

1 [Closed Session - Anticipated Litigation - Funding Overdose Prevention Centers - April 18,
2023]

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3 **Motion that the Board of Supervisors convene in closed session on April 18, 2023,**
4 **pursuant to California Government Code, Section 54956.9, and San Francisco**
5 **Administrative Code, Section 67.10(d)(2), for the purpose of conferring with, or**
6 **receiving advice from, the City Attorney regarding anticipated litigation in which the**
7 **City may be a plaintiff or defendant, regarding existing and possible future claims and**
8 **demands related to the City’s potential use of City funds, including opioid settlement**
9 **funds, to support overdose prevention centers.**

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11 WHEREAS, California Government Code, Section 54956.9 and San Francisco
12 Administrative Code, Section 67.10(d)(2) allow the Board of Supervisors to convene in closed
13 session to confer with or receive advice from legal counsel regarding anticipated litigation; and

14 WHEREAS, Since 2020, the drug crisis in San Francisco has continued, with over
15 1,200 accidental drug overdose deaths reported since 2021, and some organizations that
16 provide services to people with substance use disorders, including City contractors, are
17 exploring the possibility of establishing overdose prevention centers; and

18 WHEREAS, Efforts to establish overdose prevention centers have faced legal
19 challenges, and the U.S. Attorney for the Northern District of California has advised the City
20 that their office will respond to supervised injection sites by enforcing federal law; now,
21 therefore, be it

22 MOVED, That the Board of Supervisors convene in closed session on April 18, 2023,
23 with the City Attorney's Office for the purpose of conferring with, or receiving advice from, the
24 City Attorney regarding this anticipated litigation.