

1 [Administrative Code - Reentry Council; Pretrial Services Seat]

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3 **Ordinance amending the Administrative Code to add a seat to the Reentry Council, to**  
4 **be appointed by the Board of Supervisors, designated for a representative of the entity**  
5 **responsible for the administration of pretrial services involving alternatives to**  
6 **incarceration.**

7 NOTE: **Unchanged Code text and uncodified text** are in plain Arial font.  
8 **Additions to Codes** are in *single-underline italics Times New Roman font*.  
9 **Deletions to Codes** are in *strikethrough italics Times New Roman font*.  
10 **Board amendment additions** are in double-underlined Arial font.  
11 **Board amendment deletions** are in ~~strikethrough Arial font~~.  
12 **Asterisks (\* \* \* \*)** indicate the omission of unchanged Code  
13 subsections or parts of tables.

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

15 Section 1. Findings.

16 Pretrial services involving alternatives to incarceration are a core element of San  
17 Francisco's criminal justice system, annually impacting thousands of people who are booked  
18 into and released from the San Francisco County Jail. Currently, pretrial services involving  
19 alternatives to incarceration are administered by a private entity under an agreement with the  
20 San Francisco Sheriff's Department. To enhance that coordination and collaboration and  
21 promote public safety and the success of justice-impacted individuals and our communities,  
22 the entity primarily responsible for administering pretrial services in San Francisco,  
23 customarily funded through the San Francisco Sheriff Office's Pretrial Incarceration  
24 Alternatives contract, should be represented on the Reentry Council.  
25

1 Section 2. The Administrative Code is hereby amended by revising Chapter 5, Article  
2 1, Section 5.1-3, to read as follows:

3 **SEC. 5.1-3. MEMBERSHIP AND ORGANIZATION.**

4 (a) Members. The Council shall consist of ~~24~~ 25 members, as further described below.

5 (1) Seven of the members shall be persons formerly incarcerated in the San  
6 Francisco County Jail, a California Department of Corrections and Rehabilitation adult facility,  
7 and/or a United States Bureau of Prisons facility.

8 (2) The Mayor, or the Mayor's designee, shall serve as a member of the  
9 Council, and the Mayor shall also appoint three of the seven members who are formerly  
10 incarcerated persons referenced in subsection (a)(1). Of these three members, at least one  
11 must be between the ages of 18 to 35, inclusive, at the time of appointment and have been a  
12 person incarcerated before the age of 24, and at least one shall have expertise in providing  
13 services to individuals exiting the criminal justice system.

14 (3) The Board of Supervisors, or on the Board's motion its designee referenced in  
15 subsection (a)(4), shall appoint as a member of the Council a representative of the entity or agency  
16 primarily responsible for administering pretrial services involving alternatives to incarceration in San  
17 Francisco.

18 (~~34~~) The Board of Supervisors shall designate one of its members to serve as a  
19 member of the Council, and shall appoint the other four of the seven members who are  
20 formerly incarcerated persons referenced in subsection (a)(1). Of these four members, at  
21 least one shall have expertise in providing services to individuals exiting the criminal justice  
22 system, at least one must have been released from custody within three years of that  
23 member's appointment, at least one must have served multiple terms of incarceration, and at  
24 least one must self-identify as a survivor of violence or crime.

1           (~~45~~) All members of the Council shall be exempt from the Charter requirement  
2 that they be ~~electors~~ residents of the City and County of San Francisco.

3           (~~56~~) Mayoral and Board of Supervisors appointments to the Council shall expire  
4 90 days following an appointee's date of hire in any of the following City departments or  
5 agencies: the Public Defender's Office, the District Attorney's Office, the Sheriff's Department,  
6 the Police Department, the Adult Probation Department, the Juvenile Probation Department,  
7 the Office of Economic and Workforce Development, the Human Services Agency, the  
8 Department of Children Youth and Families, the Department of Public Health, and the  
9 Department of Homelessness and Supportive Housing.

10           (~~67~~) The following City departments or agencies shall appoint one member each  
11 to the Council: the Public Defender's Office, the District Attorney's Office, the Sheriff's  
12 Department, the Police Department, the Adult Probation Department, the Juvenile Probation  
13 Department, the Office of Economic and Workforce Development, the Human Services  
14 Agency, the Department of Children Youth and Families, the Department of Public Health,  
15 and the Department of Homelessness and Supportive Housing. In addition, Council co-chairs  
16 shall invite the San Francisco Superior Court, the Department of Child Support Services, the  
17 California Department of Corrections and Rehabilitation Division of Adult Parole Operations,  
18 and the United States Probation and Pretrial Services System to appoint one member each to  
19 the Council.

20           (~~78~~) Members of the Council shall serve two-year terms and shall serve at the  
21 pleasure of the appointing authority. Members may serve multiple terms.

22           (b) Quorum. Thirteen members of the Council shall constitute a quorum, and the  
23 Council shall have the authority to act on the vote of the majority of the quorum.

24           \* \* \* \*

1           Section 3. Effective Date. This ordinance shall become effective 30 days after  
2 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the  
3 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board  
4 of Supervisors overrides the Mayor's veto of the ordinance.

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6           Section 4. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors  
7 intends to amend only those words, phrases, paragraphs, subsections, sections, articles,  
8 numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal  
9 Code that are explicitly shown in this ordinance as additions, deletions, Board amendment  
10 additions, and Board amendment deletions in accordance with the "Note" that appears under  
11 the official title of the ordinance.

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13  
14 APPROVED AS TO FORM:  
15 DAVID CHIU, City Attorney

16 By:     /s/ Jana Clark      
17       JANA CLARK  
18       Deputy City Attorney

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City and County of San Francisco

Tails  
Ordinance

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

File Number: 221245

Date Passed: April 12, 2023

Ordinance amending the Administrative Code to add a seat to the Reentry Council, to be appointed by the Board of Supervisors, designated for a representative of the entity responsible for the administration of pretrial services involving alternatives to incarceration.

March 20, 2023 Rules Committee - RECOMMENDED

April 04, 2023 Board of Supervisors - PASSED ON FIRST READING

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

April 12, 2023 Board of Supervisors - FINALLY PASSED

Ayes: 8 - Chan, Dorsey, Engardio, Mandelman, Peskin, Preston, Safai and Walton  
Excused: 3 - Melgar, Ronen and Stefani

File No. 221245

I hereby certify that the foregoing  
Ordinance was FINALLY PASSED on  
4/12/2023 by the Board of Supervisors of the  
City and County of San Francisco.

f Angela Calvillo  
Clerk of the Board

London N. Breed  
Mayor

4/21/23

Date Approved