

The San Francisco Sentencing Commission

City & County of San Francisco

(Administrative Code 5.250 through 5.250-3)

AGENDA

Tuesday December 5th, 2023
10:00 AM – 12:00 PM

Location:

San Francisco City Hall
1 Dr Carlton D Goodlett Pl, Room 201
San Francisco, CA 94102

This meeting will be held in person at the location listed above. Members of the public may attend the meeting to observe and provide public comment at the physical meeting location listed above or by calling in to the number below. Instructions for providing remote public comment by phone are below.

Join Zoom Meeting: <https://sfdistrictattorney.zoom.us/j/86037257374>

Meeting ID: 860 3725 7374

One tap mobile

+16699006833, 86037257374# US (San Jose)

+14086380968, 86037257374# US (San Jose)

Members of the public attending the meeting will have an opportunity to provide public comments at the beginning and end of the meeting, each member of the public will be allotted no more than 3 minutes to speak on any item(s). 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. Welcoming a New Member: Mia Bird, PhD (discussion only)

4. Review and Adoption of Meeting Minutes from September 26th, 2023 (discussion & possible action)

5. Staff Report on Sentencing Commission Activities, and Reports from the Reentry Council and the Family Violence Council (discussion & possible action)

6. Update on MacArthur Foundation-funded Safety & Justice Challenge (SJC) Initiative by Alexandra Lopes, Director of Safety & Justice Challenge (discussion only & possible action)

7. Presentation: Jail Population Trends by Lucas Jennings, Senior Administrative Analyst (discussion & possible action)

8. Members' Comments, Questions, Requests for Future Agenda Items (discussion & possible action)

9. Public Comment on Any Item Listed Above, as well as Items not Listed on the Agenda

10. Adjournment

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SUBMITTING WRITTEN PUBLIC COMMENT TO THE SAN FRANCISCO SENTENCING COMMISSION:

Persons who are unable to attend the public meeting may submit to the San Francisco Safety and Justice Challenge Subcommittee, 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 Subcommittee. Written comments should be submitted to: Alexandra Lopes, San Francisco District Attorney's Office, via email: alexandra.lopes@sfgov.org

MEETING MATERIALS AND PUBLIC COMMENT.

Explanatory and/or Supporting Documents, if any, will be posted at: <https://sfdistrictattorney.org/sentencing-commission-relevant-documents>. The material can be faxed or mailed to you upon request. In addition to in-person public comment, the Sentencing Commission will hear up to 20 minutes of remote public comment in the order that commenters add themselves to the queue to comment on an item. Because of the 20-minute time limit, it is possible that not every person in the queue will have an opportunity to provide remote public comment. Remote public comment from people who have received an accommodation due to disability (as described below) will not count toward the 20-minute limit. Members of the public are encouraged to participate remotely by submitting written comments electronically to Alexandra Lopes via email at alexandra.lopes@sfgov.org. 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.

ACCOMMODATIONS

The meeting location is wheelchair accessible. To access the meeting remotely as an accommodation, please <https://sfdistrictattorney.zoom.us/j/86037257374> or call (669) 900-6833. For the purpose of public comment, information on how to use the Zoom platform – instructions can be found [here](#). Sign Language Interpretation is also available upon request. Captions can be enabled – instructions can be found [here](#) if participating remotely. If requesting remote Sign Language Interpretation, please submit an accommodation request a minimum of 4 business hours prior to the start of the meeting. Allowing a minimum of 48 business hours for all other accommodation requests (for example, for other auxiliary aids and services) helps ensure availability. To request accommodation, please contact Alexandra Lopes, San Francisco District Attorney's Office, via email or telephone: alexandra.lopes@sfgov.org, (628) 652-4296.

TRANSLATION

Interpreters for languages other than English are available on request. Sign language interpreters are also available on request. For either accommodation, please contact Alexandra Lopes at alexandra.lopes@sfgov.org at least two business days before the meeting.

CHEMICAL SENSITIVITIES

To assist the City in its efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City accommodate these individuals.

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.

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

Sunshine Ordinance Task Force,
City Hall, Room 244,
1 Dr. Carlton B. Goodlett Place,
San Francisco, CA 94102-4683
Telephone: (415) 554-7724
E-Mail: soft@sfgov.org

CELL PHONES

The ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Co-Chairs may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

LOBBYIST ORDINANCE

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by San Francisco Lobbyist Ordinance (SF Campaign and Governmental Conduct Code sections 2.100-2.160) to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco CA 94102, telephone (415) 581-2300, FAX (415) 581-2317, and web site <http://www.sfgov.org/ethics/>

MEETING MINUTES
Tuesday, September 26th, 2023
10:00am - 12:00pm

Location:
St. Anthony's Foundation
150 Golden Gate Ave.
San Francisco, CA 94102

1. Call to Order; Roll Call

Representative Edward McCaffrey, San Francisco District Attorney's Chief of Communications and Policy, welcomed everyone and called the meeting to order at 10:15am.

Tara Agnese, San Francisco District Attorney's Office's Director of Policy, called roll for attendance by member seat.

Members in Attendance:

San Francisco District Attorney's Office Representative Edward McCaffrey; Adult Probation Representative Alea Brown; Juvenile Probation Representative Derek Hom; Public Defender's Office Representative Carolyn Goosen; San Francisco Sheriff's Office Member Paul Miyamoto; San Francisco Police Department Representative Rachel Moran; Department of Public Health Member Naveena Bobba; Reentry Council Member Karen Roye; Superior Court Representative Melanie Kushnir; Member of Non-Profit Organization Serving Victims Chosen by Family Violence Council Member Andrew Tan, Member of Non-Profit Organization Working with Formerly Incarcerated People Chose by the Reentry Council Appointee Member William Palmer; Sentencing Expert chosen by the Board of Supervisors Member Theshia Naidoo.

Members Absent:

Academic Researcher with expertise in data analysis appointed by the Mayor – vacant member seat

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

No Public Comment Received.

3. Review and Adoption of Meeting Minutes from June 20th, 2023 (discussion & possible action).

Members reviewed the meeting minutes from the previous Sentencing Commission held on June 20th, 2023. No edits or additions were requested. No public comments were received. Sheriff Miyamoto moved to accept the meeting minutes; Member Karen Roye seconded the motion. Minutes from June 20th, 2023 were approved unanimously in a roll call vote.

4. Presentation: The Way Out, a New Recovery-focused Homeless Initiative, by Micah Park, MBA/MPA Candidate at The Wharton School and Harvard Kennedy School of Government (Discussion & Possible Action).

Micah Park presented on The Way Out, a new recovery-focused homeless initiative of the Salvation Army. She presented information and data obtained through public records requests on housing and drug policies in San Francisco. Ms. Park also shared information on the early stages of this new initiative, noting that it offers long-term treatment and has had a 76% rate of success, with 84% of all exits achieving full-time employment 6 months after program completion. During the Q&A, there was a robust conversation about Ms. Park's analysis, data sources, and conclusions about drug and housing policies in the City. Member Roye asked whether the analysis accounted for the transient nature of unhoused people. Ms. Park responded to say that her analysis of public records data accounted for the inflows of homelessness and noted that these inflows are greater than the outflows of people who are able to get into housing. Member Roye commented on accounting for the success of people who move through city-funded services and asked about the criteria to measure success of the program. Ms. Park responded with information on program eligibility and the initiative's four-step pipeline for placements into residential treatment. Representative Goosen commented on the lack of resources in the city, about harm reduction and abstinence programs, and the need for treatment on demand. Representative Goosen asked a question about Ms. Park's analysis of Proposition 47. Ms. Park invited Destiny Pletsch, from The Way Out initiative, to respond. Ms. Pletsch talked about the exploratory nature of the research project, which included public records requests and existing City reports, and noted the Salvation Army's stance on recovery. Representative Melanie Kushnir asked a question about data sources and commented on Ms. Park's analysis of Prop. 47, and asked a question about Penal Code (PC) 666 – Petty Theft with a Prior and the number of individuals who come into jail with this as a standalone charge. Representative Kushnir invited Member Paul Miyamoto to comment. Member Miyamoto noted that in his experience PC 666 is usually not a standalone charge. Member Theshia Naidoo commented on the data, the impact of the pandemic, and overdose rates. Member Naidoo thanked the Salvation Army for their work and partnership, and also raised a point about research that supports harm reduction practices.

5. Staff Report on Sentencing Commission Activities, and Reports from the SF Reentry Council and the Family Violence Council (Discussion & Possible Action).

Representative Edward McCaffrey updated members on the new Safety and Justice Challenge (SJC) Director, Alex Lopes, and reintroduced members to Tara Agnese, the new Director of Policy. Representative McCaffrey also reported that the Board of Supervisors reauthorized the Sentencing Commission, extending its the sunset date to 2026.

Member Roye provided an update on the Reentry Council Meeting from July 20th, 2023; the Reentry Council voted to approve the Reentry Council Sunset Date extension request letter and put forth a draft ordinance. The sunset date extension request was approved by the Board of Supervisors. David Mauroff was appointed to the Reentry Council's vacant seat 6, which is reserved for a representative for an agency that provides pretrial services. Member Roye shared information about the Legislation, Policy, and Practices subcommittee and efforts to draft an ordinance creating a protected class for people with criminal backgrounds./ Lastly, the Women First Subcommittee held their annual Restorative Justice Reentry Conference in September 2023. The next Reentry Council Meeting will be on October 19, 2023, at 12:00 pm at City Hall in room 305.

Member Andrew Tan provided an update on the Family Violence Council and shared information from Supervisor Stefani regarding four recent job postings for a new Office of Victims and Witness Rights. The Family Violence Council received a presentation on elder abuse; and the Department on the Status of Women is collecting data on child, adult, and elder abuse; and October is Domestic Violence Awareness month.

6. Update on the Young Adult Justice Initiative by Patricia Martinez, San Francisco District Attorney's Office.

Staff member Patricia Martinez updated members on her new role as the Director of Youth and Young Adult Services, and introduced staff member Ifeanyi Ebochie, who will oversee grant activities for the Young Adult Justice Initiative.

7. Update on Safety and Justice Challenge by Alexandra Lopes, Director of the San Francisco Safety and Justice Challenge.

Staff member Alexandra Lopes introduced herself to members as the new Director of the Safety and Justice Challenge (SJC). Staff member Lopes provided a brief update on the August site visit with the representatives from the MacArthur Foundation. Ms. Lopes provided updates on the various grant activities including submission of a no-cost extension and informed members that the SJC Workgroup will be reconvening in December 2023.

8. Update on the MacArthur Foundation-funded Just Home Initiative by Aaqilah Islam, Manager of Housing Justice System Initiatives & Ashley Qiang Senior Strategy & Planning Analyst (Discussion and Possible Action).

Staff members Aaqilah Islam, Manager of Housing and Justice System Initiatives, and Ashley Qiang, Senior Strategy and Planning Analyst, and Cynthia Nagendra, Deputy Director of the Department of Homelessness Supportive Housing (HSH), provided an update on the Just Home Initiative, progress to date, and next steps. Staff member Islam explained that since the launch of the Just Home Initiative in 2022, they have worked to address major gaps in connecting justice involved people to housing and supports using best practices and a community engagement infrastructure. Ms. Islam highlighted the goals of the initiative: to safely reduce the jail population, and reduce racial disparities and other forms of justice system involvement among justice-involved and homeless populations. Ms. Qiang described the project's vision: meeting people's housing and behavioral health needs with care and support, not punishment and incarceration. Lastly, the staff members provided additional information on roles of local partner agencies and organizations who support the initiative, progress to date, and next steps. Member Naidoo asked a question about needs outside of housing needs. Ms. Nagendra responded and shared information about site-based housing or market-based units where services can be available to residents. Goals include having case management teams available to support people and access to employment and mental health services, and efforts to stabilize individuals to retain permanent housing and avoid things like jail stays and emergency room services.

9. Presentation on Jail Population Trends by Lucas Jennings, Senior Administrative Analyst (Discussion & Possible Action).

Staff member Lucas Jennings presented jail population data from for July 2023, including data on bookings, releases, and average daily population with breakdowns for age, gender, race/ethnicity, charge level, etc. Member Miyamoto informed members about plans to open the County Jail #3 Annex to address increases in the jail population and noted efforts to collaborate with the Classification Unit to provide the best housing environment for the current population.

10. Members' Comments, Questions, Requests for Future Agenda Items (Discussion & Possible Action)

Representative Carolyn Goossen requested more information about the unhoused population and proposed for UCSF to present on their homelessness study. Member Karen Roye requested that individuals appear in person when presenting to the Sentencing Commission.

11. Public Comment on Any Item Listed Above, as well as Items Not Listed on The Agenda

No Public Comment received.

12. Adjournment

Member Miyamoto motioned to adjourn the Sentencing Commission Meeting; seconded by Member Roye. The motion passed unanimously in a Roll Call Vote.

The next Sentencing Commission Meeting will take place on December 5th, 2023.

Adjourned at 12:17 PM.

SAFETY AND JUSTICE CHALLENGE WORK GROUP

Tuesday December
5th, 2023

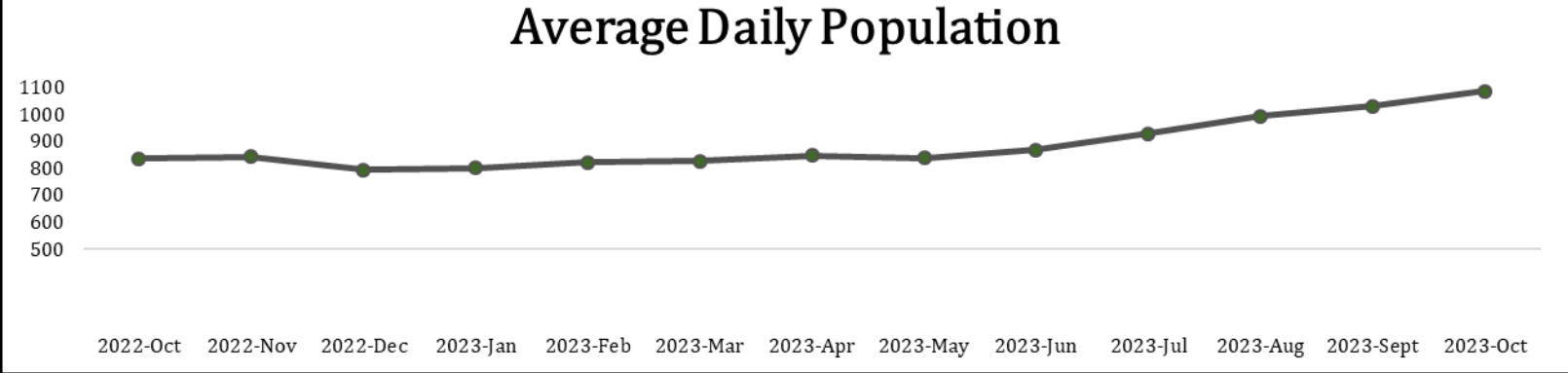


Supported by the John D. and Catherine T. MacArthur Foundation

Safety and Justice Challenge October 2023 Report

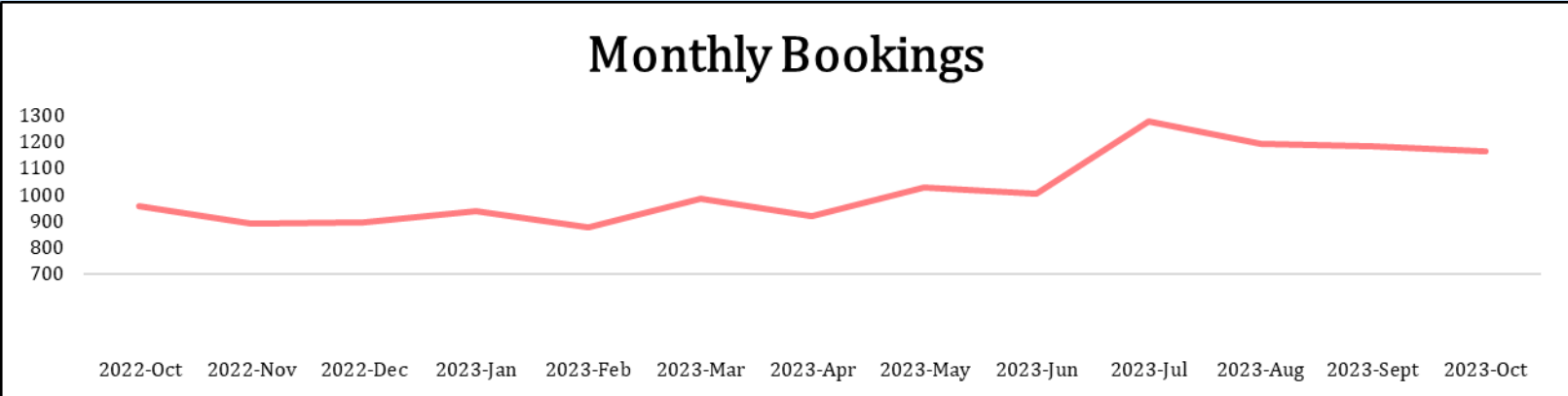
Average Daily Population

This Month	Change from last month	Change from last year
1086	6% ↑	30% ↑



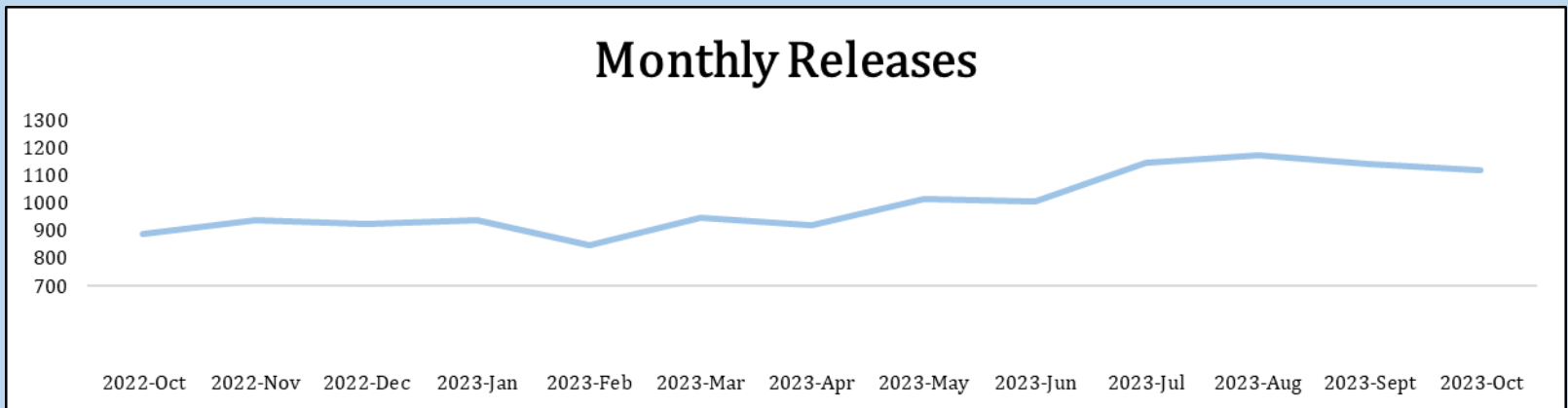
Bookings

This Month	Change from last month	Change from last year
1161	2% ↓	22% ↑



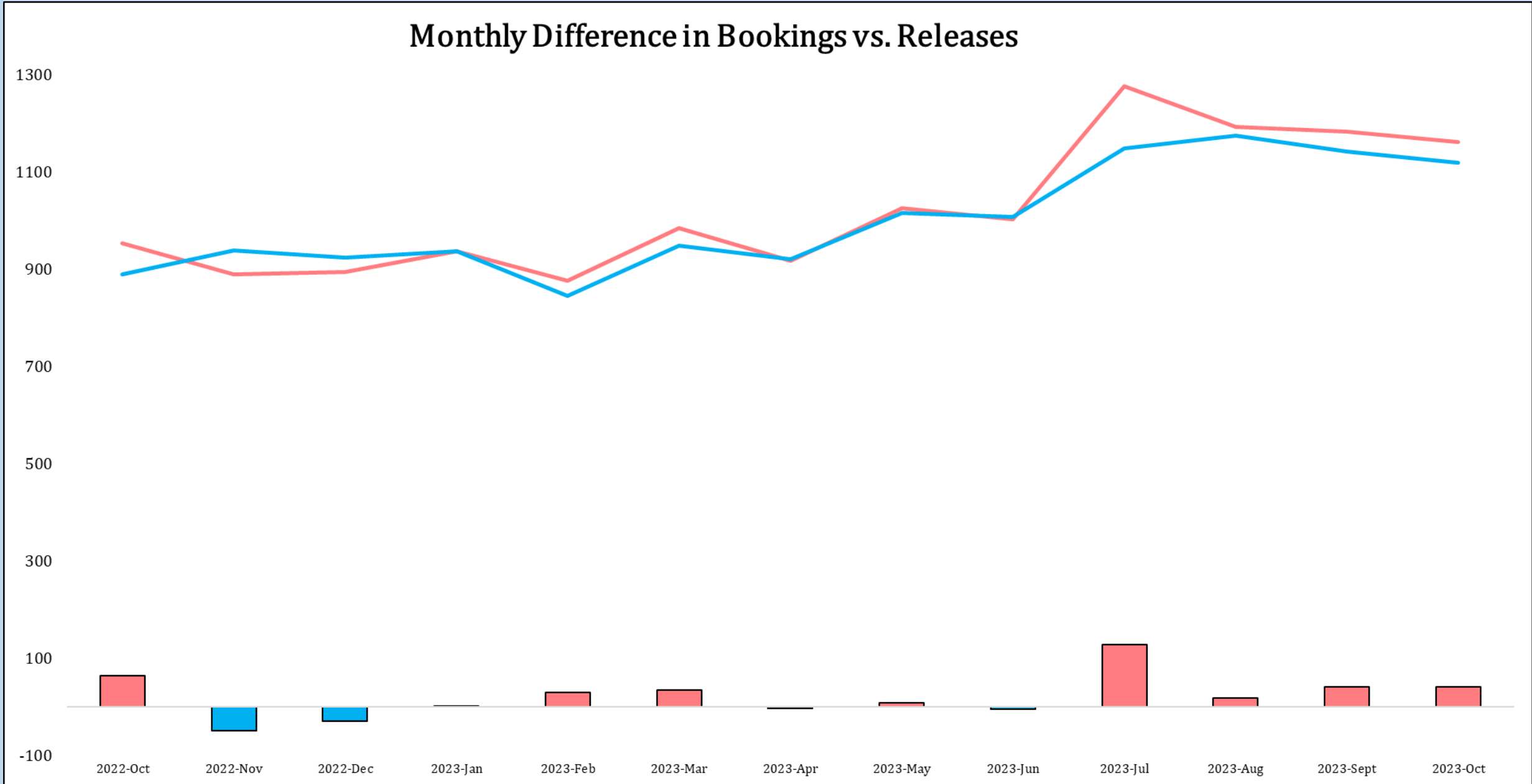
Releases

This Month	Change from last month	Change from last year
1119	2% ↓	26% ↑

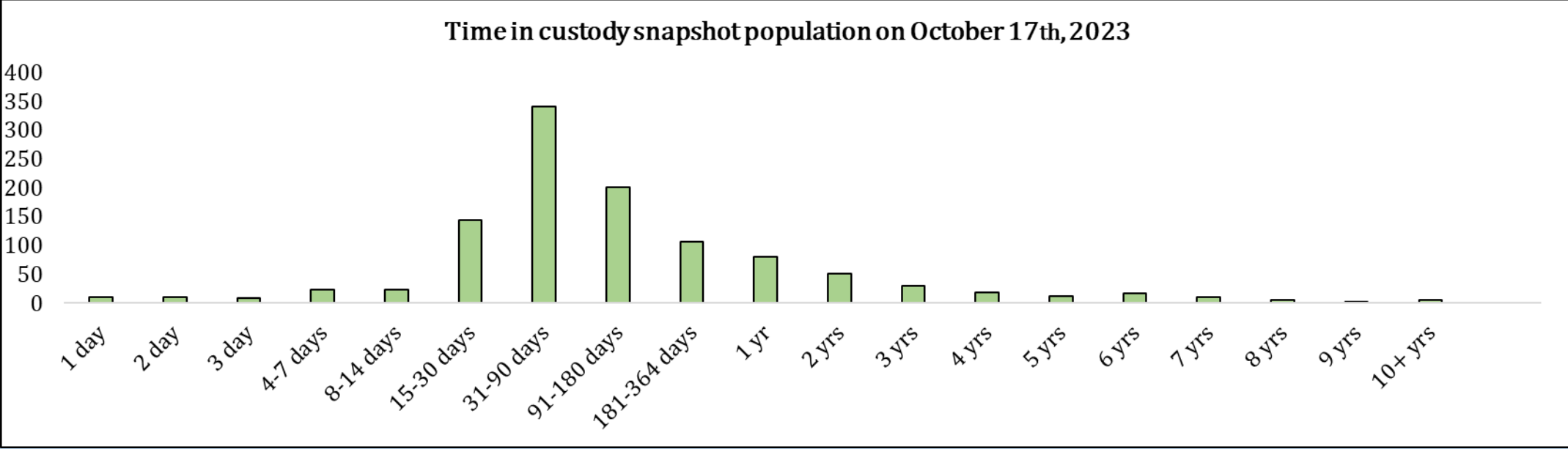


Safety and Justice Challenge Oct 2023 Report

Monthly Difference in Bookings vs. Releases



Snapshot Population Oct 2023 Report



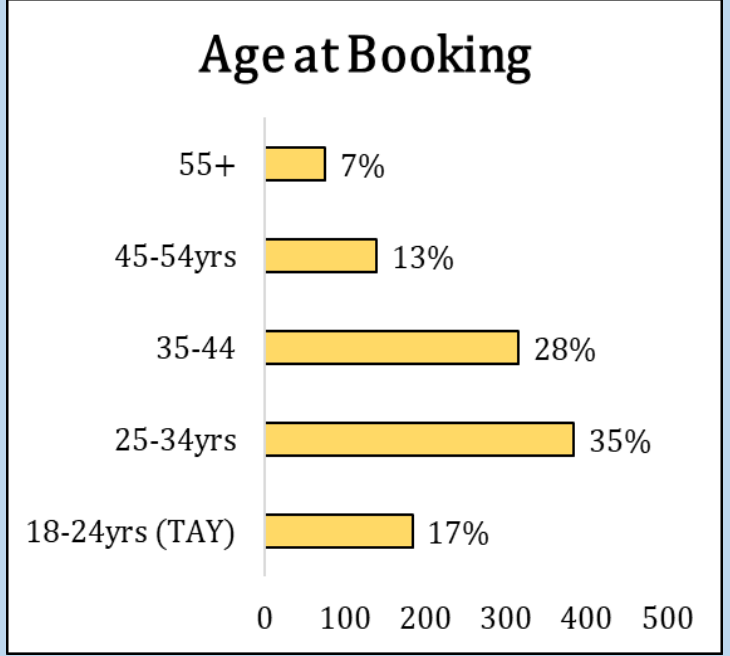
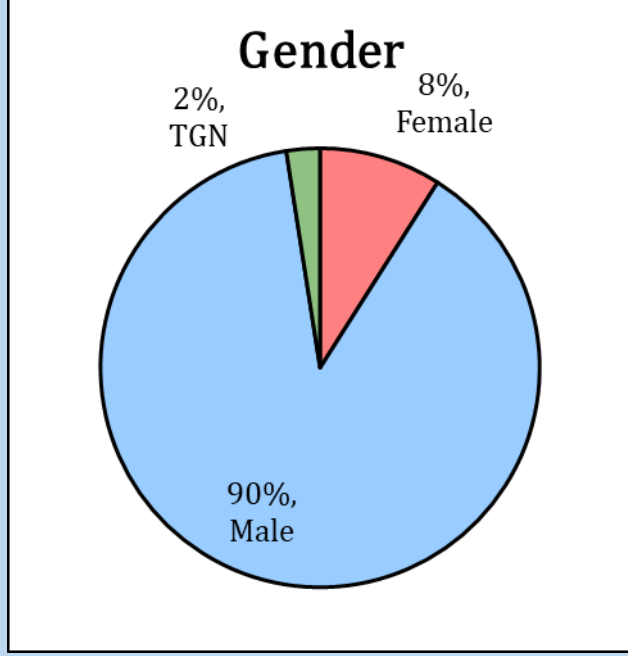
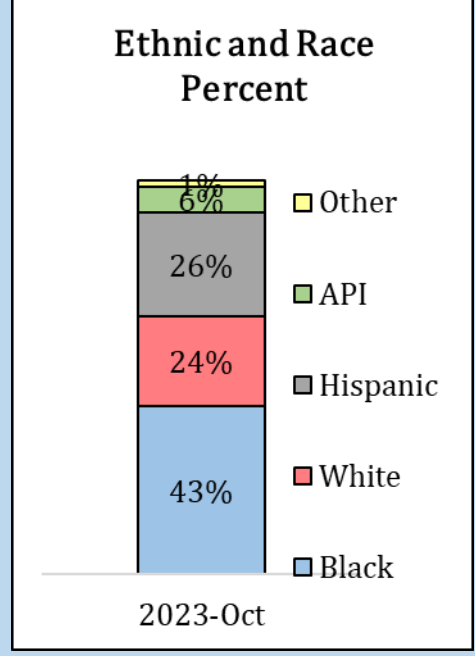
Snapshot Population
1098

Average days in custody 305

Median days in custody 70

Oct Last 12 Months

Black	43%	Low 39	High 43
White	24%	Low 19	High 24
Hispanic	26%	Low 23	High 28
API	6%	Low 5	High 8
Other	1%	Low 1	High 7



Long Stayer Population Oct 2023 Report

Snapshot
Population 101

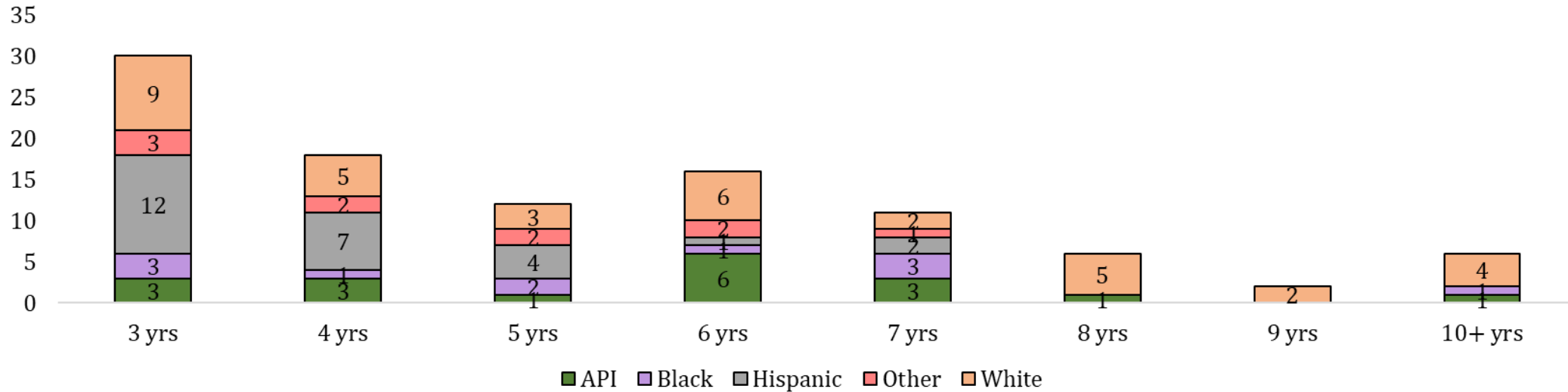
Percent of
Population 9%

Average time in
custody 5.1 yrs.

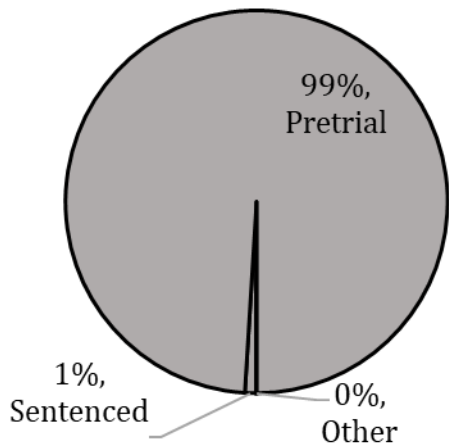
Median time in
custody 5.1 yrs.

Transgender/
Non-Binary
Population 1

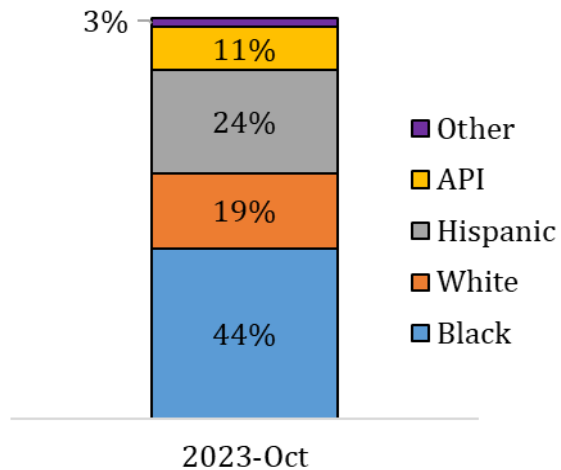
Time in custody over three years on October 17th 2023



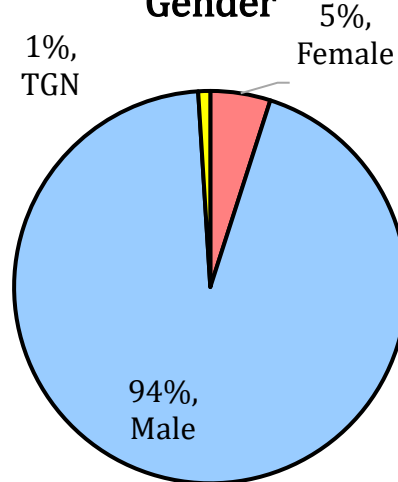
Legal Status



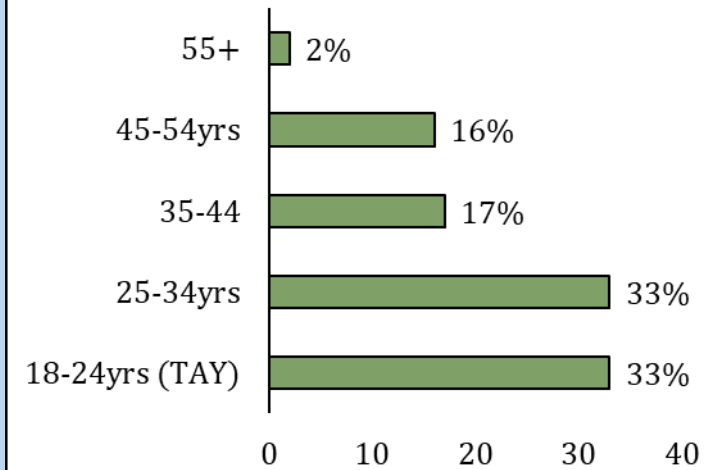
Ethnic and Race Percent



Gender

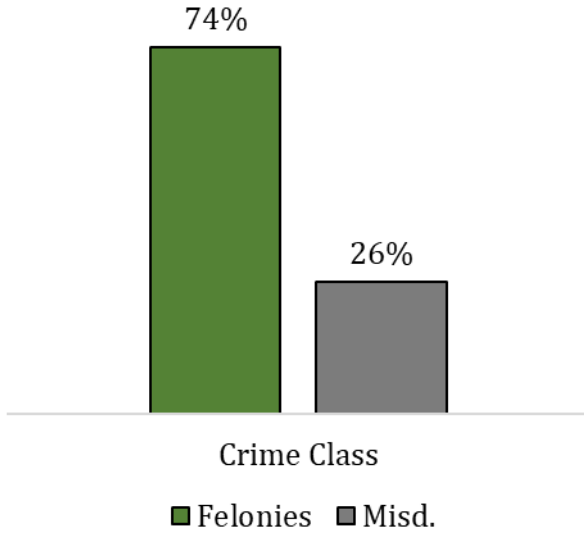


Age at Booking

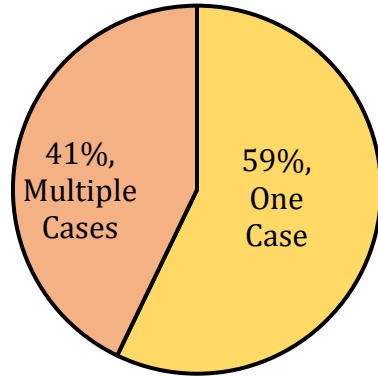


Monthly Bookings Oct 2023

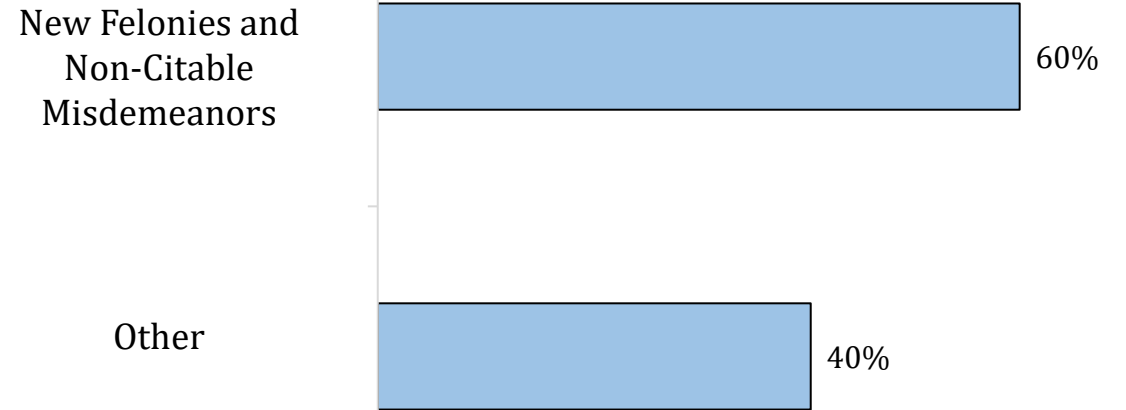
Crime Class at Booking



Caseload Per Booking Number



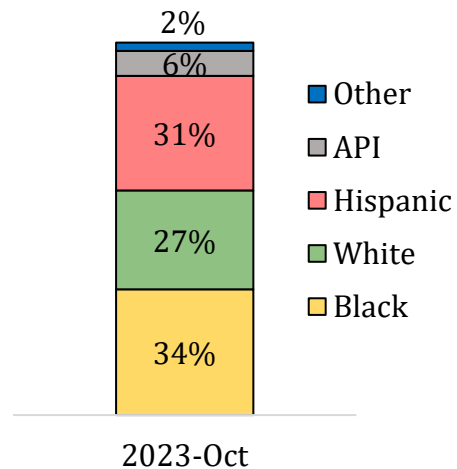
On View Charges



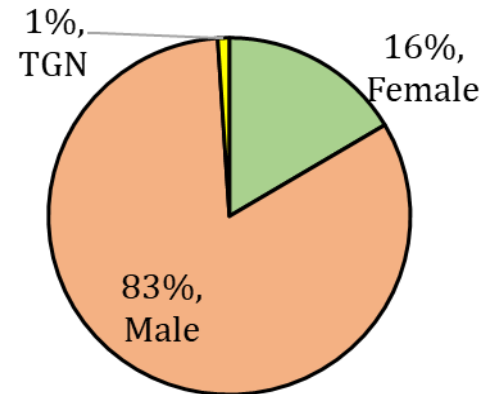
Oct Last 12 Months

Black	34%	Low 32	High 36
White	27%	Low 23	High 28
Hispanic	31%	Low 28	High 33
API	6%	Low 5	High 7
Other	2%	Low 1	High 5

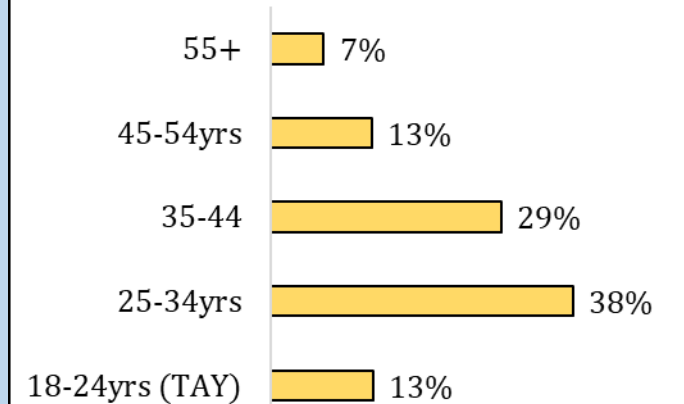
Ethnicity & Race



Gender

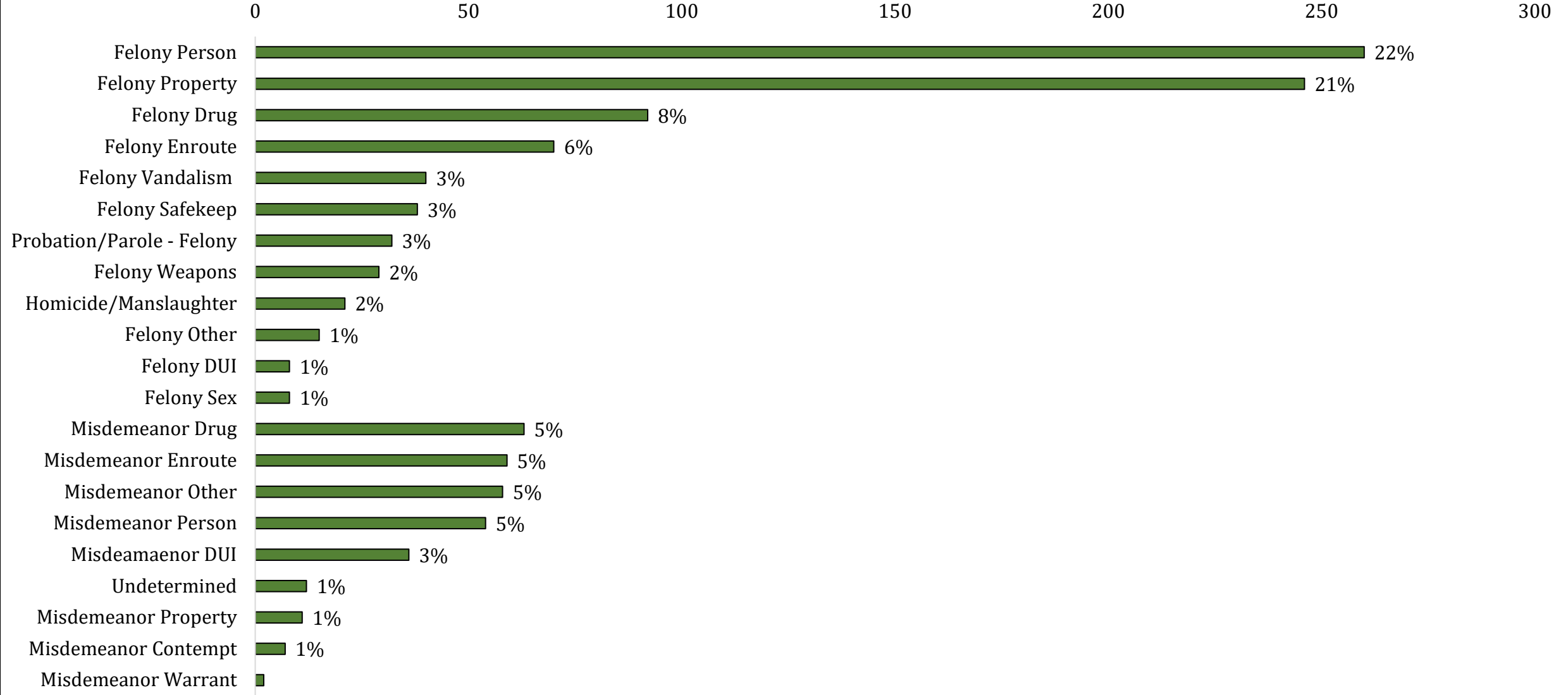


Age at Booking



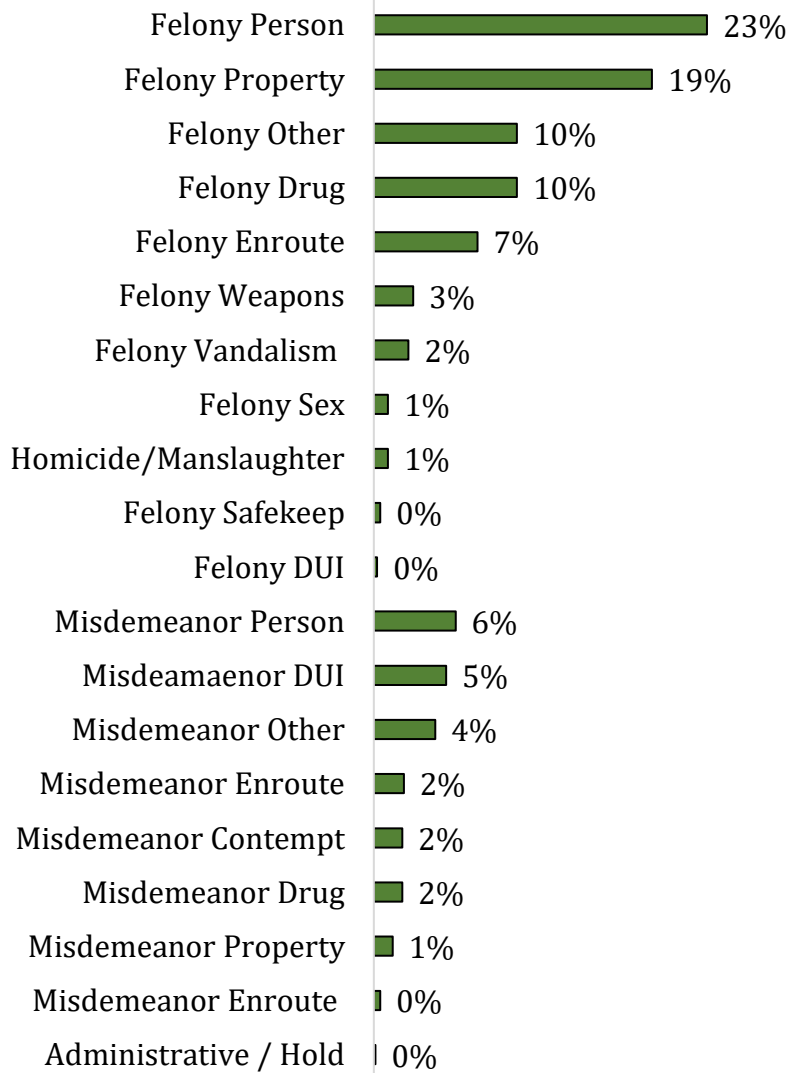
Monthly Bookings Oct 2023

Booking By Top Crime Category



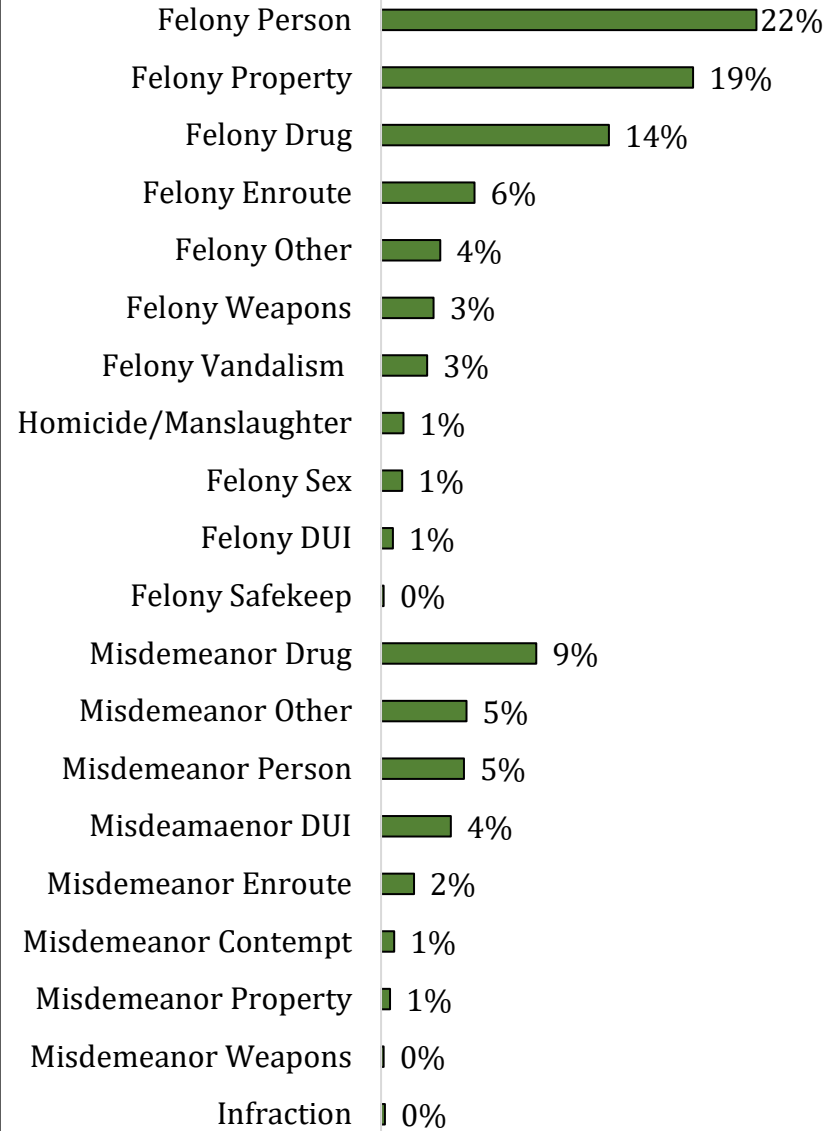
Crime Category April 2023 Bookings

0 50 100 150 200 250



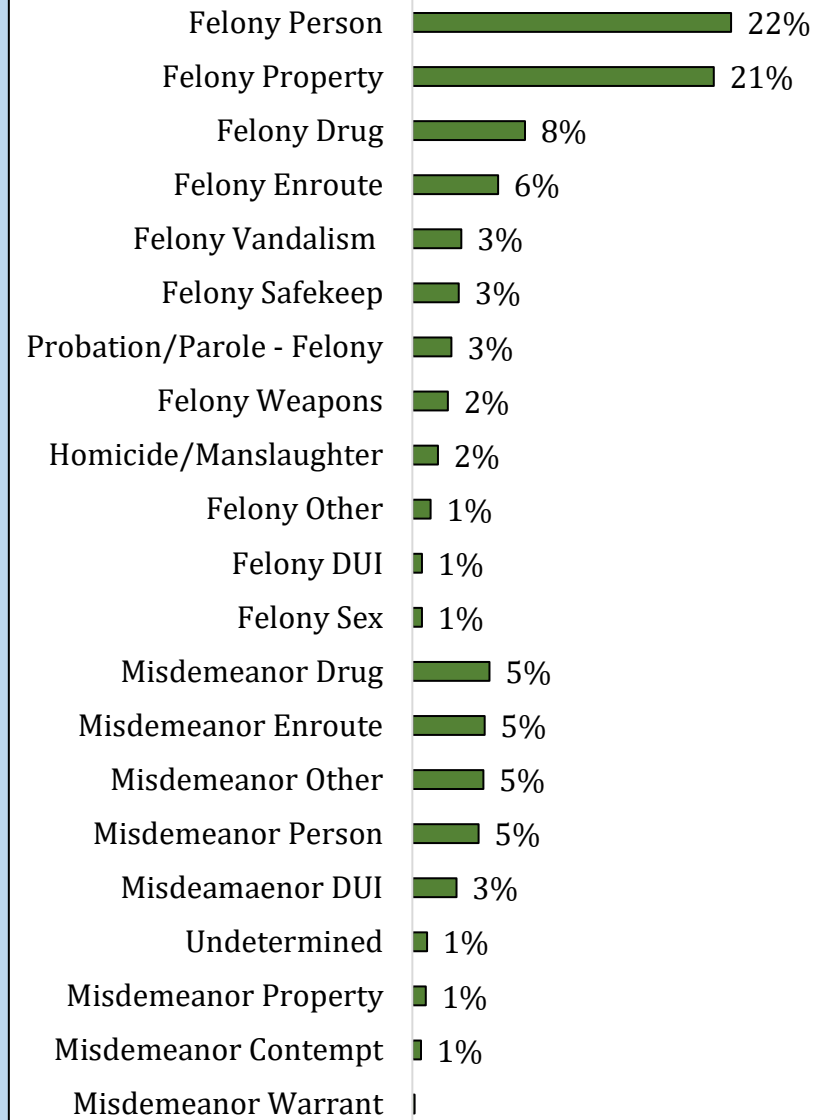
Crime Category July 2023 Bookings

0 100 200 300



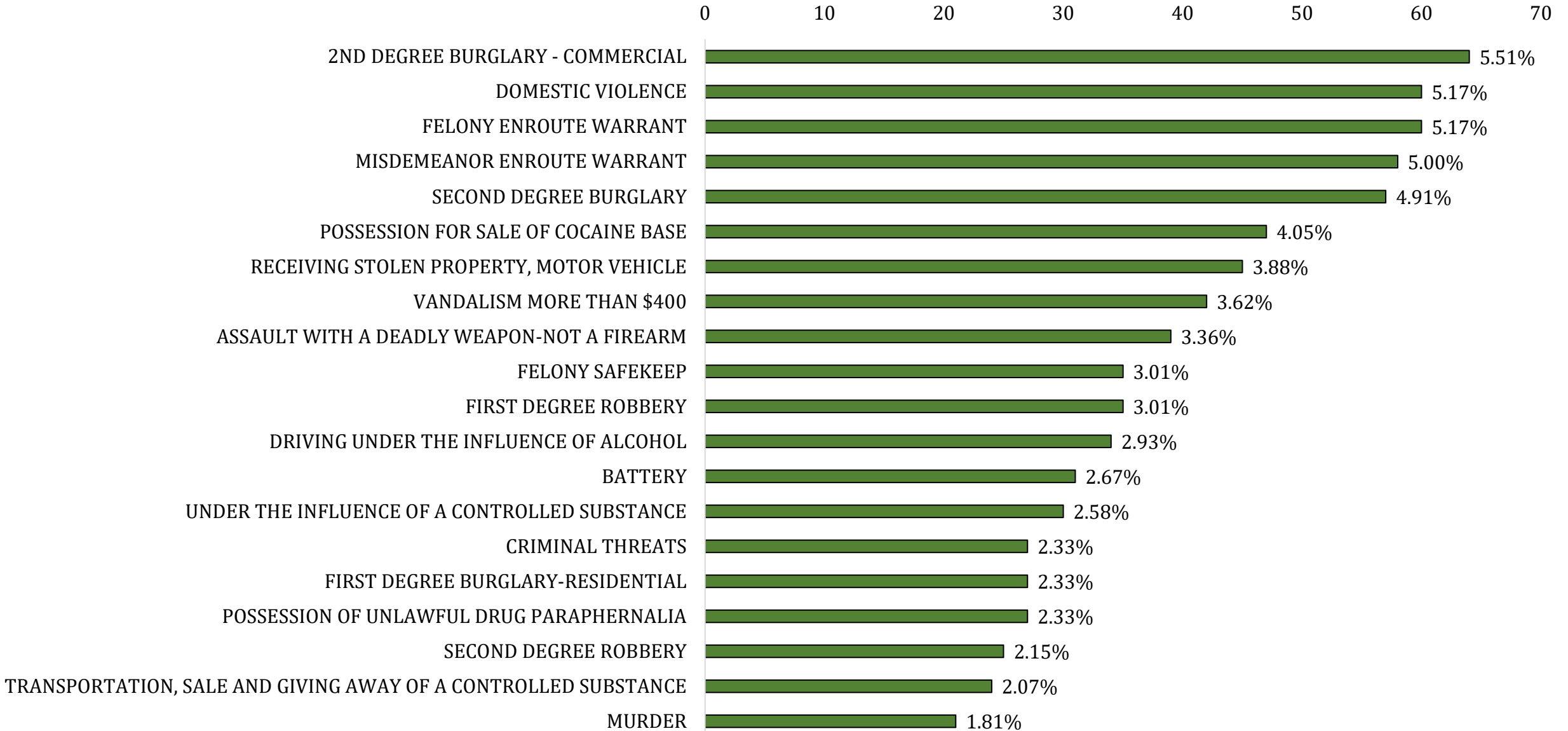
Crime Category October 2023 Bookings

0 100 200 300



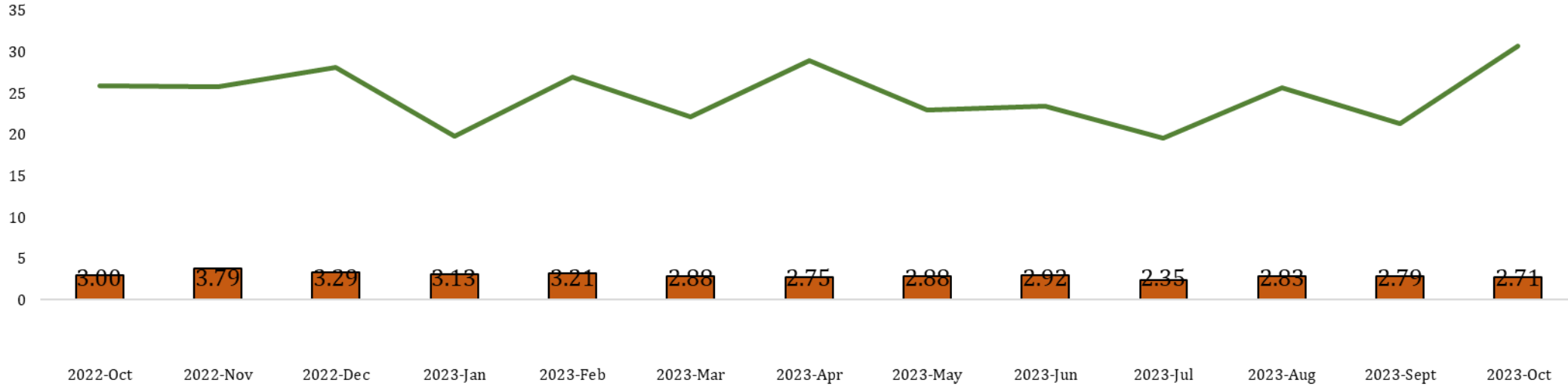
Monthly Bookings Oct 2023

Top 20 Charges 2023 Oct Bookings



Monthly Releases Oct 2023

Monthly Difference in Bookings vs. Releases

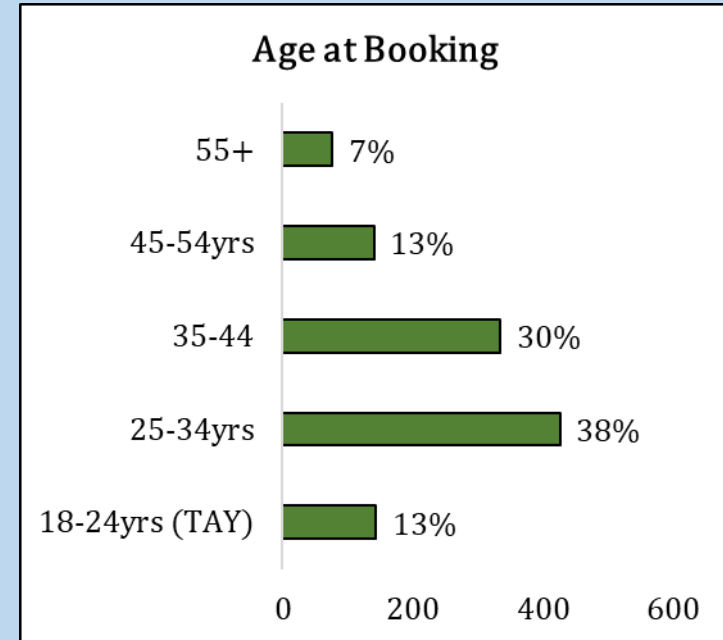
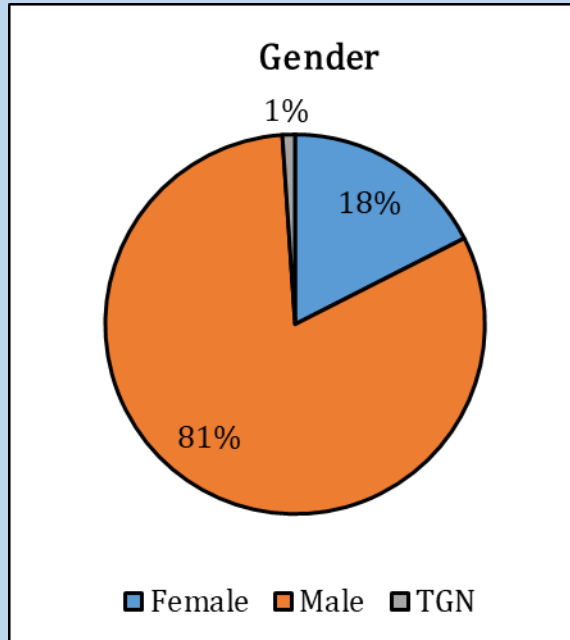
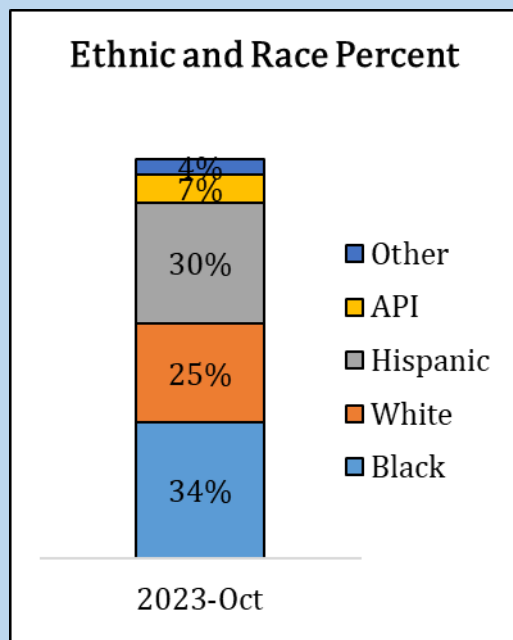


Released for month 1119

Average length of stay in days 31

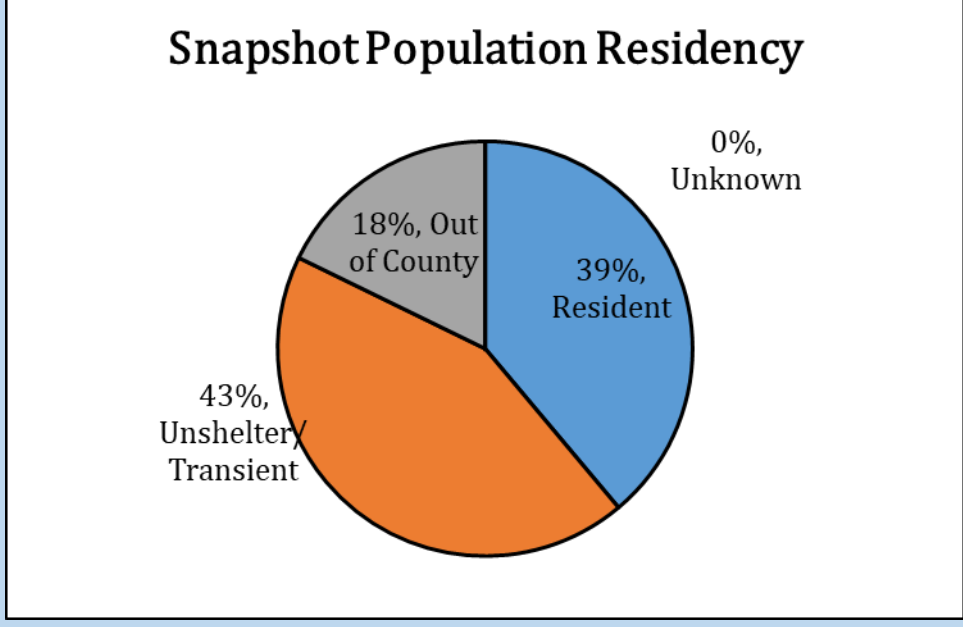
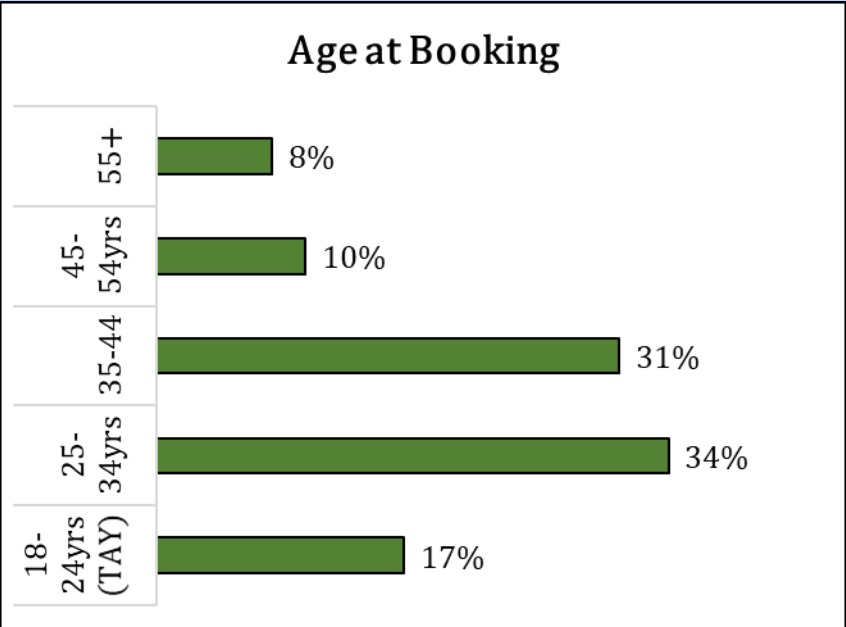
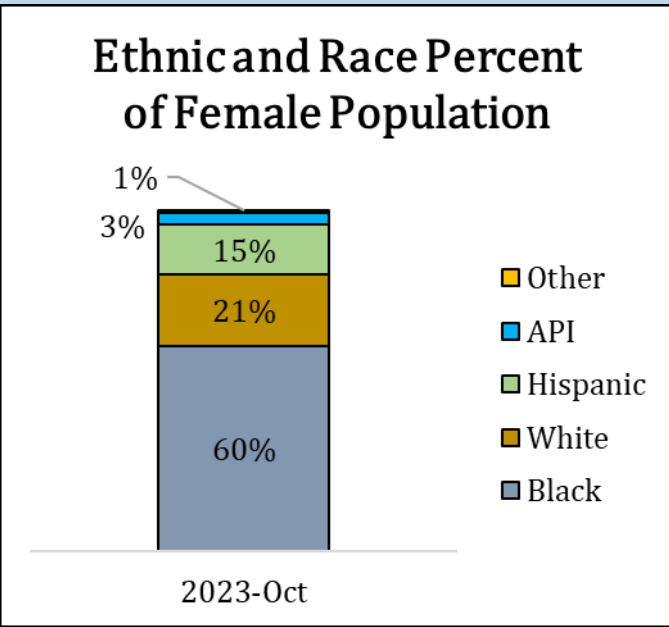
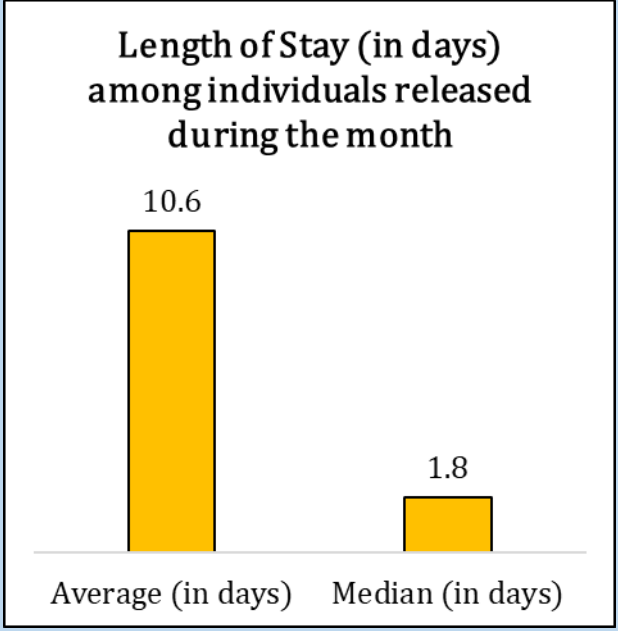
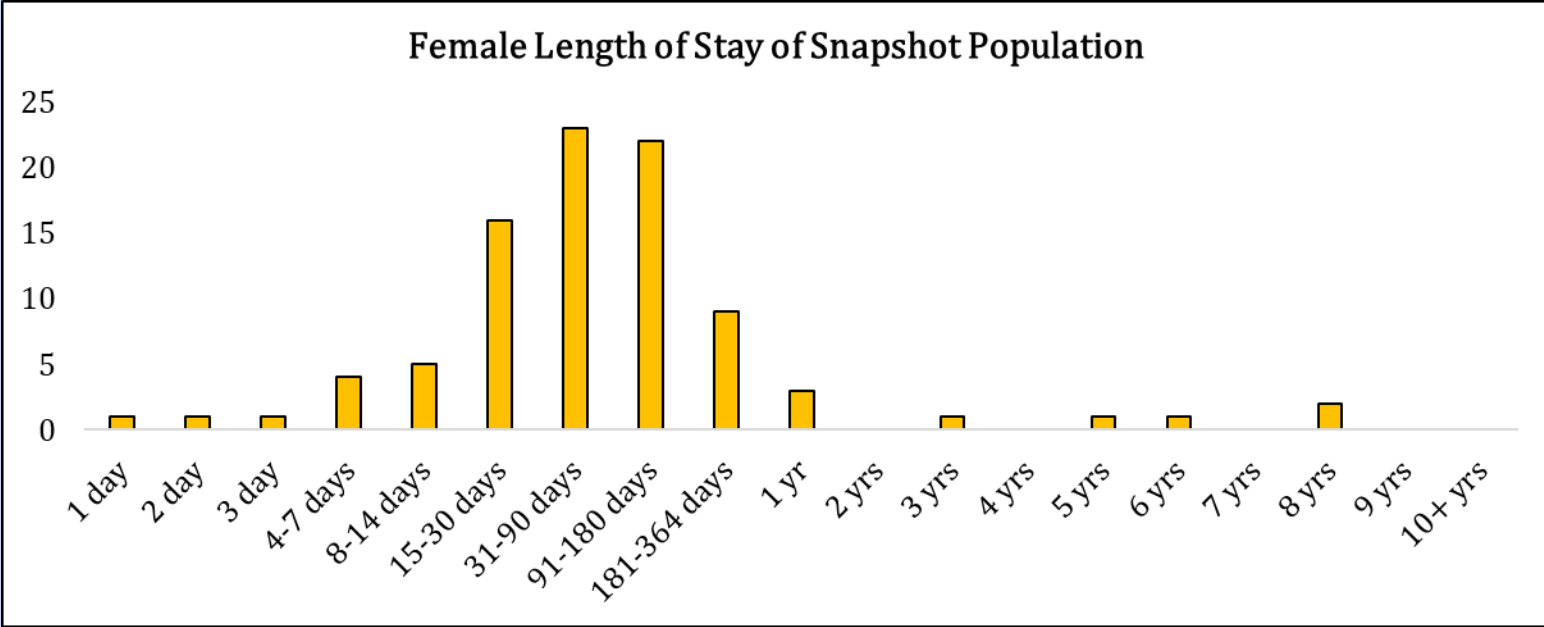
Median length of stay 2.71 days

	Oct	Last 12 Months
Black	34%	Low 32 High 37
White	25%	Low 24 High 29
Hispanic	30%	Low 28 High 33
API	7%	Low 5 High 7
Other	4%	Low 2 High 5



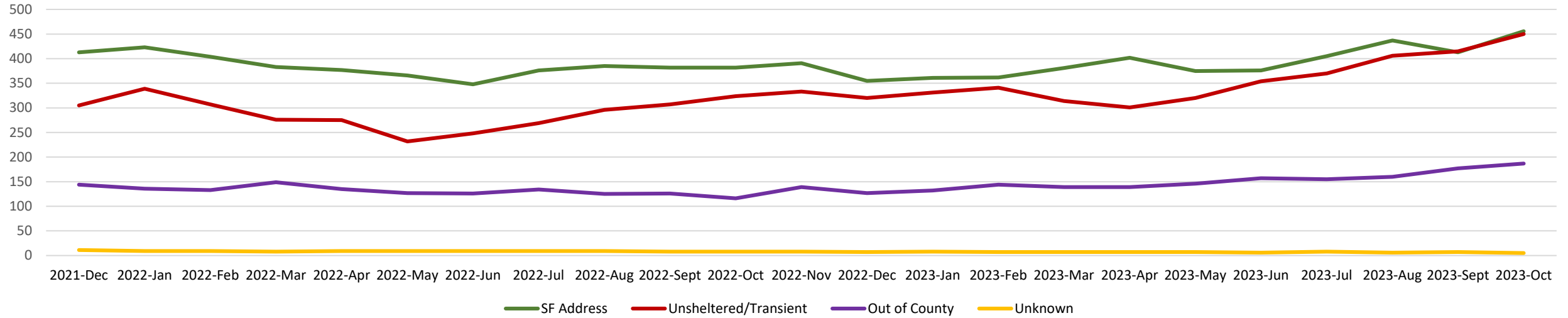
Female Population Oct 2023

Snapshot
Population
Female
90

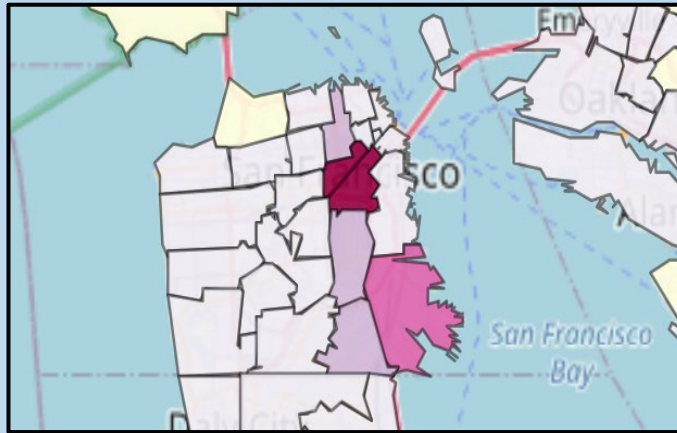
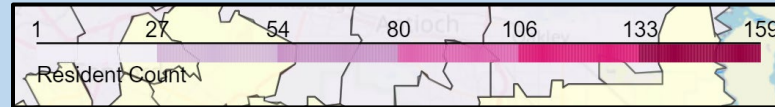
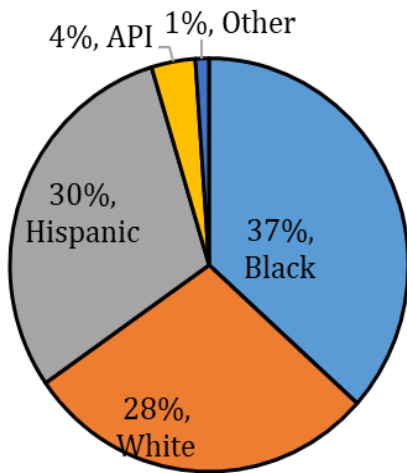


Snapshot Residency Oct 2023

Historical Trends of Residency

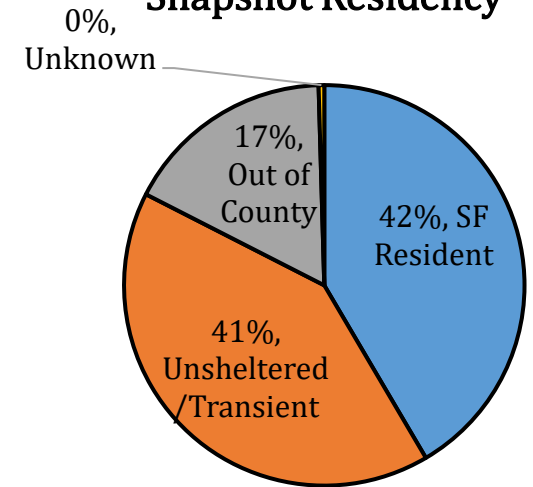


Residency Ethnic and Race Percent



Leaflet | Data by © OpenStreetMap, under ODbL.

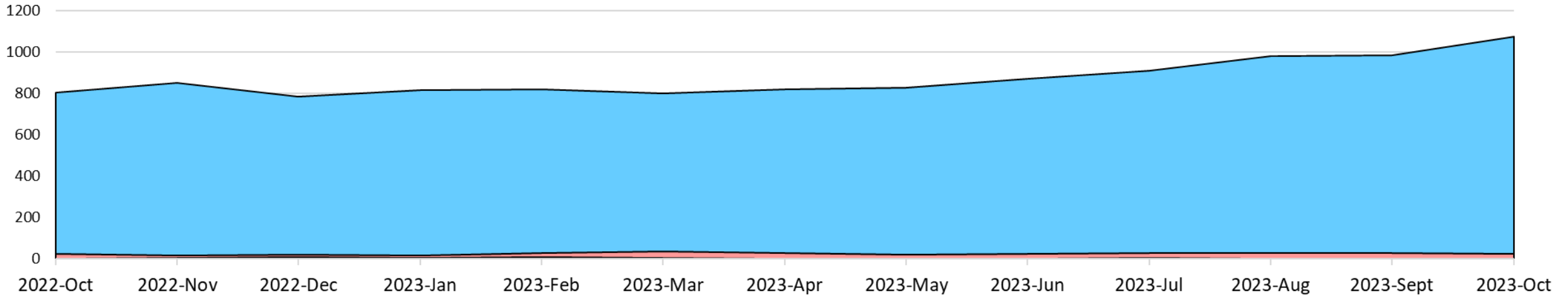
Snapshot Residency



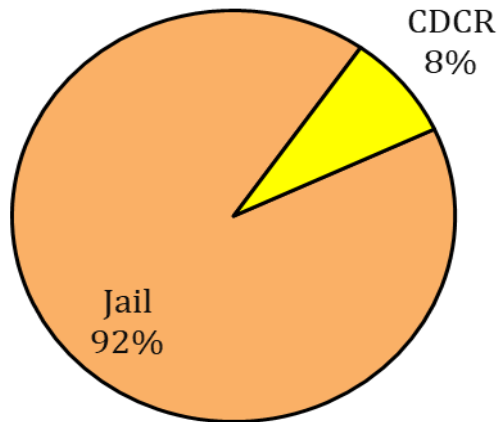
Snapshot Residency Oct 2023

Legal Status of Confined Individuals

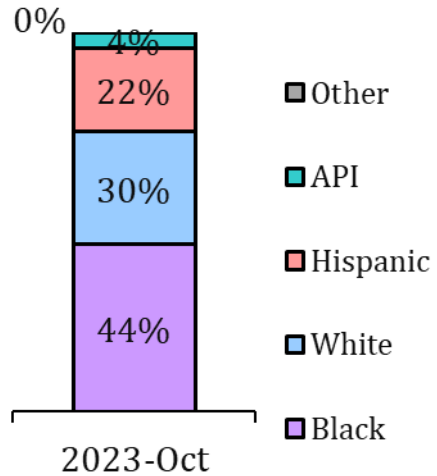
Pretrial, 1075 Sentenced, 23 Other, 0



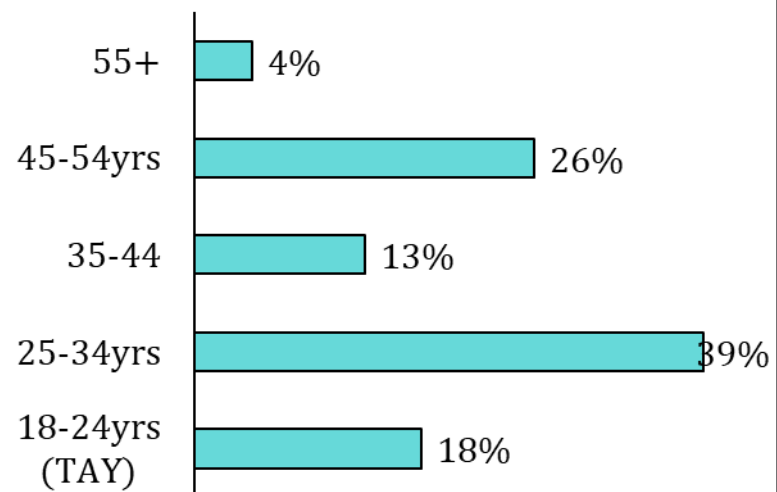
Sentenced Type



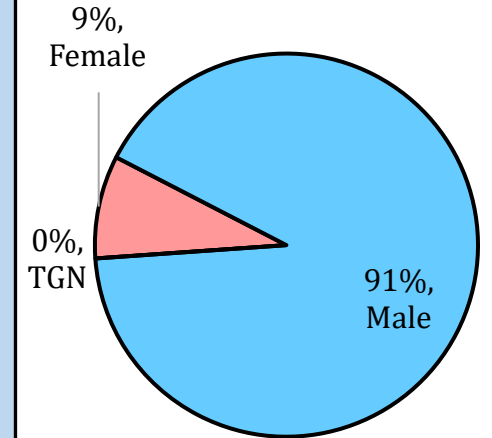
Ethnic and Race Percent



Age at Booking



Gender



END OF SLIDESHOW



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