

# Reentry Council

## City & County of San Francisco

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### AGENDA

Thursday, August 16, 2018

11am- 12noon

State of California

Milton Marks Conference Center

455 Golden Gate Avenue, San Diego Room

San Francisco, CA 94102

Note: *Each member of the public will be allotted no more than 3 minutes to speak on each item due to the amount of anticipated speakers and anticipated duration of other agenda items.*

1. Call to Order and Introductions
2. Public Comment on Any Item Listed Below as for “Discussion Only.” (NOTE: public comment on items listed as “possible action” will occur during that agenda item’s time.)
3. Review and Adoption of Meeting Minutes of April 26, 2018 (discussion & possible action)
4. Staff Report on Activities of the Reentry Council and its Subcommittees
  - a. Staff updates (discussion only)
    - i. Calendar of meetings and locations
    - ii. Racial equity work
    - iii. Report on vacant/ expired Reentry Council seats
    - iv. Reentry Council Voting – Procedural Review
    - v. Reentry Conference and Resource Fair
  - b. Subcommittee updates (discussion & possible action)
    - i. Roster Confirmations
    - ii. Subcommittee Rules
    - iii. Direct Services Subcommittee
    - iv. Policy Subcommittee
5. Reentry Council Ordinance – Report Review and Extension Request (discussion & possible action)
6. Regular Update on Activities of the Juvenile Justice Coordinating Council, Sentencing Commission, Collaborative Courts, and Community Corrections Partnership (discussion only)
7. Young Women Freedom Center Bill of Rights by Council Member, Lucero Herrera (discussion only)
8. Gang Injunctions (discussion only)
9. Council Members’ Comments, Questions, and Requests for Future Agenda Items (discussion only)
10. Public Comment on Any Item Listed Above, as well as Items not listed on the Agenda
11. Adjournment

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### SUBMITTING WRITTEN PUBLIC COMMENT TO THE REENTRY COUNCIL

Persons who are unable to attend the public meeting may submit to the Reentry Council, by the time the proceedings begin, written comments regarding the subject of the meeting. These comments will be made a part of the official public record, and brought to the attention of the Reentry Council. Written comments should be submitted to: Geoffrea Morris, Reentry Policy Planner, Adult Probation Department, 880 Bryant Street, Room 200, San Francisco, CA 94103, or via email: [reentry.council@sfgov.org](mailto:reentry.council@sfgov.org).

### MEETING MATERIALS

Copies of agendas, minutes, and explanatory documents are available through the Reentry Council's website at <http://sfreentry.com> or by calling Geoffrea Morris at (415) 241-4241 during normal business hours. The material can be FAXed or mailed to you upon request.

### ACCOMMODATIONS

To obtain a disability-related modification or accommodation, including auxiliary aids or services, to participate in the meeting, please contact Geoffrea Morris at [reentry.council@sfgov.org](mailto:reentry.council@sfgov.org) or (415) 241-4241 at least two business days before the meeting.

### TRANSLATION

Interpreters for languages other than English are available on request. Sign language interpreters are also available on request. For either accommodation, please contact Geoffrea Morris at [reentry.council@sfgov.org](mailto:reentry.council@sfgov.org) or (415) 241-4241 at least two business days before the meeting.

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Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review. Copies of the Sunshine Ordinance can be obtained from the Clerk of the Sunshine Task Force, the San Francisco Public Library, and on the City's web site at: [www.sfgov.org/sunshine](http://www.sfgov.org/sunshine).

### FOR MORE INFORMATION ON YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE OR TO REPORT A VIOLATION OF THE ORDINANCE, CONTACT THE SUNSHINE ORDINANCE TASK FORCE:

Administrator  
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City Hall, Room 244  
1 Dr. Carlton B. Goodlett Place,  
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Telephone: (415) 554-7724  
Fax: (415) 554-5163  
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### CELL PHONES

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# Reentry Council

## of the City & County of San Francisco

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**Two Vacant Mayoral Seats**

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For more information about the Reentry  
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### DRAFT MINUTES

Thursday, April 26, 2018

10am-noon

St. Anthony's Foundation

150 Golden Gate Avenue

San Francisco, CA 94102

**Members Present:** Diana Oliva-Aroche for Mayor Mark Farrell (co-chair); Tara Anderson, representing District Attorney George Gascón (co-chair); Chief Adult Probation Officer Karen Fletcher (co-chair); Kathy Johnson representing Sheriff Vicki Hennessy (co-chair); Simin Shamji, representing Public Defender Jeff Adachi (co-chair); Robin Chandler, Department of Public Health; Jose Bernal, Board Appointee, Ian Fregosi representing Sandra Lee Fewer, Member, Board of Supervisors; Lucero Herrera, Mayoral Appointee; Dan Kelly, Human Services Agency; James Lowden, Board Appointee; Aspen Marshall, California Department of Corrections & Rehabilitation, Division of Parole Operations; San Francisco Police Chief Bill Scott; Jeffrey Mori, Office of Economic and Workforce Development; Chief Juvenile Probation Office Allen Nance; Karen Roye, Director, Department of Child Support Services; Emily Cohen Department of Homelessness & Supportive Housing; Lisa Lightman, Superior Court of California, County of San Francisco

**Members Absent:** Angela Coleman, Board Appointee; Kimberli Courtney, Board Appointee;; Jared Walker, Mayoral Appointee; Laura Moyé, Department of Children, Youth & Their Families; Veronica Ramirez, U.S. Probation Office, Northern District of California;

1. **Call to Order and Introductions.** Diana Oliva-Aroche called the meeting to order at 10:05am.
2. **Public Comment on Any Item Listed Below as for "Discussion Only."** There was no public comment on any of the items listed below labeled for "Discussion Only."
3. **Review and Adoption of Meeting Minutes of January 25, 2018 (discussion & possible action).** Jeff Mori motioned to adopt January 25, 2018 minutes. The motion was seconded by Karen Fletcher. A unanimous vote was given and the minutes were approved.
4. **Staff Report on Activities of the Reentry Council and its Subcommittees (discussion & possible action).**

Lauren Bell acknowledged the transition of Karen Shain from the Reentry Council's staff and introduced Geoffrea Morris who will be assuming the interim role of Reentry Policy Planner.

As part of the Reentry Council's continued effort to look at issues of racial equity and combat racial disproportionality in San Francisco's criminal justice system, Lauren Bell stated that work on Racial Equity will be a standing agenda item for each Reentry Council meeting, providing an opportunity for departments and community members to share their efforts to mitigate racial inequity and advance racial equity. Lauren Bell shared that the Adult Probation Department is a participant of The Government Alliance on Race & Equity (GARE). Members of the department have been organizing events aimed at celebrating the racial and cultural heritage.

Lauren Bell reported on the February 22, 2018 Community Appreciation Dinner, also known as the Reentry Dinner. The event was successful with over 200 attendees. She thanked all who contributed to the event, including former council member Ernest Kirkwood, Julio Escobar of the Archdiocese, Sabrina Reid, Rebecca Jackson, Yolanda Robinson of the Sheriff's Department and Chief Fletcher.

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She closed by stressing the importance of events such as these, which build community for those formerly incarcerated.

Lauren Bell stated that the CASC will be a voter registration site for the upcoming June 5, 2018 election. She asked members to encourage clients they may be working with the register to vote and exercise their right.

Geoffrea Morris provided the council with an update to the gender responsive work. On April 9<sup>th</sup> at the Human Rights Commission a discussion was held to identify and address the needs of the Transgender Intersex (TGI), this is a 3 part of dialogue series of conversations. TGI Excellence/UCSF will be hosting a TGI resource fair at the Public Library on June 4<sup>th</sup>. In its gender responsive efforts, the Adult Probation Department is expanding its curriculum to hold gender specific classes at the CASC facilitated by Sisters Circle and is actively looking at its protocols to be more gender responsive.

Geoffrea Morris informed the Council that there were no updates from the Direct Services subcommittee at this time and that updates from the Policy subcommittee will be heard in Agenda Item #8.

Lauren Bell directed Council members to three events with each event's information available in the packet. The first event, the Recovery Summit will be hosted on May 23<sup>rd</sup> 2018. All are encouraged to register and attend. The San Francisco Women's Justice Reform Initiative, a culmination of Geoffrea Morris's listening tour to expand the gender responsive work of San Francisco justice system, and will take place on June 20<sup>th</sup>, 2018. Next, members were invited to the Restorative Justice Training which will be held on June 23 and 25<sup>th</sup>, 2018.

Diana Oliva-Aroche provided the Council with the opportunity to comment on the staff report. Kathy Johnson added that the Sherriff Department's policy of allowing Transgender and Non-variant (TGN) persons be searched by an individual of a similar identity went into effect February 2018. The policy was challenged by Deputy Sherriff's Association but was upheld by the Superior Court of San Francisco. Tara Anderson also shared that the District Attorney's Office is also a GARE participant and that with the Adult Probation Department, have a shared responsibility to share tools with the council to promote equity throughout San Francisco government.

### **5. Regular Update on Legislation and Funding Related to Reentry (discussion only).**

Ali Riker of the Sheriff's Department reported on the MIOCR Grant. She stated the grant was scheduled to end on June 30, 2018. The Sherriff's department has requested continued funding to support the work of the MIOCR grant which is now being considered by the Mayor's Office. To date, 90% of graduates have not returned to jail. Ali Riker extended an invitation to the next participant graduation on May 17<sup>th</sup>, 2018.

### **6. Regular Update on Activities of the Juvenile Justice Coordinating Council, Sentencing Commission, Collaborative Courts, and Community Corrections Partnership, LEAD, Prop 47 (discussion only)**

In the interest of time, Diana Oliva-Aroche asked the Council to review the updates of the various councils located in the packet and followed with a call for comments from the Council with none. She then opened the agenda item for public comment. Kathleen Lacey, UCSF Citywide Forensic Program Director requested data for PSTR Prop 47 Program, Robin Chandler pointed out the information available in the packet. There was no further public comment.



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### 7. Gang Injunctions (decision and possible action)

Diana Oliva-Aroche opened the conversation by reminding the Council of the robust dialogue held at the last meeting where a motion to draft a letter to the District Attorney's Office and police department requesting data related to the Gang Injunction. Lauren Bell provided an update on that request, stating that there has been email communication with the City's Attorney's office and have been able to have a meeting with Chief Scott regarding the topic. The meeting was an opportunity to express viewpoints and remind the Police department about the Reentry Council's request for data and the importance data and process review. Lucero Herrera also shared the personal impact of Gang Injunctions.

Council member Jose Bernal gave feedback on the efforts to date. A letter to the District Attorney's office followed the last Council meeting, urging for the need for continuous review of the gang injunction list and the transparent data if such a review has even taken place. He challenged the Council to critically consider how San Francisco can be a champion for progressive justice reform, when it lags behind other major cities on this key policy issue, particularly when the Council has adopted to lead the fight against racial and ethnic disparities within the San Francisco criminal justice system. Referencing the 2015 Burns Institute Report, commissioned by the Reentry Council he stated how a strong stance against gang injunctions, which are known to solely affect black and brown people, is a step to addressing these disparities.

Ian Fregosi representing Sandra Lee Fewer's office provided an update of efforts to end the over 10 year old gang injunctions which impact approximately 140 Black and Latino men. Sandra Lee Fewer's office has asked the District Attorney's office for specific questions through the form of hearing scheduled to April 25<sup>th</sup>, which is now postponed for June 13<sup>th</sup>, 2018. The City's Attorney's office has made it public that it intends to conduct in depth reviews of the gang injunction for all 7 gangs named and all names listed in the injunctions. Following the first review, a motion to remove 34 names off of a gang injunction using criteria of no gang related criminal activity. The City Attorney intends to continue these reviews and is hopeful that more names will be removed from the injunction before the June hearing. While Sandra Lee Fewer's is not in support of gang injunctions altogether, she believes these actions are a step in the right direction.

Diana Oliva-Aroche opened the discussion to the council members for comment. Chief Scott thanked Jose Bernal and Lauren Bell for their meeting. He stated that the police department remains open to looking at the data and is committed to the issue. Lucero Herrera read a heartfelt testimony of an individual who is currently listed under the San Francisco gang injunction who called for the end of gang injunctions. Simin Shamji asked that the Council consider the evidence which supports the effectiveness of the gang injunctions and how they address the issue of crime. She pointed out that evidence suggests that gang injunctions do not curb crime and actually have the opposite effect.

Jose Bernal raised a motion that the San Francisco Reentry Council take a position to end gang injunctions to bring toward the City Attorney. Jeff Mori seconded the motion.

The discussion was opened for public comment. Erris Edgerly from Brothers for Change shared his firsthand experience on gang injunctions as a community member and stated that research by his organization on the impact of gang injunctions supports the policy's end. A community member (name not audible) gave comment on the proliferation of racial bias in gang investigations and gave first hand testimony of how police department looked for evidence connecting her to gang affiliation. A Tenderloin community member named Lisa asked to end gang injunctions. Antonio Johnson, Restorative Justice San Francisco State University called to end gang injections. Willie Jetson, San

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Francisco native called to end gang injunctions and spoke to how the policy proliferates racism and violence. San Francisco resident, Monique thanked Jose for bring this issue up and for the opportunity for the chance to improve people's lives through the need of gang injunctions and asked for the councils support. Woods Irvin, TGI Justice Project commented on how gang injunctions are not aligned with the City's values and referenced the experiences of those listed on the gang injunctions list and contribute to the negative impacts gentrification and disproportionate policing of black and brown neighborhoods and urges the council to end gang injunctions. Eric Henderson spoke to how the injunction exclusively lists black and brown men in neighborhoods of color and asked the Council to take strong stance against gang injunctions. Wendy Click, gave her testified to the impact of the gang injunctions on her nephew and cousin. She asked to end gang injunctions. Victoria Westbrook reminded the council of the racial bias practices on communities of color and urges the council to end gang injunctions, she stated that gang injunctions unnecessarily add to the stigma of reentry.

The motion is called to vote 11 members supported and 7 abstained. By majority, the motion passed.

Diana Oliva-Aroche for Mayor Mark Farrell (co-chair) – Abstain  
Tara Anderson, representing District Attorney George Gascón (co-chair) – Abstain  
Chief Adult Probation Officer Karen Fletcher (co-chair) – Abstain  
Kathy Johnson representing Sheriff Vicki Hennessy (co-chair) – **Aye**  
Simin Shamji, representing Public Defender Jeff Adachi (co-chair) – **Aye**  
Robin Chandler, Department of Public Health – **Aye**  
Jose Bernal, Board Appointee – **Aye**  
Ian Fregosi representing Sandra Lee Fewer, Member, Board of Supervisors – Abstain  
Lucero Herrera, Mayoral Appointee – **Aye**  
Dan Kelly, Human Services Agency – **Aye**  
James Lowden, Board Appointee – **Aye**  
Aspen Marshall, California Department of Corrections & Rehabilitation, Division of Parole Operations – Abstain  
San Francisco Police Chief Bill Scott – Abstain  
Jeffrey Mori, Office of Economic and Workforce Development – **Aye**  
Chief Juvenile Probation Office Allen Nance – **Aye**  
Karen Roye, Director, Department of Child Support Services - **Aye**  
Emily Cohen Department of Homelessness & Supportive Housing – **Aye**  
Lisa Lightman, Superior Court of California, County of San Francisco - Abstain

### 8. Current State Legislation (discussion and action)

- a. AB1940: Parole integration credits  
Eric Henderson presented information on AB1940. The bill would allow people on parole to earn time off their parole for completing education, volunteering and other good behavior. Chief Nance motioned to support legislation. The motion was seconded by Tara Anderson. Superior Court abstained. No public comment. The motioned passed by majority.
- b. AB2138: Occupational licensing  
Lauren Bell presented information on AB2138. The bill mitigates barriers to licenses. Jeff Mori motioned to support this bill. Chief Fletcher seconded the motion. Superior Court abstained. No public comment. The motioned passed by majority.
- c. SB 906: Statewide Peer Specialist Certification

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Geoffrea Morris presented information on SB906. The bill supports the statewide professionalization of individuals with lived experience in system navigator roles. Karen Roye motioned to support legislation. The motion was seconded by Jose Bernal. Superior Court abstained. No public comment. The motion passed by majority.

- d. SB1105: Expands Vehicle Code Section 41500 immunity to individuals in local detention facilities

Nick Gregaratos presented information on SB1105. The bill would allow individuals to receive driver's license and dismiss outdated tickets while incarcerated. Kathy Johnson motioned to support legislation. The motion was seconded by Ian Fregosi. Superior Court abstained. No public comment. Motion passed by majority.

- e. SB1025: Sentencing reform – Probation eligibility for drug offenses

Donna Mendel presented information on SB1025. The bill would XXXX. Simin Shamji clarified that the legislation that the person would have a county jail term. Karen Fletcher motioned to support legislation. The motion was seconded by Tara Anderson. Superior Court abstained. No public comment. The motion passed by majority.

- f. SB1392: Sentencing reform – Judicial sentencing discretion regarding prior prison or jail terms

Donna Mendel presented information on SB1392. The bill repeals sentence enhancements for having a prior prison sentence. . It was clarified that it only pertains to individual with prior prison or jail terms. Anderson motioned to support the legislation. Karen Roye seconded the motion. Superior Court abstained. No public comment. Motion passed by majority.

- g. SB1393: Sentencing reform – Judicial sentencing discretion regarding prior serious felonies

Donna Mendel presented on SB1393 restores judicial discretion to strike the five year sentence enhancement when someone is charged with a serious felony. It does not allow the judge to change the base sentence. Tara Anderson stated that the District Attorney's office is working with Stanford to examine sentence enhancement research which will inform the office's position and stated that she will obtain from the motion. Simin Shamji motioned to support the legislation. Jose Bernal seconded the motion. Eric Henderson gave public comment in favor of supporting the legislation and cited that there is no evidence to suggest that there is a deterrent effect to sentence enhancements. Simin Shamji motioned in support. Jose Bernal seconded the motion. Superior Court, the Sheriff's Department and District Attorney's office abstained from voting on the motion. The motion passed with majority rule.

- h. SB1437: Sentencing reform – Reform to accomplice liability

Donna Mendel presented on SB 1437. The legislation clarifies that a person may only be convicted of murder if the individual willingly participated in a homicide or it an act that was intended to result in a homicide. Simin Shamji motioned to support the legislation. Jose Bernal seconded the motion. 11 members of the council including Superior Court abstained. The motion did not move forward.

### 9. Council Members' Comments, Questions, and Requests for Future Agenda Items (discussion only).

Lucero Hererra had a request that the Reentry Council considers the Women Warriors Bill as a discussion item for the next meeting.

Jose Bernal informed the council that his term on the council expires and that it may be his last meeting. On behalf of the council, Diana Oliva-Aroche thanked him for his time on the council. She went on to state, that it may also be her last time on the council due to the upcoming mayoral election.

A reminder that the July 26<sup>th</sup>, 2018 at the Milton Marks, San Diego Room at 455 Golden Gate was given.

# Reentry Council

## City & County of San Francisco

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10. The meeting was adjourned at 12:07pm.

# Reentry Council of the City and County of San Francisco

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## 2018 Meeting Calendar

**Council Meetings:** Last Thursday of the first month of each quarter

10am-noon

January 25—Alex Pitcher Room, 1800 Oakdale Ave

April 26—St. Anthony's Foundation, 150 Golden Gate Ave

July 26—San Diego Rooms, Milton Marks, 455 Golden Gate Ave, Lower Level

October 25—St. Anthony's Foundation, 150 Golden Gate Ave

**Subcommittee on Direct Services:** 2<sup>nd</sup> Thursday of the month on uneven months

2:30-4:30 pm, all in City Hall Room 305

January 11—25 Van Ness, Lower Level

March 8—Public Defender's Office, 555 7<sup>th</sup> St., 3<sup>rd</sup> Floor

May 10—25 Van Ness, Lower Level

July 12—Public Defender's Office, 555 7<sup>th</sup> St., 3<sup>rd</sup> Floor

September 13—25 Van Ness, Lower Level

November 8—Public Defender's Office, 555 7<sup>th</sup> St., 3<sup>rd</sup> Floor

**Subcommittee on Legislative Policy, Advocacy and Practices:** 3<sup>rd</sup> Wednesday of the month on uneven months 2:30-4:30pm, all in 25 Van Ness, Lower Level conference room

January 17

March 21

May 16

July 18

September 19

November 21

## 2019 Meeting Calendar

**Council Meetings:** Last Thursday of the first month of each quarter

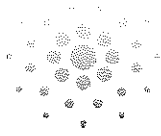
10am-noon

January 25— St. Anthony's Foundation, 150 Golden Gate Ave

April 25—St. Anthony's Foundation, 150 Golden Gate Ave

July 25—TBA

October 24—TBA



## LOCAL AND REGIONAL GOVERNMENT ALLIANCE ON RACE & EQUITY



### **Government Alliance on Race and Equity (GARE)**

GARE is a national network of government agencies working to achieve racial equity and advance opportunities for all.

In 2016, San Francisco launched the Engineering for Equity program to ensure city services and resources are leveraged to achieve more equitable outcomes for all. The program has two objectives:

1. Advise City departments on how to eliminate disparities in public service.
2. Ensure community involvement in the full range of government decisions.

#### **Why Engineering for Equity?**

Engineers design, construct and maintain structures, materials and systems while considering the limitations imposed by impracticality, regulation, safety and cost. Under the leadership of Human Rights Commission (HRC) Executive Director Sheryl Davis, the Engineering for Equity program invites city departments to create and uphold transformational systems and approach actual and perceived limitations with innovation. They believe that city government has the tools to create resilient communities and lay foundations that lift up all. Specifically, the HRC provides city departments with specific tools and strategies to utilize when making public policy decisions, strengthening public programs or expending city resources in service to San Francisco's communities. Moreover, the HRC helps departments create equity plans that value community expertise and partnership.

San Francisco is proud to be a strong participant in the Northern California GARE cohort. Representatives from a broad range of city departments including the San Francisco Municipal Transit Authority, Department of Public Health, Arts Commission, Department of Environment, Adult Probation, Planning, Public Utilities Commission, Recreation and Parks Department and the Office of Economic, Department of Homelessness and Supportive Housing and the Office of Economic and Workforce Development have participated in and are working collaboratively to make San Francisco more equitable for all.

Participating Departments in the 2018 GARE cohort will receive:

- A racial equity training curriculum, with cohort participants who are equipped to implement the training with other employees,
- A Racial Equity Tool to be used in policy, practice, program and budget decisions,
- A capacity building plan and organizational structure to institutionalize equity within their own jurisdiction,

- Example policies and practices that help advance racial equity, and
- Support on developing a Racial Equity Action Plan for their Department.

**Current GARE Criminal Justice Agencies:**

Adult Probation Department

District Attorney's Office

Department of Police Accountability

For additional information about San Francisco's involvement in Northern California GARE initiative contact San Francisco Cohort Director Ariana Flores.

Human Right Commission Contact:

Sheryl Davis

Executive Director

San Francisco Human Rights Commission

25 Van Ness Avenue, Suite 800

San Francisco, CA 94102

415.252.2516

**GARE in Criminal Justice Proposal:**

On June 6, 2018 the members of the San Francisco Sentencing Commission unanimously approved Sentencing Commission staff to work with the staff from the San Francisco Reentry Council and Community Correction Partnership to create a justice system race and equity statement. The draft statement will subsequently be placed on each policy advisory body's agenda over the next three months for discussion and possible action.

**Draft Criminal Justice Policy Racial Equity Statement**

The San Francisco Community Corrections Partnership, Reentry Council and Sentencing Commission prioritize racial equity so that all people may thrive. San Francisco's criminal justice policy bodies collectively acknowledge that communities of color have borne the burdens of inequitable social, environmental, economic and criminal justice policies, practices and investments. The legacy of these government actions has caused deep racial disparities in San Francisco's criminal justice system. We further recognize that racial equity is realized when race can no longer be used to predict life outcomes. We commit to the elimination of racial disparities in the criminal justice system.

**Restorative Justice** Responsibility | Rehabilitation | Reintegration *San Francisco Bay Area*

# Reentry Conference & Resource Fair



Archdiocese of San Francisco

Restorative Justice

Responsibility

Rehabilitation

Reintegration

## SAVE THE DATE

**Friday, September 7, 2018**  
**8:00 AM to 4:00 PM**

Each year the Reentry Conference and Resource Fair brings hundreds of individuals and organizations from around the bay area together to explore the latest concerns, opportunities and advancements of justice-involved and crime-affected individuals and families.

Join us and participate to:

- Influence Public Policy and Legislation
- Build Stronger Organizational Practices
- Connect with Coalitions and Networks
- Train with Providers and Advocates
- Research Community Organizing & Actions
- Strengthen Panel Discussions, Opportunities and Steps to Support People in Reentry and Crime Survivors.

For sponsorship or more information contact Julio Escobar  
at (415) 614-5572, email: [escobarj@sfarch.org](mailto:escobarj@sfarch.org)

### FREE EVENT

CONTINENTAL BREAKFAST & LUNCH

**registration is required**

Please register online at:  
[www.ReEntryAction.org](http://www.ReEntryAction.org)

### EVENT CENTER

St. Mary's Cathedral  
1111 Gough St., S.F., CA

### WHO SHOULD ATTEND

Formerly incarcerated youth and adults; families with incarcerated loved ones, crime survivors, non-profit providers, advocates, volunteers working with incarcerated people; law enforcement professionals, probation and corrections staff; victim services; educational; religious and social institutions; department of justice agencies; health services; housing, education employers and legal rights organizations.



# Subcommittee on Legislation, Policy & Practices

## Reentry Council of the City & County of San Francisco

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### *Roster of Members*

**Jose Bernal (Chair)**

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# Subcommittee on Legislation, Policy & Practices

## Reentry Council of the City & County of San Francisco

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**Victoria Westbrook**

Director of Programs and Operations

Code Tenderloin

Member of the Reentry Community

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*For more information, please contact  
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[geoffrea.morris@sfgov.org](mailto:geoffrea.morris@sfgov.org) or (415) 241-4241  
or visit <http://sfgov.org/reentry>*

# Subcommittee on Direct Services

## Reentry Council of the City & County of San Francisco

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### *Roster of Members*

**Amarita King (Co-Chair)**

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**David Wiesner**

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**Monica Wong**

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# Subcommittee on Direct Services

## Reentry Council of the City & County of San Francisco

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*For more information, contact  
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(415) 241-4241 or visit  
<http://sfgov.org/reentry>*

1                   **Reentry Council of the City and County of San Francisco**

2                   **Reentry Council Subcommittees**

3  
4   **Mission**

5  
6   The mission of the Reentry Council Subcommittees ("Subcommittees") is to assist the  
7   Reentry Council of the City & County of San Francisco ("Reentry Council") in  
8   addressing issues related to the reentry population. The Subcommittees are comprised of  
9   previously incarcerated people, other individuals who are deeply invested in improving  
10   the criminal justice system and its treatment of the reentry population, nonprofit services  
11   providers, public servants, and advocates.

12  
13   **Meetings**

14  
15   The Subcommittees shall hold meetings as may be required for the satisfactory  
16   performance of its mission in accordance with the Bylaws of the Reentry Council as  
17   established by Chapter 5.1 of the San Francisco Administrative Code ("Bylaws").

18  
19   The Subcommittees shall hold at least one annual retreat each year.

20  
21   Regular meetings of the Subcommittees shall be convened at dates decided by the  
22   Subcommittee members in consultation with the Reentry Council Staff.

23  
24   Special meetings shall be convened by decision of the Subcommittees.

25  
26   The Reentry Council Staff shall notify Subcommittee members and the public of the  
27   location and time of all Subcommittee meetings.

1   **Agenda**

2   The agenda for each regular meeting shall be prepared by the Reentry Council Staff in  
3   consultation with the Chairperson of the Subcommittees, in conformity with the Bylaws  
4   and the rules herein, and shall include:

5       (a) Any item the inclusion of which has been ordered by the Subcommittee at a  
6       previous session;

7       (b) Any item proposed by the Chairperson of the Subcommittee;

8       (c) Any item proposed by the Reentry Council;

9       (d) Any item proposed by a member of the Subcommittee.

10   The agenda for each special meeting shall consist only of those items which are proposed  
11   for consideration at that special meeting.

12  
13   During a meeting, the Subcommittees may revise the agenda and may, as appropriate,  
14   defer or delete items; only urgent and important items may be added to the agenda.

15  
16   **Subcommittee Membership**

17   The members of the Subcommittee ("Members") shall be appointed by the Reentry  
18   Council in accordance with the Reentry Council Ordinance and the Bylaws during the  
19   July meeting.

20  
21   The term of office of the Members shall begin on the day of the appointment by the  
22   Reentry Council and expire a year from the date of appointment.

23  
24   **Subcommittee Chairperson**

25   Each Subcommittee shall elect from among its members one or ~~more~~ two Chairperson(s)  
26   to represent the Subcommittee. The subcommittee chair/s must agree to a two year  
27   commitment.

1  
2 The voting requirement for such election shall be simple majority.

3  
4 The Chairperson shall declare the opening and closing of each meeting of the  
5 Subcommittee, direct the discussion, ensure observance of these rules herein, accord the  
6 right to speak, put motions to the vote and announce decisions. The Chairperson, subject  
7 to these rules, shall have control over the proceedings of the Subcommittee and over the  
8 maintenance of order at its meetings.

9  
10 The Chairperson shall confer with Reentry Council Staff on the logistics of conducting  
11 the Subcommittee meetings.

12  
13 The Chairperson shall represent the Subcommittees in front of the public, the Reentry  
14 Council, the Mayor, the Board of Supervisors and other public entities or organizations.

15  
16 ~~In the event that there is more than one Subcommittee, there shall be one Chairperson per~~  
17 ~~each Subcommittee.~~

18  
19 The Chairperson of each Subcommittee shall serve as a liaison to the other  
20 Subcommittee(s), and shall be supported by the Reentry Council Staff in the performance  
21 as such.

22 **Attendance Requirement**

23 The subcommittee chairs shall monitor the attendance of subcommittee members. In the  
24 event that any subcommittee member misses three regularly scheduled subcommittee  
25 meetings in a twelve-month period without prior notice to the subcommittee, the  
26 subcommittee shall certify that fact in writing to the appointing authority, and the  
27 subcommittee member shall be deemed to have resigned from the Reentry Council  
28 subcommittee on the date of such certification.

29 **Voting**

30 A Subcommittee Member shall have the right to introduce a motion and the Chairperson  
31 shall put the motion to vote after receiving a second.

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Each Member shall have one vote.

Decisions of the Subcommittee shall be made by a simple majority of the Members present.

#### **Quorum**

The number of total members appointed in the July's meeting by the Council, then divided by two. If an odd number of members, then quorum is established by rounding to the nearest whole number.

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#### **Communications with the Reentry Council**

The Subcommittees shall bring to the attention of the Reentry Council, in accordance with the Bylaws and the rules herein, communications ("Communication(s)") which are for consideration by the Reentry Council.

The Communications shall be in writing, and may include concerns, requests, questions and comments.

A Communication may begin by a motion by a Member.

Prior to submission to the Reentry Council, the Chairperson(s) of the Subcommittee that originated the Communication ("Originating Subcommittee") shall send the Communication in writing to the Chairperson(s) of the other Subcommittee(s) ("Non-originating Subcommittee(s)").

The Chairperson(s) of the Non-originating Subcommittees shall forward the Communication to their Subcommittee members to consider for endorsement.



1 A Communication shall be submitted to the Reentry Council if the Communication has  
2 been approved by a simple majority vote of the Originating Subcommittee and the Non-  
3 Originating Subcommittee(s) has/have had an opportunity for endorsement.

4  
5 The Chairperson of the Originating Subcommittee is responsible for the submission of  
6 the Communications to the Reentry Council. The Reentry Council Staff shall assist the  
7 Chairperson in doing so. If a written response by the Reentry Council is requested by the  
8 Subcommittee, the Chairperson shall specify such a date in the Communication.

9  
10 **Adoption of Rules**

11 The rules contained herein are effective if and only if they have been approved by at  
12 least two thirds of the ~~the Subcommittee~~ Members, and subsequently passed by the  
13 Reentry Council. Changes to these rules must be made in writing and approved by the  
14 same process.

15  
16 The Reentry Council Staff shall keep a log of when the rules are adopted and changed.

17  
18 **Finalized Updated May ~~August 16, 2018~~ 17, 2017**



## **Reentry Council City and County of San Francisco**

July 26, 2018

Honorable Malia Cohen, President of the Board of Supervisors  
Honorable Sandra Lee Fewer  
Honorable Jane Kim  
Honorable Rafael Mandelman  
Honorable Aaron Peskin  
Honorable Hillary Ronen  
Honorable Ahsha Safai  
Honorable Catherine Stefani  
Honorable Katy Tang  
Honorable Norman Yee  
Honorable Vallie Brown  
City Hall, 1 Carlton B. Goodlett Place  
San Francisco, CA 94102

Dear President and Members of the Board of Supervisors,

The purpose of this letter is to recommend that the legislation authorizing the Reentry Council of the City and County of San Francisco be renewed with the revisions noted on Attachment A. San Francisco Administrative Code Sec. 5.1 established the City and County of San Francisco's Reentry Council for the purpose of coordinating local efforts to support adults exiting San Francisco County Jail, San Francisco Juvenile Justice System Out-of-Home Placements, the California Department of Corrections and Rehabilitation facilities, and United States Federal Bureau of Prison facilities.

The Council provides the Mayor, Board of Supervisors, the public, and any other appropriate agencies with comprehensive information about reentry barriers and programs, best practices, funding sources, and serves as a clearinghouse for local, state, and federal legislation that impacts the criminal justice system and reentry communities.

In September 9, 2008, Ordinance # 215-08 established the Reentry Council and in 2014, Ordinance # 83-14 renewed the Council. Presently, the Council has a sunset clause of June 1, 2019. Per section 5.1.6 of the Admin Code, the Council shall submit a report to the Board of Supervisors "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."

Please accept this letter, along with Attachment A as the required report.

Since June 2014, the Full Reentry Council has met approximately 20 times, has enjoyed robust regular attendance by its members, San Francisco residents, members of the formerly

incarcerated community, and other stakeholders. The Reentry Council is proud to report that it has maintained quorum at all its meetings.

The Reentry Council is led by five dynamic and committed co-chairs: the Mayor's Office; the Adult Probation Department; the Sheriff's Department, and the Offices of the Public Defender and District Attorney. There are total 24 members inclusive of the co-chairs: A representative of the Board of Supervisors, the Juvenile Probation Department, the Police Department, the Department of Economic and Workforce Development, the Human Services Agency, the Department of Public Health, the Department of Child Support Services, the Department of Children, Youth, and Their Families, the Department of Homeless and Supportive Housing, the San Francisco Superior Court, the California Department of Corrections and Rehabilitation Division of Adult Parole Operations, and the United States Probation and Pretrial Services System. The Reentry Council is the only standing body in the city whose membership also includes seven formerly incarcerated individuals. In addition to the 24 standing members, the Reentry Council supports two dynamic sub committees, the Legislation, Policy and Practices Subcommittee, and the Direct Services Subcommittee.

The Reentry Council, with its broad reach into reentry policy and service matters, is the nucleus of adult criminal justice reform and coordination in San Francisco. Across the two sub-committees, there are approximately thirty formal members. Other criminal justice stakeholders and members of the public regularly attend meetings to advance criminal justice and reentry reform. The Council operates closely with other ad-hoc and statutory bodies such as the California Community Correction Partnership, the Sentencing Commission, the Juvenile Justice Coordinating Council and the Collaborative Courts partnerships. Council co-chairs and members pursue independent criminal justice and reentry efforts, and the Reentry Council stands as the clearing house for this information, resulting in a reduction of duplication of efforts, and a maximizing of support around important reentry matters.

### **Justice Reinvestment Initiative**

Since 2011, the Reentry Council of the City and County of San Francisco has been coordinating our jurisdiction's Bureau of Justice Assistance (BJA) – Justice Reinvestment Initiative (JRI) work. Through data analysis, Justice Reinvestment seeks to safely reduce corrections and related criminal justice spending and reinvest savings in efforts that effectively mitigate crime and support successful reintegration of previously incarcerated people into their communities. The award, which included both funds and technical assistance with the Crime and Justice Institute, challenged San Francisco to pursue three important objectives: Expanded and enhanced pretrial detention/ release practices, risk-based probation terms, and to dig deeper into racial and ethnic disparities in the criminal justice system.

### **Pretrial Detention/ Release Practices**

To address pretrial reform, the Reentry Council co-chairs requested support from the Laura and John Arnold Foundation (LJAF) to implement the Public Safety Assessment (PSA) tool, a validated pretrial risk assessment instrument, in San Francisco. In early 2015, the LJAF asked Justice System Partners (JSP) to assess San Francisco's readiness to implement the PSA. Reentry Council staff served as the primary point of contact for JSP and their assessment and the LJAF selected San Francisco as a PSA implementation site in June 2015.

Memorandums of understanding (MOUs) and a PSA Working Group were established in August 2015. The PSA Working Group is comprised of senior staff from key agencies in the City and County of San Francisco, including:

- San Francisco Sheriff's Department: Assistant Sheriff, and Director of Programs
- Superior Court of California – County of San Francisco: Criminal Court Administrator
- San Francisco Pretrial Diversion Project: Director, and Pretrial Services Manager
- San Francisco District Attorney's Office: Chief of the Criminal Division for Horizontal Units, Assistant District Attorney, and Principal Analyst
- Office of the Public Defender – San Francisco: Director of Specialty Courts and Reentry Programs; and Manager of Felony Unit
- San Francisco Criminal Conflicts Panel: Administrator of Criminal Conflicts
- Reentry Council/Adult Probation Department: Research Director
- Other partners who may participate: Mayor's Office, City Administrator's JUSTIS Program, San Francisco Police Department.

Through the PSA Working Group, key implementation activities have occurred in the City and County of San Francisco, including stakeholder education, creation and review of implementation documents (e. g., San Francisco decision making framework-DMF and court report templates), user trainings, fidelity reviews, and regular data analysis. Additionally, in October 2017 the California Policy Lab (CPL) agreed to assist with ongoing data analyses of the PSA implementation.

#### Risk-based Probation Terms

The Justice Reinvestment Initiative (JRI) Phase I analysis found that the majority of probationers (64%) successfully complete their probation terms and those who do fail on probation do so in an average of 1.4 years, with 75 percent of those who fail doing so within two years. These findings derive from dichotomous supervision recommendations (i.e., recommendation for supervision or recommendation for incarceration) and would not have included additional recommendations on the length of the probation term. Research suggests that we can protect public safety while concurrently providing more effective, targeted, community supervision that addresses identified criminogenic needs.

In 2015, led by the Adult Probation Department, and guided by data, San Francisco criminal justice partners implemented a risk-based probation term initiative which aligned probation terms with risk need assessment (RNA) results and demonstrations of success. Clients are ineligible to receive a risk-based probation term if the current conviction requires sex offender registration or if state law mandates at least a three-year probation grant (this includes most domestic violence, driving under the influence, and child endangerment cases).

- Clients Assessed as High Risk: If eligible for the risk-based probation term, clients who are assessed as high risk may receive a 36-month probation term with a mandatory review for early termination upon completing 24 months on probation. Under this initiative, clients who are otherwise eligible for the risk-based probation term but whose current offense is either serious or violent may also be sentenced under this schema, regardless of whether they are assessed as low, medium, or high

risk. Early termination may be recommended based on progress while on supervision. Progress milestones include achievement of ITRP goals, demonstrated attempts at payment of victim restitution, compliance with reporting, and no new or pending law violations in the previous 12 months. The 24-month early termination reviews began in May 2017, as the first clients sentenced under this initiative completed 24 months on probation.

- Clients Assessed as Low or Medium Risk: If eligible for the risk-based probation term, clients assessed as low risk or medium risk may be recommended for 18-month or 24-month probation terms, respectively.

The Adult Probation Department continues to review the implementation of this initiative and will provide a report back in the developing decision point analysis.

### Racial and Ethnic Disparities in the Criminal Justice System

As San Francisco's African American population was going down, the disparity of African Americans in our criminal justice system was soaring. In 2014, through JRI, the Reentry Council sought to delve deeper into racial and ethnic disparities across its entire criminal justice system and advanced two efforts – 1.) Community stakeholder conversations and 2.) collaboration with the W. Haywood Burns Institute for Justice, Fairness and Equity ("Burns Institute"). The Burns Institute culled and analyzed available data from criminal justice partners, and facilitated several stakeholder conversations, which culminated in a report and presentation to the Reentry Council. The results of the Burns Institute report were not surprising given San Francisco's trends but were nonetheless damning and cause for continuing alarm. The report underscored expansive criminal justice data issues, data systems silos, and most poignantly, overrepresentation of African Americans at every point on the criminal justice system from arrest through sentencing. While San Francisco's African American population was less than six percent at the time, the report concluded that African Americans were 40 percent of people arrested, 44 percent of people booked into county jail and 40 percent of people convicted in San Francisco.

San Francisco's JRI work was highlighted in the Urban Institute Report, "Local Justice Reinvestment: Strategies, Outcomes, and Keys to Success" as one of seventeen jurisdictions across the country that had implemented policies to reduce jail populations and cost while improving public safety, and increasing the efficiency of their justice system. The Urban Institute credited San Francisco for being proactive in criminal justice reform.

In tandem with the Burns Report, the Reentry Council, members of its subcommittees, and community stakeholders hosted several town hall meetings throughout the city in the Bayview, Visitacion Valley, the Mission, Tenderloin and the Fillmore to discuss these disparities and think strategically about how to address them. Each of the community meetings was well attended with more than fifty members of the community, law enforcement and city departments, present. The meetings were facilitated by community partners and provided an inclusive space for members of the public to speak freely and candidly about the racial inequities and disparities existing in the City and County of San Francisco. Action steps included better engagement of community as catalysts for change, create/strengthen an unbiased, culturally sensitive police

force, improve data systems, review gang injunction policies, address fines and fees barriers, and increase and expand access to behavioral health services. It is exciting to note that between Reentry Council and independent member efforts; there has been movement on many of these action steps.

The JRI work continues to be a driving catalyst of the Reentry Council's focus and commitment. Another important off-shoot of the JRI work has been a commitment from Reentry Council co-chairs to have their respective departments complete a decision point analysis that seeks to identify where system pain points and implicit bias could be contributing to disparities in the criminal justice system. The District Attorney's and Public Defender's Offices have completed the analysis with the Sheriff's and Adult Probation Department's analysis still in progress. While these steps are important, the Reentry Council members are committed to staying vigilant about mitigating racial and ethnic disparities in the criminal justice system.

Nearly three years removed from the Burn's report, numerous city departments and agencies, inclusive of those that sit on the Reentry Council have signed on to support the City's commitment to achieve racial equity among its employees, hiring practices, and overall policies. These efforts have been spearheaded by the San Francisco's Human Rights Commission's partnership with Government Alliance on Race and Equity (GARE).

#### Government Alliance on Race and Equity (GARE)

In late 2016, the City and County of San Francisco's Human Rights Commission (HRC) came and talked to the Reentry Council about racial equity and racial disparities in city hiring practices, and policies. The Executive Director of the Human Rights Commission informed the Council of its new commitment to tackle issues regarding racial equity through its partnership with the Government Alliance on Race and Equity (GARE). During GARE's initial cohort with San Francisco County, not one criminal justice agency was represented. However, in the past and current cohort, there have been several criminal justice agencies that have signed on and declare their commitment to this work.

Presently in its third cohort, the following criminal justice departments are represented on GARE: Office of Police Accountability, Adult Probation, and the District Attorney's Office. These departments have signed a Memorandum of Understanding with HRC and have committed members of their staff to engage in GARE's 12-month intensive curriculum. As a result of HRC elevating the need to mobilize citywide racial equity efforts, racial equity report backs across Reentry Council departments has become a standing item on the Reentry Council agenda.

#### Subcommittees

As part of its formal structure, the Reentry Council operates subcommittees, ad-hoc bodies made up of city partners and community stakeholders who are all committed to criminal justice reform and strengthening systems and programs so that people exiting jails and prisons can successfully reintegrate into their communities.

Presently, the Reentry Council has two subcommittees that meeting bi-monthly:

- Legislation, Policy and Practices Subcommittee

- Direct Services Subcommittee

The Legislation, Policy and Practice Subcommittee is focused on assisting the Reentry Council in developing and supporting local laws, policy, and practices that help shape state and federal policy. Through the efforts of this subcommittee, the members have helped the Reentry council achieve four primary goals:

1. Reduce its reliance on incarceration
2. Facilitate the successful reentry of formerly incarcerated residents into the community
3. Remove barriers for individuals with criminal records, and
4. Reduce racial, ethnic, and socioeconomic disparities in the criminal justice system

Members of this subcommittees embrace inclusive and participatory review of local, state, and federal legislation, policy, and operational practices while providing equal consideration to community stakeholders voices. Moreover, this subcommittee is responsible for addressing the most pressing legislation impacting the reentry community.

The Direct Services subcommittee is focused on assisting the Reentry Council in supporting and investing in local, grassroots non-profits, advocacy and supporting movements or activities geared to servicing the incarcerated and formerly incarcerated community in the following six areas:

1. Violence Reduction
2. Permanent Housing
3. Education
4. Employment
5. Mental and Physical Health, and
6. Substance Abuse Recovery

The subcommittees meet bi-monthly and are also well attended. Since the work of these groups is strategically elevated towards Reentry Council meetings, this subcommittee/Reentry Council structure reduces the gap between the public and policy makers and presents an opportunity for stakeholders to present concrete policy and service strategies to key decision makers in San Francisco's criminal justice system.

The Reentry Council and subcommittees are truly committed to strengthening public safety by improving systems, mitigating root drivers of crime, and expanding dynamic pathways for people from jails and prisons back into their communities. This report will conclude with highlights of other past accomplishments.

### **Past Accomplishments**

- Creating the Getting out and Staying out Guide of resources for San Francisco residents exiting jails and prisons
- Collaborating with local efforts to stop the building of a new jail

- Partnering with the Restorative Justice Ministry of San Francisco Archdiocese to host an annual Community Appreciation Dinner for the previously incarcerated community and their loved ones
- Collaborating with a grassroots movement to support the Tenderloin Stop Violence Community Events, and Tenderloin Police and Community Basketball League that stem for the Stop violence Community event
- Numerous register to vote campaigns for justice involved individuals
- Partnering with Treasurers Office and city partners to support legislation to remove cumbersome criminal justice system fines and fees
- Voting to abolish San Francisco Gang injunctions and working with community stakeholders to get more than 80 individuals name removed for the existing injunctions
- Assisting with Governor Jerry Brown's Driver's License Amnesty program

### **Conclusion**

In conclusion, the Reentry Council has had a remarkable past four years since the Council was reestablished. The Council is both a touch point and springboard for criminal justice reform and accountability. There is no collective board that has seventeen different city, state, and federal departments represented to meet the needs of the incarcerated and formerly incarcerated community.

We urge you to vote in support of renewing the authorizing legislation, and look forward to continuing to make recommendations on reentry services, policy and operational issues in the coming years. If you have any questions or would like additional information about any of these efforts, please contact Reentry Policy Planner, Geoffrea Morris at [geoffrea.morris@sfgov.org](mailto:geoffrea.morris@sfgov.org) or (415) 241-4241.

### **Ordinance Amendment**

The recommended revisions to the Administrative Code, Section 5.1, as indicated in Attachment A include extending the Reentry Council's sunset date to June 30, 2024, amending the report requirements from an annual report to a bi-annual report and a correction to section 5.1.4(a) and (b) under Power and Duties - the word "existing" was corrected to "exiting."

Thank you for your support and consideration of this Administrative Code amendment request.

Sincerely,

Geoffrea Morris, Reentry Policy Planner  
Reentry Council of the City and County of San Francisco

Cc: Co-chairs, and *Members of the Reentry Council of the City and County of San Francisco*

Attachments:

Attachment A: Proposed revisions to Administrative Code Sec. 5.1

Attachment B: Roster of Members



[Administrative Code - Reauthorizing Reentry Council; Powers and Duties, Sunset Date]

**Ordinance amending the Administrative Code to reauthorize the Reentry Council and revise powers and duties, and suspend the provisions of Board Rule 2.21 to extend the sunset date to June 1, 2024.**

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 ~~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. Reauthorization of Reentry Council.

Chapter 5, Article I of the Administrative Code is hereby continued in its entirety, with the amendments as shown in Section 2 of this ordinance.

Section 2. The Administrative Code is hereby amended by revising Sections, 5.1-4, and 5.1-6 of Chapter 5, Article 1, to read as follows:

**SEC. 5.1-4. POWERS AND DUTIES.**

The Council shall have the following powers and duties:

(a) Identifying Funding Streams. The Council shall identify funding at the local, State, and Federal level that is earmarked or available for services or programs designed to serve individuals existing the criminal justice system. In addition, the Council shall identify conditions, restrictions, or limitations on each funding stream, and shall document these

1 findings in its reports to the Mayor, the Board of Supervisors, and other appropriate entities  
2 consistent with subsection (d) below.

3 (b) Identifying Programs Serving Individuals Exiting the Criminal Justice System. The  
4 Council shall identify programs serving individuals exiting the criminal justice system who  
5 reside in San Francisco or who will be released to San Francisco, including program capacity.

6 (c) Identifying Needs of Reentry Population. The Council shall identify any unmet  
7 needs of this population, and propose ways to meet those needs based on existing research  
8 and best practices.

9 (d) Identifying Barriers. The Council shall also identify barriers to safe and successful  
10 reentry presented by local, State, and Federal law, and propose ways to reduce the impact of  
11 these barriers.

12 (e) Reports. ~~At once a year,~~ Biennially the Council shall prepare and submit a report that  
13 shall include but not be limited to information required under subsections (a), (b), (c), and (d)  
14 above. The first report shall be due June 30, 2019. City departments shall respond within 30 days  
15 to reasonable requests for information submitted by the Council relevant to its ability to  
16 discharge its powers and duties under this Chapter, provided that the disclosure of such  
17 information shall not be required where it would violate Federal or State law. The Council shall  
18 provide the reports to: 1) the Mayor, 2) the Board of Supervisors, 3) any City department or  
19 program identified by the Council in a report; and 4) the public. These reports shall be public  
20 documents. Any City department identified in a report may provide a response, within 30 days  
21 of issuance of the report, for inclusion into the final report submitted to the Mayor and the  
22 Board of Supervisors, among others, consistent with this subsection.

23 (f) The Council shall share information and work in collaboration with the San  
24 Francisco Community Corrections Partnership, as established by the California Community  
25 Corrections Performance Incentives Act of 2009 (CA Penal Code Section 1228-1233.8).

1 (g) Retaliation Prohibited. No City officer or employee may retaliate against other City  
2 staff or the staff of programs identified by the Council for cooperating with the Council or for  
3 participating in any activity involving the Council. This section is not intended to create a  
4 private right of action against the City and County of San Francisco.

5 (h) The Council shall share information and work in collaboration with the San  
6 Francisco Juvenile Justice Coordinating Council, as required by the Juvenile Crime  
7 Enforcement and Accountability Challenge Grant Program (CA Welfare and Institutions Code  
8 Section 749.2-749.27).

9 (i) The Council may make recommendations to the Board of Supervisors and the  
10 Mayor regarding appointments to the Workforce Community Advisory Committee as provided  
11 in Administrative Code Section 30.6.

12 (j) The Council shall share information and work in collaboration with the San  
13 Francisco Sentencing Commission, as required by San Francisco Ordinance 10-12 (SF  
14 Administrative Code Section 5.250-2).

15  
16 **SEC. 5.1-6. SUNSET CLAUSE.**

17 Notwithstanding Rule 2.21 of the Board of Supervisors Rules of Order, which provides that  
18 advisory bodies created by the Board should sunset within three years, This this legislation shall  
19 expire June 1, 2024~~19~~, unless the Board of Supervisors adopts an ordinance continuing its  
20 existence. The Council shall submit a report to the Board of Supervisors by July 1, 2023~~18~~  
21 recommending whether the Council should continue to operate, and if so, whether the Board  
22 of Supervisors shall consider legislative changes that would enhance the capacity of the  
23 Council to achieve the goals that the ordinance creating the council identifies amendments  
24 that further the Council's goals. The Council's recommendations shall include drafts of  
25 ordinances that would implement its recommendations.

1  
2  
3 Section 3. Effective Date. This ordinance shall become effective 30 days after  
4 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the  
5 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board  
6 of Supervisors overrides the Mayor's veto of the ordinance  
7

8 Section 4. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors  
9 intends to amend only those words, phrases, paragraphs, subsections, sections, articles,  
10 numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal  
11 Code that are explicitly shown in this ordinance as additions, deletions, Board amendment  
12 additions, and Board amendment deletions in accordance with the "Note" that appears under  
13 the official title of the ordinance.  
14

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

17 By: \_\_\_\_\_  
18 JANA CLARK  
Deputy City Attorney

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## **Unifying Bill of Rights Platform for System Involved\* and Formerly Incarcerated Women and Girls in California**

1. **We have the right to self determination.** We must determine what success looks like for ourselves. We have the right to lay our own paths free from punitive and controlling systems and the right to input and voice around all services impacting our lives.
2. **We have the right to be free from sexual and physical violence** perpetrated by our families, our partners, our community, the state, and institutions.
3. **We have the right to be treated with dignity** regardless of our legal status, past criminal history, or classifications given by the state or institutions.
4. **We have the right to redemption,** to break the cycle of abuse and violence. We have the right to heal, the right to own our mistakes, and the right to resources and support to seek transformation on our own terms. We claim the right to be free from discrimination based on criminal history and family history.
5. **We have the right to access (touch, hear, and see) our children, family, and loved ones** when we are in the systems that criminalize and control women and girls.
6. **We have the right for our gender to be respected** and the right to be free from limiting conceptions of masculinity and femininity.
7. **We have the right to make our own medical care decisions and a right to access on-demand preventative care** for our physical, dental, vision and reproductive health.
8. **We have a right to access cultural, holistic, and professional methods of healing** to address the trauma we are exposed to while we are involved in systems.
9. **We have a right to permanent safe, healthy, and affordable housing** and the right to determine what that looks like for ourselves and to participate in the process of seeking it.
10. **We have the right to access education, knowledge, and technology** while incarcerated that will allow for us to keep up with the world we anticipate returning to when we are no longer part of the system.
11. **We have the right to be declared free from any debt to the justice system** and the right to our confidentiality when we have completed our time.
12. **We have the right to be consulted when institutions want to create, revise, and eliminate policies, legislation, rules, or laws** that will impact the way we experience systems.

\*Systems are defined as any government entity, organization, or network that participates in criminalizing and controlling women and girls, including but not limited to: the Criminal Justice System, the Juvenile Justice System, Foster Care, Child Protective Services, Welfare, mental health institutions, social service providers, the Social Security Administration, supportive housing, and treatment facilities.