

LPP Subcommittee, Regular Meeting of January 23, 2019 – NOTES

Overview

A meeting of the Legislation, Policy and Practices subcommittee of the Reentry Council met on January 23, 2019.

Present: Chair, Jose Bernal. Members, Donna Mandel, Becky LoDolce, Linda Connelly. Staff, Lauren Bell

There was no quorum so no official votes/positions were made.

Meeting topics: Please see attached 1/23/19 agenda

Summary

Member seats – Lauren updated members on Mayoral seats and reminded that there is still a TAY seat open. We will speak to other previously incarcerated members of the RC who fall within the TAY guidelines and determine if that person can move into a TAY seat, free up another previously incarcerated seat, and strive to get all 7 previously incarcerated seats filled.

Member participation – the chair and members present agreed to do outreach to other members to determine continuing interest in the subcommittee. The chair also referenced the rules of the Subcommittee rules which outline that if a member misses three regularly scheduled meetings in a twelve month period without prior notice to the Reentry Policy Planner, the subcommittee shall certify that fact in writing to the appointing authority and the member shall be deemed resigned. At present there are no members of the LPP that are deemed resigned.

There was also a question about quorum if the total number of people on the subcommittee is reduced due to resignations and the full RC hasn't approved the new roster. Lauren reached out to the City Attorney's Office and for this ad hoc body, quorum will be half plus one of the people that is officially still a member (and we will get a new list approved the next RC meeting.)

Chair and members request that agendas, materials and notes are all provided within 72 hours before the meeting. Create agendas that are action focused and clarify follow up steps and who is responsible.

Legislative Calendar – there was conversation about the conflicts between the state legislative calendar and the calendars for subcommittee and reentry council meetings. An agreement was made to host a Special Meeting of the LPP on 2/13 in advance of the regular 3/20 LPP meeting to give the group an opportunity to review possible leg in advance of making decisions of what LPP will bring to the RC on 4/25.

Request was to make a legislative calendar. Geoffrea had drafted a calendar. Lauren will bring what is available to the 2/13 Special meeting.

Retreat Feedback –

- Nice venue, exciting
- Valuable to have an exchange of information between the 2 subcommittees and to start thinking about more coordination between the two groups.

- LPP members at 1/23 meeting discussed possibility of having the chairs of the subcommittees meet between the regular subcommittee meetings to see where there are similar points of action interest/ways to collaborate across committees.
- Should have been longer which would have helped identify more action items to leave with
- The notes from the Retreat reflect 31 action items, some action items overlapping others. In effort to prioritize, Lauren will create a Survey Monkey and send out to LPP members in advance of the March meeting and request that members rank priority of the items. The ultimate goal is to confirm 3 – 4 LPP action items for 2019 which will be part of the RC/Subcommittee Strategic Plan (the Direct Services subcommittee will do the same).

LPP Calendar – We reviewed the LPP calendar and confirmed that regularly LPP meetings are the 3rd Wednesday of the month at 2:30pm.

Donna Mandel legislation share-out -

Donna shared a matrix of leg of interest to the SF Public Defender’s Office.

SF PD – Prioritizing – SB 136 and SB 144

SB 136 – Sentencing bill, introduced by Weiner:

- Existing law imposes an additional 3-year sentence for each prior separate prison term served by a defendant where the prior and current offense was a violent felony, as defined. For other Felonies, existing law imposes an additional one-year term for each prior separate prison term or county jail felony term, except under specified circumstances.
- This bill would delete the provision that requires an additional one-year term. The bill would make additional technical, nonsubstantive changes.

SB144 – Criminal Administrative Fees by Mitchell:

- Existing law imposes various fees contingent upon a criminal arrest, prosecution, or conviction for the cost of administering the criminal justice system, including administering probation and diversion programs, collecting restitution orders, processing arrests and citations, administering drug testing, incarcerating inmates, facilitating medical visits, and sealing or expunging criminal records.
- This bill would state the intent of the Legislature to enact legislation to eliminate the range of administrative fees that agencies and courts are authorized to impose to fund elements of the criminal legal system, and to eliminate all outstanding debt incurred as a result of the imposition of administrative fees.

Donna also discussed Sup Ronen’s work on juvenile justice leg that raises the age at which a young can waive Miranda rights, and also requires that a parent, guardian, trusted adult is in the room for any law enforcement involved questioning or investigations from the age of 15 to 17.

The group reflected on the number of bills that the LPP could possibly review and present to RC, and asked how many bills were presented to the Council in 2018.

As follow up from the meeting, Lauren went back to March, 2018 LPP agenda and found that LPP reviewed the following bills:

- a. AB42/SB10
- b. AB1940
- c. AB2138
- d. AB2139
- e. AB2250
- f. SB215
- g. SB1025
- h. SB1105
- i. SB1392
- j. SB1393
- k. SB1437
- l. SB906

Of those reviewed by LPP during the March 2018 LPP meeting, the following bills were presented at April 2018 RC meeting: The below bills are highlighted in yellow above.

- a. AB1940: Parole integration credits
- b. AB2138: Occupational licensing
- c. SB 906: Statewide Peer Specialist Certification
- d. SB1105: Expands Vehicle Code Section 41500 immunity to individuals in local detention facilities
- e. SB1025: Sentencing reform – Probation eligibility for drug offenses
- f. SB1392: Sentencing reform – Judicial sentencing discretion regarding prior prison or jail terms
- g. SB1393: Sentencing reform – Judicial sentencing discretion regarding prior serious felonies
- h. SB1437: Sentencing reform – Reform to accomplice liability

The LPP Chair requests that all members who will attend the 2/13 Special Meeting bring legislation of interest to the Special Meeting and to be prepared to present a short overview of the legislation. The goal of the Special Meeting will be to review legislation in preparation for the 3/20 meeting when the LPP will agree to the portfolio of bills/leg that will be presented to the RC in April for consideration of RC support.