

# The San Francisco Sentencing Commission

## City & County of San Francisco

(Administrative Code 5.250 through 5.250-3)

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### San Francisco Sentencing Commission

#### AGENDA

Tuesday December 13<sup>th</sup>, 2022, 10:00 am

REMOTE MEETING VIA VIDEOCONFERENCE

Zoom link: <https://sfdistrictattorney.zoom.us/j/89383471593>

Meeting ID: 893 8347 1593

Call-in: 877 369 0926 US Toll-free

Consistent with state and local orders addressing the COVID-19 pandemic, this meeting of the Sentencing Commission will be held remotely via videoconference. The Sentencing Commission meetings held through videoconferencing will allow remote public comment via the videoconference or through the number noted above. Members of the public are encouraged to participate remotely by submitting written comments electronically to [patricia.e.martinez@sfgov](mailto:patricia.e.martinez@sfgov). These comments will be made part of the official public record in these matters and shall be brought to the attention of the members of the Subcommittee. Explanatory and/or Supporting Documents, if any, will be posted at: <https://sfdistrictattorney.org/sentencing-commission-relevant-documents>

1. Call to Order; Roll call.

Pursuant to Sentencing Commission bylaws the Chair shall present the ancestral homeland acknowledgement of the Ramaytush Ohlone, who are the original inhabitants of the San Francisco Peninsula.

2. Public Comment on Any Item Listed Below (discussion only).
3. Findings to Allow Teleconferenced Meetings Under California Government Code Section 54953(e) (Discussion and Action).

The Sentencing Commission will consider adoption of a resolution making findings that newly enacted Government Code Section 54953(e) requires in order to allow the Sentencing Commission to hold meetings remotely, as currently required under local law, without complying with infeasible Brown Act requirements.

4. Review and Adoption of Meeting Minutes from September 20th, 2022 (discussion & possible action).
5. Staff Report on Sentencing Commission Activities and Reports from the Reentry Council, the Family Violence Council, and the Criminal Justice Racial Equity Workgroup (discussion & possible action).
  - a. Update from Member Director Karen Roye.
  - b. Update from Representative of Family Violence Council Brenda Miles.

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- c. Update from Patricia Martinez
- 6. Sentencing Commission End of Year Annual Report by Tara Anderson Director of Policy, San Francisco District Attorney's Office (discussion & possible action).
- 7. Safety and Justice Challenge Updates by Tara Anderson Director of Policy, San Francisco District Attorney's Office (discussion only).
- 8. Young Adult Justice Initiative Updates by Patricia Martinez, Coordinator (discussion & possible action).
- 9. Members' Comments, Questions, Requests for Future Agenda Items (discussion & possible action).
- 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 SAN FRANCISCO SAFETY AND JUSTICE SUBCOMMITTEE

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### MEETING MATERIALS

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### KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE (Chapter 67 of the San Francisco Administrative Code)

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).

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San Francisco, CA 94102-4683.  
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E-Mail: [soft@sfgov.org](mailto:soft@sfgov.org)

### CELL PHONES

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### MEETING MINUTES

September 20<sup>th</sup>, 2022

10:00 am – 12:00pm

REMOTE MEETING VIA VIDEOCONFERENCE

#### **Members in Attendance:**

San Francisco District Attorney's Office representatives Chief Ana Gonzalez, and Tara Anderson; Public Defenders Officer representative Carolyn Goossen; Juvenile Probation Department Chief Miller; Adult Probation Chief Cristel Tullock; San Francisco Sheriff Paul Miyamoto; San Francisco Police Department representative Commander Eric Vintero; Department of Public Health Deputy Director Naveena Bobba; Child Protective Services Director Karen Roye; Collaborative Justice Programs of the Superior Court Director Melanie Kushnir; Family Violence Council representative Andrew Tan; and Re-Entry Council's Non-Profit Organization Appointee William Palmer.

#### **Members Absent:**

Board of Supervisors Appointee Theshia Naidoo.

#### **1. Call to Order; Roll Call.**

Tara Anderson, San Francisco District Attorney's Director of Public Policy welcomes everyone and calls the meeting to order.

Patricia Martinez, San Francisco District Attorney representative calls the roll for attendance by member seat.

#### **2. Public Comment on Any Item Listed Below (discussion only).**

No public comment received.

#### **3. Findings to Allow Teleconferenced Meetings Under California Government Code Section 54953(e)(Discussion and Action)**

The Sentencing Commission will consider adoption of a resolution making findings that newly enacted Government Code Section 54953(e) requires in order to allow the Sentencing Commission to hold meetings remotely, as currently required under local law, without complying with infeasible Brown Act requirements.

No public comment received. No comment from members of commission. Chief Millers makes motion, seconded by Director Roye to support resolution of findings; motion is passed unanimously in a Roll Call vote.

#### **4. Review and Adoption of the Meeting Minutes from March 15, 2022 (discussion and possible action)**

Commission. Members reviewed the minutes from the previous Sentencing Commission meeting. No edits or additions were added. No Public Comments Received.

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Sherriff Miyamoto moved to accept the minutes; Superior Court representative Director Kushnir seconded the motion. Minutes from March 15, 2022. Minutes were approved unanimously in a Roll Call vote.

### **5. Staff Report on Sentencing Commission Activities and Reports from the Reentry Council, the Family Violence Council, and Criminal Justice Racial Equity Workgroup (discussion and possible action)**

Representative Tara Anderson provided an overview of the work the Sentencing Commission has done since their last meeting in March 2022. She informed the members that even though the July 2022 meeting was canceled, the SC is still on track to complete the minimum three meetings for the year. She also informed the members that Professor Steven Raphael provided formal notice that he needs to step down from the SC. This creates a vacancy in the researcher position that will be filled in through Mayoral appointment.

Representative Tara Anderson invited the Reentry Council appointee, Director Roye to provide updates on the Reentry Council.

Karen Roye, Director of Child Support Services, informed the commission that the Reentry Council met on July 28, 2022, where District Attorney Brooke Jenkins chaired. At the meeting seven new bills were voted and passed by the Council regarding reentry (AB 1816, AB 2023, SB 936, SB 990, SB 1008, SB 1106, and SB 1427). At the meeting, the Council said goodbye to formerly incarcerated appointees Michael Brown, Yolanda Morrisette, Oscar Salinas, and Jabari Jackson whose terms on the council had ended. Kaitlyn Motely, a representee from the Department of Homelessness Just Home Project discussed supportive housing for justice involved Adults. The Reentry Council will meet Thursday, October 20 at 10am held via zoom.

Representative Tara Anderson invited Family Violence Council appointee Andrew Tan to provide an update.

Member Tan discussed the Family Violence Council's last meeting on May 18, 2022, where they received an update from the SF Victims' Rights Initiative; a report from the GEMS unit on their work training up community paramedics to better help the elderly; the Family First Prevention Services Act; as well as updates from the SFPD to ensure that the way the department handles DNA evidence complies with Hilary Rohen's recent legislation. Member Tan explained due to staffing changes their August meeting was canceled and next meeting will be held November 16, 2022.

Member Andrew Tan invited Representative Patricia Martinez to provide updates on Criminal Justice Racial Equity Workgroup.

Representative Martinez talked about the Workgroup's latest meeting on September 1st, 2022 and followed it up with an invite to the next meeting on November 3, 2022 where they will be emphasizing ancestral and community discussions. As voted by the Workgroup the next meeting will be held in person November 3<sup>rd</sup>, 2022.

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No questions or Public Comments received.

### **6. Presentation on Safety and Justice Challenge Updates by Tara Anderson, Directory of Policy, San Francisco District Attorney's Office (discussion)**

Representative Tara Anderson formally announced the vacancy of the SJC Director position, previously occupied by Josie Halpern-Finnerty. They are actively recruiting to fill the role of SJC Director position. She also mentioned that the SJC successfully submitted the SJC Sustainability grant application to the MacArthur Foundation, and formal notification about awards is expected in January 2023.

Representative Tara Anderson invited representative Lucas Jennings to go over jail population trends from August.

Representative Lucas Jennings shared slides of data on jail populations from August. He explained that the average daily population has an increasing trend, contributing factors include seasonal effects; an increase of booking which is up, and releases have increased 18% to keep up with increased booking. He described the trends of seasonality where bookings tend to increase in the latter half of the year, this is in line with increased bookings from July to December. He also shared a few slides depicting female population. He included data that showed demographic of bookings are consistent with previous trends.

Representative Tara Anderson invited comments from members; Director Roye asked a clarifying question regarding percentage of woman released and booked. Member Jennings explained those percentages were a general trend for the whole population and not specifically to women. Director Roye inquired about possible ways to further explain the female experience in jail and how that can be best depicted. Representative Tara Anderson offered an idea to include median length of stay for released individuals on the female population.

Representative Tara Anderson invited more public comments and Member William Palmer asked a clarifying question.

Member Palmer asked presenter Lucas Jennings whether the hot spot areas of residents in custody was due to over policing or high volumes of crime cyclically in that area. Lucas Jennings explained that to gauge over policing there would need to be more analysis of arrest locations, currently the data just shows percentage of residents in each area in jail custody. Representative Tara Anderson suggested the data be modified and include a zip code analysis to better see these trends.

Member Palmer noted that a high percentage of black and brown people are being held for up to a year in jail without a trial and are then being found innocent. He then asked how do Sentencing Commission handle people who are not getting a constitutional right to a speedy trial and if this is due to lack of evidence, lack of personal, or other factors?

Representative for the District Attorney Chief Ana Gonzalez explained how that issue is a complex one that has been exacerbated by COVID limitations. She highlighted that people do have a right to a speedy trial which they can assert. She also explained how the percentage of pending trials reflects people who the DA believe they have sufficient evidence to charge with a

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crime. She reiterated that limitations of COVID caused a back log in courts and that the problem is very serious, and that the DA office is aware of it and seeking to work with many departments to collaborate on ways to improve the situation.

Representative Tara Anderson also included that there is current ligation from the Public Defender's office She also mentioned that it would be a good idea that each department reviews their case processing goals to ensure that people's rights to a speedy trial is being executed in the most efficient way.

Director Roye gave an example of collaborative planning with partnerships with the Department of Public Health to assess if mental health challenges, and assessments to used to best understand trends, and where to best interrupt. She explained that in her many years on the commission she has seen a diligent commitment to ensuring rehabilitation occurs through every department present. She highlighted that even though the issues are far from solved, there are systems at play that are attempting to handle this.

Designee Melanie Kushnir offered another example in her discussion of collaborative courts that directly links people to resources that address the root cause of crime. She talked about the research efforts occurring that are analyzing court procedure to ensure people are being treated fairly. In addition, she discussed that she is looking into new models of collaborative courts.

Chief Cristel Tullock discussed the existence of an assessment tool within the Adult Probation department. She explained that Adult Probation works closely after the court processes has ended to create rehabilitation plans through their portfolio service. A service which partners with many community groups and organizations to find formerly incarcerated individuals housing, jobs, etc. She also proposed the addition of data regarding length of stay of individuals in custody should be added to the Jail Population Data slides.

Member Palmer finished the conversation with a personally testimony of his time in jail and the lack of reentry resources for people on parole. He pointed out the need for more services for parole individuals so they do not revert back to crime and reminded the commission that the youth to prison pipeline is a serious issue that must be at the forefront of conversation.

Representative Tara Anderson ended the conversation with the idea to discuss individual department goals regarding case analysis, assessment of crime tools, and rehabilitation resources at the December Commission meeting.

### **7. Young Adult Justice Initiative Updates by Patricia Martinez, Coordinator (discussion and possible action)**

Representative Patricia Martinez provided an update on the Young Adult Justice Initiative's work to date. The purpose of the Young Adult Justice Initiative is to identify ways to expand accountability and improve justice system performance. She noted that the Sentencing Commission has historically supported age-appropriate responses for this population including Young Adult Court, and Make It Right TAY, a pre-charge restorative justice diversion program. Young adults are more likely to be victims of violent crime, and disproportionately represented in our jails systems. According to data from June 2022, Young adults accounted for 26% of jail bed days, and 89% of those were occupied by Black and Latinx men and women. To solicit

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feedback around key findings, within the last 6 months representative Martinez conducted 5 focus groups, 61 interviews, 6 public forums, preexisting quantitative and qualitative data. She also created a Sequential Intercept Model (SIM) to help identify barriers and linkages for services. She ended with a call to action for more age-appropriate responses to justice involved adults through cross system collaboration.

Member Palmer shared his vision on creating separate facilities for people under the age of 25, and avoid sentencing them to life, life without parole, or the death penalty. He mentioned that we need to prioritize therapy sessions to get to the root of crime, and collaboration from partners to advocate for additional funding for this population.

No additional comments were received from the public.

### **8. Presentation on Stepping Up Initiative and Familiar Faces, by Risë Haneberg Deputy Division Director, Behavioral Health Council on State Governments. (Discussion and possible action).**

Deputy Division Director Risë Haneberg gave an overview of the work the Stepping Up Initiative is doing nationally to address frequent users of multiple systems. She flagged that nationally there is an overrepresentation of people with serious mental illnesses (SMI) in jails compared to the general population. She discussed the continual rise in factors that are driving this trend such as longer jail stays, higher rates of arrest, limited access to health care, low utilization of evidence-based practices and more. She went over the comprehensive data collection tools that Stepping Up helps counties implement to better track SMI. She went over her work with consulting with counties to improve screening and assessment tools.

Representative Tara asked for clarification on what the data specifically for “Rapid Releasers” entails. Risë explained that a recurring issue is that often people come through the system quickly making it hard to assess them adequately. As such they created this category to have methods to work with those individuals after they were released to still get that data on their mental health.

No public comments received.

### **9. Update on California Advancing and Innovating Medi-Cal (CalAIM) by Dr. Horton Chief Medical Officer, San Francisco Health Network (discussion and possible action)**

Representative Bernadette Gates, CalAIM Network Manager, spoke on the goals of extending Medi-Cal benefits to justice involved individuals. She explained an upcoming partnership with jail health services and the Sheriff’s Office to identify needs of individuals exiting the system. With this data they will create a prerelease Medi-Cal application where individuals can be screened and helped with the application prior to release. This plan will launch in 2023. In addition to an extension of the current Medi-Cal benefits, CalAIM will also expand their drug sobering centers in 2023 to include care beyond alcoholic sobriety. She further explained the 2-round process for getting the Medi-Cal application written and implemented.

Member’s comments, questions, and requests for future agendas



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No public comments received.

### **10. Public Comment on Any Item Listed Above, as well as Items not Listed on the Agenda**

Due to timing issues this agenda item was skipped but Representative Tara Anderson encouraged members and the public to reach out to her or Representative Patricia Martinez for any further comments.

No additional public comments were received.

### **11. Adjournment**

Director Karen Roye made a motion to adjourn the meeting. Sheriff Miyamoto seconded the motion. Motion passed unanimously in a Roll Call vote. Next meeting will take place in December 13<sup>th</sup>, 2022.

Adjourned at 12:05pm.

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The San Francisco Sentencing Commission

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# **2022 Annual Report**

# **San Francisco Sentencing**

# **Commission**

December 13<sup>th</sup>, 2022



## San Francisco Sentencing Commission 2022 Annual Report

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The activities of the 2022 calendar year of the San Francisco Sentencing Commission are summarized in this annual report as required by County Ordinance 10-12.

## **I. EXECUTIVE SUMMARY**

The San Francisco Sentencing Commission, an initiative of the District Attorney's Office, was created to analyze sentencing patterns, to advance innovative solutions and outcomes; and to provide recommendations to the Mayor and Board of Supervisors that lead to a reduction in incarceration, lower recidivism rates, safer communities, and ensure that victims are made whole.

In accordance with Governor Gavin Newsom's state of emergency order and consistent with state and local orders addressing the COVID-19 pandemic, 2022 meetings of the Sentencing Commission continued to be held remotely via videoconferencing on Zoom and facilitated remote public comment via the videoconference and phone.

During the 2022 calendar year, the San Francisco Sentencing Commission held three virtual hearings covering Local Sentencing Trends, California Advancing and Innovating Medi-Cal (CalAIM Young Adult Justice Initiative, Expanding Access to Housing for People in the Justice System, Jail Population Trends, the Criminal Justice Racial Equity Workgroup and the Safety and Justice Challenge.

The San Francisco Sentencing Commission not only facilitates conversations between criminal justice stakeholders about innovative approaches to sentencing and criminal justice reform but generates action-oriented recommendations resulting in successful program and policy implementation. In 2020, a significant amount of the work of the Sentencing Commission was focused on subcommittee support in fulfillment of Ordinance 80-20 and closure of County Jail no.4. In 2022, Sentencing Commission partners continued to focus on three key areas 1) understanding the prevalence and needs of people who are unhoused and with regular justice system contact, 2) understanding the characteristics of people with multiple systems contact and frequent jail stays, and 3) exploring the resources and programs best tailored to meet the needs of people with multiple system contact returning to community. Through this work the Sentencing Commission has continued to increased justice system partners knowledge and understanding of pathways to housing resources for people involved in the justice system and forged stronger relationships with housing experts and service providers. A summary of previous year's reports is available on the [Sentencing Commission website](#).

## **II. BACKGROUND**

The San Francisco Sentencing Commission, an initiative of the District Attorney's Office, was created through local legislation to analyze sentencing patterns and outcomes, to advise the Mayor, Board of Supervisors, and other City departments on the best approaches to improve public safety, reduce recidivism, and to make recommendations for sentencing reforms that utilize best practices in criminal justice. Ultimately, the commission will make recommendations that establish a sentencing system that retains meaningful judicial discretion, avoids unwarranted disparity, recognizes the most efficient and effective use of correctional resources, and provides a meaningful array of sentencing options. The mandate of the Sentencing Commission includes the following:

- Evaluate effective and appropriate sentences for the most violent offenders;
- Explore opportunities for drug law reform;
- Examine inconsistencies in the penal code related to realignment sentencing; and
- Identify and define the most important factors that reduce recidivism.

The Sentencing Commission was created by County Ordinance 10-12 which amended the San Francisco Administrative Code by adding Article 25, Sections 5.250 through 5.250-3. The purpose of the Sentencing Commission is to encourage the development of criminal sentencing strategies that reduce

recidivism, prioritize public safety and victim protection, emphasize fairness, employ evidence-based best practices, and efficiently utilize San Francisco's criminal justice resources. The Sentencing Commission is an advisory body to the Mayor and the Board of Supervisors.

### **Commission Membership**

The San Francisco Sentencing Commission membership was fully formed in July 2012 and subsequently renewed in 2015. At the time of this report additional authorization for a 5-year term to the year 2023 is pending before the Board of Supervisors. A current list of commission members and qualifications is found in Appendix A.

The membership of the Sentencing Commission was developed to ensure representation from City and County partners directly involved in the criminal justice system, and those who come in contact with it. Each seat represents a valuable perspective on criminal justice proceedings; from time of arrest to post release and the critical access points for support services provided to victims and survivors of crime. In addition to this practical and service experience, the commission includes experts in sentencing and statistical analysis. These are essential components to the commission membership and contribute to the development of data-informed, sustainable improvements to our sentencing practices. While this membership serves as the core of the Sentencing Commission's work, the Commission invites broader participation from practitioners, researchers, and community to inform the proceedings.

List of member seats:

District Attorney's Office (Chair), Public Defender's Office, Adult Probation Department, Juvenile Probation Department, Sheriff's Department, Police Department, Department of Public Health, Reentry Council, Superior Court, member of a nonprofit organization serving victims chosen by the Family Violence Council, member of non-profit organization working with ex-offenders chosen by the Reentry Council, sentencing expert chosen by the Board of Supervisors, and an academic researcher with expertise in data analysis appointed by the Mayor. Representatives from BART Police began attending meetings in December 2015 and serve as non-voting members.

### **III. 2022 MEETING TOPICS & PRESENTERS**

The Sentencing Commission held four meetings in 2021. Full details are available on <http://www.sfdistrictattorney.org/>. Meeting dates and selected subject matter presenters are provided below. In addition to subject matter presentation regular status report are provided by Sentencing Commission staff, the Criminal Justice Racial Equity Workgroup, and Safety and Justice Challenge Workgroup.

#### **March 15, 2022**

Annual Review of San Francisco Sentencing Trends

*Presenter: Dr. Mikaela Rabinowitz, Office of the San Francisco District Attorney, Director of Data Research and Analytics*

Presentation on California Advancing and Innovating Medi-Cal (CalAIM)

*Presenter: Dr. Horton Chief Medical Officer, San Francisco Health Network, Attending physician, Richard Fine People's Clinic, and Professor of Medicine, University of California, San Francisco*

#### **September 20, 2022**

Safety and Justice Challenge Future Funding Updates

*Presenter: Tara Anderson Director of Policy, San Francisco District Attorney's Office*

Young Adult Justice Initiative Updates  
*Presenter: Patricia Martinez, Coordinator*

Presentation on Stepping Up Initiative and Familiar Faces  
*Presenter: Rise Haneberg, Council on State Governments*

Updates on CalAIM Rollout  
*Presenter: Bernadette Gates, DPT, CalAIM Manager, San Francisco Health Network*

### **December 13, 2022**

Young Adult Justice Initiative Updates  
*Presenter: Patricia Martinez, Coordinator*

Sentencing Commission Annual Report  
*Presenter: Tara Anderson, Director of Policy, San Francisco District Attorney's Office*

In addition to the specific items outlined above, each Sentencing Commission agenda included reports from the Safety and Justice Challenge Initiative and the Criminal Justice Racial Equity Workgroup.

### **Safety and Justice Challenge**

With the support of the MacArthur Foundation's [Safety and Justice Challenge \(SJC\)](#), the City and County of San Francisco is working to safely reduce the local jail population and eliminate racial disparities in the justice system. In 2021, the San Francisco District Attorney's Office secured an additional \$2 million grant from the John D. and Catherine T. MacArthur Foundation to reform San Francisco's criminal legal system. The Office completed the Accept and Expend Ordinance with CCSF in 2021 and is using these funds to reduce the overreliance on incarceration and change practices that disproportionately impact people of color, low-income communities, and people with behavioral health needs. The Safety and Justice Challenge builds on past reform efforts and uses evidence-driven strategies that move beyond the easiest-to-reach populations to reduce the jail population safely and sustainably. This multi-agency cross justice system effort is focused on five primary principles: 1) using data to inform decision-making, 2) regular review of the jail population, 3) improving criminal case court processing, 4) creating and maintaining connections to supportive services and 5) rooting out implicit bias. Especially notable are the public dissemination of the new Justice Dashboard, the creation of the Criminal Justice Racial Equity Workgroup, and the launch of the SJC Fellowship.

### **Just Home**

In late 2021 San Francisco was invited by MacArthur to apply for a new SJC cohort-based project focused on equitable housing opportunities for people involved in the justice system. Applicant agencies were required to be non-criminal justice agencies specializing in housing development and services. The San Francisco District Attorney's Office and SJC partners supported the Department of Homelessness and Supportive Housing (HSH) application. San Francisco was chosen from a highly competitive applicant pool and was awarded \$775,000. In addition to San Francisco, other communities selected for the Just Home Project include Charleston County, South Carolina; Minnehaha County, South Dakota; and Tulsa County, Oklahoma. All communities will have the opportunity to receive additional support from MacArthur in the form of an impact investment. The formal [announcement of the Just Home Project](#) was made by Mayor London Breed in Spring 2022.



## **Sustainability**

In Summer 2022 the City and County of San Francisco was invited by the MacArthur Foundation to apply for a Sustainability Grant application to continue the previously funded activities. On September 15, 2022, the San Francisco District Attorney's Office submitted the \$1.2 million Sustainability application as the lead SJC agency. The award notification is expected in early 2023.

## **Justice Dashboard**

A top priority for the Sentencing Commission in this enabling ordinance was to identify and define the most important factors that reduce recidivism. After a collaborative planning effort system partners developed and launched the [Justice Dashboard](#), which much of the planning period devoted to understanding the various responsibilities of system partners on measuring and reporting recidivism. In August 2019, after years of internal review and validation the public Justice Dashboard went live. The goal of the Justice Dashboard is to help policymakers understand trends in how people interact with the criminal legal system and track progress toward reducing racial disparities in the system. The Justice Dashboard reviews subsequent criminal justice contact at distinct decision-making points for three years post-conviction: arrest, arraignment, and conviction. The Dashboard is disaggregated by race/ethnicity as well as gender, age, and offense type. Additional cohorts will be added each year, and CCSF partners explore the extent to which positive outcomes external to the justice system can be measured (i.e., housing and health). The Justice Dashboard is part of a larger movement within the City and County of San Francisco to use data, technology, and research as tools to reduce incarceration and racial disparities in our criminal legal system. Making the dashboard public is an essential step in promoting greater accountability and transparency. In 2022 the dashboard was renamed, the [Outcomes and Desistance Dashboard](#). The goal is to continue adding new conviction cohort years and additional data representing successful reentry. Tools like the Justice Dashboard/ Outcomes and Desistance Dashboard help us create safer communities and advance the national dialogue on best practices for local justice systems. This is just one example of CCSF increasing the knowledge of racial and ethnic disparities in the San Francisco Criminal legal system. It is one step toward realizing full cross system data sharing on subsequent system contact and positive outcomes from those who desist from crime.

## **Criminal Justice Racial Equity Workgroup**

The San Francisco Community Corrections Partnership, Police Commission, Juvenile Justice Coordinating Council, 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 throughout San Francisco's juvenile justice and criminal legal 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 legal system.

On September 12, 2018, the San Francisco Sentencing Commission voted to create a Criminal Justice Racial Equity Workgroup (CJREWG). This group meets bi-monthly to discuss practical steps that criminal justice departments and support agencies can take to ensure progress is made toward the identified racial equity goal; to eliminate racial disparities in the criminal legal system. In both 2020 and 2021 efforts have focused on training for the implementation of the Racial Justice Act and the implementation of partner department's Office of Racial Equity Goals.

In addition, reducing racial disparities is a primary focus of San Francisco's implementation of the Safety and Justice Challenge, a multi-year and multi-disciplinary initiative aimed toward safely reducing the jail

population. As part of this initiative, partners agree to proactively frame all planning and evaluation around the impact on people of color in jail, and to build in feedback mechanisms to ensure accountability for results. Planning work is conducted under the auspice of the SJC Workgroup CJREWG. Regular reports from the CJREWG co-chairs are made to the Sentencing Commission, Reentry Council, and the Community Corrections Partnership to ensure that information is shared across agencies and to reinforce that action must accompany the racial equity statement.

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## **V. MEMBERSHIP UPDATES**

### Membership Transitions

In the 2022 calendar year the San Francisco Sentencing Commission experienced transitions for two member seats. In Winter 2022, Cristel Tullock was appointed to serve as the City and County of San Francisco's Chief of Adult Probation. San Francisco District Attorney Brooke Jenkins was sworn in as San Francisco's 30th District Attorney on July 8, 2022, and subsequently elected to office on November 8, 2022.

### Vacancy

In August 2022, Sentencing Commission Member Professor Steven Raphael gave formal notice he would need to step down from the San Francisco Sentencing Commission. Steven Raphael is a Professor of Public Policy at the University of California Berkeley, is an expert in economic methods, correctional policy, and employment. He has served since 2012 in the member set of an academic researcher with expertise in data analysis appointed by the Mayor. Sentencing Commission staff anticipate this vacancy being filled in early 2023.

### Position of Superior Court

The San Francisco Superior Court is an invited member of the San Francisco Sentencing Commission. In 2018, representatives from the Administrative Office of the San Francisco Superior Court began participating in the Sentencing Commission as non-voting members. The court representatives are participating to advance the cross-system goals of San Francisco's Safety and Justice Challenge implementation. A detailed description of the Safety and Challenge goals is listed in section IV.

## **VI. REAUTHORIZATION & FUTURE ACTIVITIES**

### Reauthorize the San Francisco Sentencing Commission

In accordance with the requirements set for in the San Francisco Administrative Code Article 25, Sections 5.250 through 5.250-3 the Sentencing Commission hereby formally recommends the continued authorization of the San Francisco Sentencing Commission beyond the current sunset date of June 30, 2023. The Sentencing Commission has met since 2012 and continues to serve as a critical space for stakeholders to learn together and innovate. This work has led to over \$20 million dollars of new investment in San Francisco, resulting in real systems change. Reauthorization of the Sentencing Commission will permit this critical work to continue.

### Looking Forward: 2023

The San Francisco Sentencing Commission is currently scheduled to conduct four sessions in 2023. Sentencing Commission topics 2022 include:

- Overview of San Francisco Sentencing Trends
- 2023 Sentencing Policy and Legislative Updates
- Safety and Justice Challenge Initiative
- Justice Reinvestment Initiative Young Adult Justice Initiative

Additional areas of focus will be identified during the March 2023 meeting of the Sentencing Commission.

## VII. CONCLUSION

In 2022, the San Francisco Sentencing Commission successfully completed the tenth full year of hearings covering experts discussing Local Sentencing Trends, California Advancing and Innovating Medi-Cal (CalAIM Young Adult Justice Initiative, Expanding Access to Housing for People in the Justice System, Jail Population Trends, the Criminal Justice Racial Equity Workgroup and the Safety and Justice Challenge. The San Francisco Sentencing Commission plans to conduct four meetings during the 2023 calendar year. See Appendix.

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## Appendix A: San Francisco Sentencing Commission Members

As of December 13, 2022

Agencies & Bodies	Member
District Attorneys' Office	Brooke Jenkins, District Attorney
Public Defender	Manohar Raju, Public Defender
Adult Probation	Cristel Tullock, Adult Probation Chief
Juvenile Probation	Katy Miller, Juvenile Probation Chief
Sheriff	Paul Miyamoto, Sheriff
Police	William Scott, Police Chief
Department of Public Health	Grant Colfax, Director
Reentry Council	Karen Roye, Director Child Support Services
Superior Court*	Presiding Judge
<i>Member of a nonprofit org serving victims chosen by the</i> <b>Family Violence Council</b>	Andrew Tan
<i>Member of non-profit org working with ex-offenders chosen by the</i> <b>Reentry Council</b>	William Palmer
<b>Sentencing Expert</b> chosen by the Board of Supervisors	Theshia Naidoo Senior Staff Attorney Drug Policy Alliance
<b>Academic Researcher</b> with expertise in data analysis appointed by the Mayor	Vacant

\*Invited

## Appendix B: San Francisco Sentencing Commission Meetings 2023

Public Agendas can be found on the San Francisco District Attorney's website:

<https://sfdistrictattorney.org/policy/sentencing-commission/agendas-minutes-and-documents/>

### **Sentencing Commission**

Meetings are held virtually on the 3<sup>rd</sup> Tuesday of the month, from 10:00am-12:00pm unless otherwise specified.

- March 21<sup>st</sup>, 2023
- June 20<sup>th</sup>, 2023
- September 19<sup>th</sup>, 2023
- December 5<sup>th</sup>, 2023

### **Safety and Justice Challenge Workgroup**

Meetings are held virtually on the 3<sup>rd</sup> Tuesday of the month from 12:00-2:00pm unless otherwise specified.

- January 17<sup>th</sup>, 2023
- February 21<sup>st</sup>, 2023
- April 18<sup>th</sup>, 2023
- May 16<sup>th</sup>, 2023
- June 20<sup>th</sup>, 2023
- August 15<sup>th</sup>, 2023
- October 17<sup>th</sup>, 2023
- November 7<sup>th</sup>, 2023

### **Criminal Justice Racial Equity Workgroup**

Meetings are held virtually every other month on the 2<sup>nd</sup> Thursday of the month from 3:00- 4:30pm unless otherwise specified.

- February 9<sup>th</sup>, 2023
- April 13<sup>th</sup>, 2023
- June 8<sup>th</sup>, 2023
- August 10<sup>th</sup>, 2023
- October 12<sup>th</sup>, 2023
- December 14<sup>th</sup>, 2023