

1 [Administrative Code -- Postrelease Community Supervision]

2
3 **Ordinance adding Article XXII, Sections 2A.300 and 2A.301, to Chapter 2A of the San**
4 **Francisco Administrative Code to: 1) designate the Adult Probation Department as the**
5 **county agency responsible for providing postrelease community supervision to eligible**
6 **inmates released from state prison, as required under California Penal Code**
7 **section 3451; and 2) authorize the Adult Probation Department to develop a Home**
8 **Detention and Electronic Monitoring Program that can be used as a supervision tool**
9 **and sanction for persons who violate conditions of their postrelease community**
10 **supervision program.**

11 NOTE: Additions are *single-underline italics Times New Roman*;
12 deletions are ~~*strike-through italics Times New Roman*~~.
13 Board amendment additions are double-underlined;
14 Board amendment deletions are ~~striketthrough normal~~.

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

15 Section 1. Findings

16 1. The Public Safety Realignment Act (Assembly Bill 109) was signed into law by
17 Governor Edmund G. Brown Jr. on April 4, 2011. AB 109 transfers responsibility for
18 supervision of certain lower level offenders released from state prison from the California
19 Department of Corrections and Rehabilitation to the counties to which the inmates are
20 released. Title II of AB 109, the Postrelease Community Supervision Act of 2011, will take
21 effect on October 1, 2011.

22 2. The Postrelease Community Supervision Act of 2011 (pursuant to subdivision
23 (a) of Section 3451 of the California Penal Code as revised in Assembly Bill 117) requires that
24 each County Board of Supervisors designate a county agency responsible for providing
25 postrelease community supervision.

1
2 Section 2. The San Francisco Administrative Code is hereby amended by adding
3 Article XXII, Sections 2A.300 and 2A.301, to read as follows:

4 **Article XXII. POSTRELEASE COMMUNITY SUPERVISION PROGRAM**

5 **SEC. 2A.300. DESIGNATION OF AGENCY TO PROVIDE POSTRELEASE**
6 **COMMUNITY SUPERVISION.**

7 *The Adult Probation Department is designated as the county agency to provide postrelease*
8 *community supervision to all eligible persons released from prison after October 1, 2011 as required*
9 *by section 3451 of the California Penal Code and the Postrelease Community Supervision Act of 2011.*

10
11 **SEC. 2A.301. HOME DETENTION AND ELECTRONIC MONITORING AS A**
12 **SANCTION FOR VIOLATION OF POSTRELEASE COMMUNITY SUPERVISION**

13 *The Chief Probation Officer of the Adult Probation Department is authorized to develop and*
14 *maintain a Home Detention and Electronic Monitoring program for supervision purposes and as an*
15 *intermediate sanction for persons who violate the conditions of their postrelease community*
16 *supervision program pursuant to the Postrelease Community Supervision Act of 2011.*

17
18 Section 3. Effective Date. This ordinance shall become effective 30 days from the
19 date of passage.

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

23 By: 
24 SALLIE P. GIBSON
25 Deputy City Attorney



City and County of San Francisco
Tails
Ordinance

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 110846

Date Passed: October 04, 2011

Ordinance amending the San Francisco Administrative Code by adding Article XXII, Sections 2A.300 and 2A.301, Chapter 2A to: 1) designate the Adult Probation Department as the county agency responsible for providing postrelease community supervision to eligible inmates released from state prison, as required under California Penal Code section 3451; and 2) authorize the Adult Probation Department to develop a Home Detention and Electronic Monitoring Program that can be used as a supervision tool and sanction for persons who violate conditions of their Postrelease Community Supervision Program.

September 15, 2011 Public Safety Committee - RECOMMENDED

September 27, 2011 Board of Supervisors - PASSED, ON FIRST READING

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi and Wiener

October 04, 2011 Board of Supervisors - FINALLY PASSED

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi and Wiener

File No. 110846

I hereby certify that the foregoing
Ordinance was FINALLY PASSED on
10/4/2011 by the Board of Supervisors of the
City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Mayor Edwin Lee

10/11/11

Date Approved