, and would require that the District Attorney's quarterly reports also include the number of crime victims to whom, in the prior quarter, the District Attorney has provided or made documented efforts to provide victim services of any type.*

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