

1 [Opposing State Funding Cuts to the Public Defense Pilot Program Statewide]

2
3 **Resolution urging Governor Gavin Newsom and the California State Legislature to**
4 **retain the full state funding of the Public Defense Pilot Program for three years.**

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6 WHEREAS, The Board of State and Community Corrections' Public Defense Pilot
7 Program was established by the Budget Act of 2021 by Senate Bill No. 129 (Skinner) and
8 approved three years of funding for the Public Defense Pilot Program; and

9 WHEREAS, The Public Defense Pilot Program allows indigent defense providers
10 including public defenders and alternate defenders statewide to implement numerous post-
11 conviction and resentencing reforms enacted by the California State Legislature in recent
12 years; and

13 WHEREAS, The Public Defense Pilot Program set aside approximately \$50 million
14 each year for three years to fund statewide resentencing units which employ lawyers, social
15 workers and paralegals to review cases, petition local courts for resentencing, and connect
16 clients to resources upon release; and

17 WHEREAS, The Public Defense Pilot Program has successfully provided essential
18 legal services to low-income Californians, reducing court backlogs, and saving the state
19 money by avoiding wrongful convictions and unnecessary incarceration; and

20 WHEREAS, In recent years, the California State Legislature has passed bills reforming
21 the state's incarceration rules which has resulted in a reduction of over 10,000 years of
22 incarceration across the state, and leading to hundreds of millions of dollars in state savings
23 annually, and returning individuals to the care of their families and loved ones and to serve
24 their communities; and

1 WHEREAS, Governor Gavin Newsom’s 2024-2025 Budget now proposes eliminating
2 the third year of this program, which would mean thousands of people eligible for post-
3 conviction relief statewide will remain in prison without proper representation; and

4 WHEREAS, After this program was previously cut in the 2023-2024 Budget, the San
5 Francisco Board of Supervisors unanimously passed a resolution in support of restoring
6 funding; and

7 WHEREAS, The program’s funding was restored in the 2023-2024 budget; and

8 WHEREAS, San Francisco is one of the cities participating in the Public Defense Pilot
9 Program, receiving about \$1.2 million annually, with funding provided to San Francisco’s
10 Public Defender and the Bar Association of San Francisco; and

11 WHEREAS, The San Francisco Public Defender’s post-conviction relief unit, The
12 Freedom Project, helped secure the safe release of dozens of community members who
13 reunited with their families, joined the workforce, and continue to better themselves and our
14 community as they pursue college degrees, therapy to undo decades of exile and
15 incarceration trauma, and model the resilience and indomitability of the human spirit, thanks to
16 this state funding that allows dedicated social workers to provide reentry support; and

17 WHEREAS, Because of these grant funds, the Bar Association of San Francisco was
18 able to form a new post-conviction relief unit in March 2022 to secure similar relief for all
19 clients assigned to due to a conflict of interest, thereby assuring compliance with statutory
20 relief available to their clients and support for their conflict attorneys with post-conviction
21 representation, which has increased the effectiveness, efficiency and quality of its post-
22 conviction representation and resentencing; and

23 WHEREAS, absent state funding, neither office is able to comply with the legislative
24 mandate to provide representation to eligible incarcerated population from this county; now,
25 therefore, be it

1 RESOLVED, That the Board of Supervisors of the City and County of San Francisco
2 recognize the financial burden that the proposed cuts to the Public Defense Pilot Program will
3 have on San Francisco; and, be it

4 FURTHER RESOLVED, That the Board of Supervisors of the City and County of San
5 Francisco urges Governor Gavin Newsom and the California State Legislature to retain all
6 three years of funding for the Public Defense Pilot Program to avoid additional costs to the
7 city; and, be it

8 FURTHER RESOLVED, That copies of this resolution be transmitted to the Governor,
9 the Speaker of the Assembly, the President pro Tempore of the Senate, and to Budget Chair
10 Assembly Member Jesse Gabriel, Budget Chair Senator Scott Wiener, Budget Subcommittee
11 No. 5 Chair Senator Aisha Wahab, and Budget Subcommittee No. 6 Chair Assembly Member
12 James Ramos.



City and County of San Francisco

Tails Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 240176

Date Passed: March 05, 2024

Resolution urging Governor Gavin Newsom and the California State Legislature to retain the full state funding of the Public Defense Pilot Program for three years.

March 05, 2024 Board of Supervisors - AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

March 05, 2024 Board of Supervisors - ADOPTED AS AMENDED

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

File No. 240176

I hereby certify that the foregoing Resolution was ADOPTED AS AMENDED on 3/5/2024 by the Board of Supervisors of the City and County of San Francisco.

Handwritten signature of Angela Calvillo
Angela Calvillo
Clerk of the Board

Unsigned

03-15-2024

London N. Breed
Mayor

Date Approved

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, or time waived pursuant to Board Rule 2.14.2, became effective without her approval in accordance with the provision of said Section 3.103 of the Charter or Board Rule 2.14.2.

Handwritten signature of Angela Calvillo
Angela Calvillo
Clerk of the Board

03-15-2024

Date