Ordinance amending the Administrative Code to require that the Department of Homelessness and Supportive Housing appoint one member to the Reentry Council, increasing the membership from 23 to 24; increase the time that one Board appointed former inmate member can be free from custody from a maximum of two years to a maximum of three years; and require that the Council submit its report to the Board of Supervisors recommending whether the Council should continue by July 1, 2018.

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

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

Section 1. The Administrative Code is hereby amended by revising Sections 5.1-3 and 5.1-6, to read as follows:

SEC. 5.1-3. MEMBERSHIP AND ORGANIZATION.

(a) Members. The Council shall consist of 23 24 members, seven of whom shall be former inmates in the San Francisco County Jail, a California Department of Corrections and Rehabilitation adult facility, and/or a United States Bureau of Prison facility. The Mayor, or his designee, shall serve as a member, and shall also appoint three of these seven members. Of these three members, at least one must be between the ages of 18 to 24 at the time of appointment, and at least one shall have expertise in providing services to individuals exiting the criminal justice system. The Board of Supervisors shall designate one of its members to
serve as a member of the Council, and shall appoint the other four of the seven members who
are former inmates. Of these four members, at least one shall have expertise in providing
services to individuals existing the criminal justice system, at least one must have been
released from custody within two three years of his or her appointment, at least one must have
served multiple terms of incarceration, and at least one must self-identify as a survivor of
violence or crime. All members of the Council shall be exempt from the Charter requirement
that they be electors of the City and County of San Francisco.

The following City departments or agencies shall appoint one member each to the
Council: the Public Defender’s Office, the District Attorney’s Office, the Sheriff’s Department,
the Police Department, the Adult Probation Department, the Juvenile Probation Department,
the Department of Economic and Workforce Development, the Human Services Agency, the
Department of Children Youth and Families, and the Department of Public Health, and the
Department of Homelessness and Supportive Housing. In addition, Council co-chairs shall invite
the San Francisco Superior Court, the Department of Child Support Services, the California
Department of Corrections and Rehabilitation Division of Adult Parole Operations, and the
United States Probation and Pretrial Services System to appoint one member each to the
Council. If any of these four agencies does not appoint a representative, the Council co-chairs
shall appoint an additional member.

Members shall serve two-year terms and shall serve at the pleasure of the appointing
authority. Members may serve multiple terms.

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

(c) Officers. The four members appointed by the Adult Probation Department, the
District Attorney’s Office, the Public Defender’s Office, and the Sheriff’s Department,
respectively, as well as the Mayor or the Mayor's representative designee, shall co-chair the Council.

(d) Subcommittees. The Council may establish subcommittees to be convened as directed by the Council. The Council's co-chairs shall appoint members to the subcommittees. Subcommittees shall report findings and make recommendations to the full Council for its consideration. The membership of these subcommittees shall be open to non-members of the Council who shall be drawn from a range of diverse experiences, identities, and interests related to the issue of reentry.

(e) Meeting Frequency. The Council shall meet in full at least three times per year.

(f) Roles of Council Members. Each member of the Council shall retain his or her official authority and duties granted under State law. In adopting this legislation, the Board of Supervisors recognizes that each member of the Council retains his or her authority and duties under State law and that where conflicts may arise out of members' dual roles, State powers and duties shall supersede the duties that the ordinance creating the Council imposes on Council members.

SEC. 5.1-6. SUNSET CLAUSE.

This legislation shall expire June 1, 2019, unless the Board of Supervisors adopts an ordinance continuing its existence. The Council shall submit a report to the Board of Supervisors by January 1, 2019 recommending whether the Council should continue to operate, and if so, whether the Board of Supervisors shall consider legislative changes that would enhance the capacity of the Council to achieve the goals that the ordinance creating the council identifies; amendments that further the Council's goals. The Council's recommendations shall include drafts of ordinances that would implement its recommendations.
Section 2. Effective Date. This ordinance shall become effective 30 days after enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board of Supervisors overrides the Mayor’s veto of the ordinance.

Section 3. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors intends to amend only those words, phrases, paragraphs, subsections, sections, articles, numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal Code that are explicitly shown in this ordinance as additions, deletions, Board amendment additions, and Board amendment deletions in accordance with the “Note” that appears under the official title of the ordinance.

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

By: JANA CLARK
Deputy City Attorney

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Ordinance amending the Administrative Code to require that the Department of Homelessness and Supportive Housing appoint one member to the Reentry Council, increasing the membership from 23 to 24; increase the time that one Board appointed former inmate member can be free from custody from a maximum of two years to a maximum of three years; and require that the Council submit its report to the Board of Supervisors recommending whether the Council should continue by July 1, 2018.

January 12, 2017 Rules Committee - RECOMMENDED

January 24, 2017 Board of Supervisors - PASSED, ON FIRST READING

January 31, 2017 Board of Supervisors - FINALLY PASSED
   Ayes: 11 - Breed, Cohen, Farrell, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Tang and Yee

File No. 161348

I hereby certify that the foregoing Ordinance was FINALLY PASSED on 1/31/2017 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Mayor

Date Approved