



FY 2020-21 Civil Grand Jury: Continuity Report

September 30, 2021



Summary

- The Jury reviewed responses to the previous three years of reports for compliance with California Penal Code Section 933.05
- Review of the 2017–2020 reports and the Controller’s status report revealed that, for the most part, the City has provided responses that are both timely and compliant with the penal code requirements.
- Mayor’s Office coordinates with executive departments to ensure consistent responses with clearly defined timelines for implementation of recommendations



Findings & Recommendations

Finding/Recommendation		Mayor's Office Response	
F1	Eleven percent of the required responses over the past three years were not compliant with California Penal Code Section 933.05 because they did not include a timeframe for implementation.	Disagree, partially	The Mayor's Office coordinates with executive departments to ensure that responses comply with statutory requirements. In some instances, responses over the past three years did not include a clearly articulated timeline. In other instances, the timeline was implied based on the fact that the department or agency said the recommendation will be implemented, and the recommendation included a clear timeline. Lastly, in other cases, the recommendation would have budget or legislative requirement that prevent a clear timeline from being articulated.
R1	Beginning with the required responses to the 2020-21 Civil Grand Jury recommendations, the Board of Supervisors and the Mayor should direct responding agencies to include timeframes for implementation or completion of further analysis as required by California Penal Code Section 933.05(b).	Has been implemented	The Mayor's Office coordinates with executive departments to respond to Civil Grand Jury findings and recommendations annually. The Mayor's Office works with executive departments to ensure the City's response is consistent and complies with California Penal Code Section 933.05(b) statutory requirements, which includes providing a timeframe for implementation or completion or an explanation of why a recommended timeframe is unattainable.



Findings & Recommendations

Finding/Recommendation		Mayor's Office Response	
F2	In some cases where more than one agency is required to respond to a finding and recommendation, the responses were conflicting.	Disagree, partially	The Mayor's Office coordinates with executive departments to ensure that responses as a City are consistent and comply with statutory requirements. Executive departments are departments that report to the Mayor. Commissions are oversight bodies and do not report directly to the Mayor; therefore, as independent bodies their responses may differ. The Mayor's Office and executive departments' responses seek to be consistent and not conflicting, but may conflict with the commission's response.
R2	Beginning with the required responses to the 2020-21 Civil Grand Jury recommendations, the Board of Supervisors and the Mayor should direct responding agencies to coordinate their responses to the same recommendation to ensure they do not conflict.	Has been implemented	During the annual Civil Grand Jury response process, the Mayor's Office coordinates with executive departments on responses to findings and recommendations to ensure the City's response is consistent, complies with statutory requirements, and addresses the intent of the findings and recommendations.



Findings & Recommendations

Finding/Recommendation		Mayor's Office Response
R3	The Office of the Controller's annual report on the status of responses to previous year's Civil Grand Jury reports is extremely helpful.	Agree



Questions?