AMENDED IN COMMITTEE
9/17/2026

FILE NO. 260676 RESOLUTION NO. 552-26

[Board Response - Civil Grand Jury Report – When Making Do Doesn't Work: San Francisco Jails in Crisis]

Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2025-2026 Civil Grand Jury Report, entitled "When Making Do Doesn't Work: San Francisco Jails in Crisis;" and urging the Mayor to cause the implementation of accepted findings and recommendations through his department heads and through the development of the annual budget.

WHEREAS, Under California Penal Code, Section 933 et seq., the Board of Supervisors must respond, within 90 days of receipt, to the Presiding Judge of the Superior Court on the findings and recommendations contained in Civil Grand Jury Reports; and

WHEREAS, In accordance with California Penal Code, Section 933.05(c), if a finding or recommendation of the Civil Grand Jury addresses budgetary or personnel matters of a county agency or a department headed by an elected officer, the agency or department head and the Board of Supervisors shall respond if requested by the Civil Grand Jury, but the response of the Board of Supervisors shall address only budgetary or personnel matters over which it has some decision making authority; and

WHEREAS, Under San Francisco Administrative Code, Section 2.10(a), the Board of Supervisors must conduct a public hearing by a committee to consider a final report of the findings and recommendations submitted, and notify the current foreperson and immediate past foreperson of the Civil Grand Jury when such hearing is scheduled; and

WHEREAS, In accordance with San Francisco Administrative Code, Section 2.10(b), the Controller must report to the Board of Supervisors on the implementation of recommendations that pertain to fiscal matters that were considered at a public hearing held by a Board of Supervisors Committee; and

WHEREAS, The 2025-2026 Civil Grand Jury Report, entitled "When Making Do Doesn't Work: San Francisco Jails in Crisis" ("Report") is on file with the Clerk of the Board of Supervisors in File No. 260676, which is hereby declared to be a part of this Resolution as if set forth fully herein; and

WHEREAS, The Civil Grand Jury has requested that the Board of Supervisors respond to Finding Nos. F1, F3, F5, and F7 as well as Recommendation Nos. R1.A(ii), R3.A, R5.A-D, R7.A-B, contained in the subject Report; and

WHEREAS, Finding No. F1 states: "City and County leadership would benefit from first-hand knowledge obtained through inspection of the jail facilities and operations to enable them to better understand how policy changes affecting budget and operations for the Jails impact the operation of the Jails;" and

WHEREAS, Finding No. F3 states: "The Jails are dangerously close to capacity, and SFSO has not convened the Crowding Committee despite meeting the capacity triggers outlined in the SFSO Custody and Court Operations Manual, Policy 511.2;" and

WHEREAS, Finding No. F5 states: "The Jails population has increasingly complex health needs, particularly mental health and substance use problems, which require more clinical and custodial resources than the system is designed to support;" and

WHEREAS, Finding No. F7 states: "For at least a decade, the City has declined to make major capital investments in jail facilities, with the result that the Jails are operating in aging buildings that do not meet current operational, clinical, or safety needs;" and

WHEREAS, Recommendation No. R1.A states: "The Mayor (R1-A(i)), all members of the BOS (R1-A(ii)), all members of the Capital Planning Committee (R1-A(iii)), and the District Attorney (R1-A(iv)) should inspect the San Francisco and San Bruno Jails by March 1, 2027, and at least once every two years thereafter. Any inspections involving one or more members

of bodies covered by the Brown Act or Sunshine Ordinance should be conducted so as not to conflict with those laws;" and

WHEREAS, Recommendation No. R3.A states: "By November 1, 2026, SFSO should convene the Crowding Committee. In addition to the persons specified in Policy 511.2 (a)-(g), representatives of the District Attorney, San Francisco Sheriff's Department Oversight Board, and the BOS should also be invited;" and

WHEREAS, Recommendation No. R5.A states: "By January 1, 2027, SFSO and JHS should jointly issue a report analyzing the greatest barriers to meeting inmate treatment needs for medical care, including mental health care and substance use treatment, identify priority actions within their respective areas of authority that could be implemented to better meet those needs to improve support, and address potential sources of staffing and funding. Areas analyzed should include, at a minimum, the feasibility of providing extended hours for mental health and reentry services; processes for intake identification of inmates with a history of prior bookings and potential of additional reentry services for this population; and assessment of resources needed to provide re-entry services for inmates released in less than eight days. If SFSO and JHS are unable or unwilling to jointly prepare the report, they should separately prepare, issue and post a report covering all matters addressed above by January 1, 2027;" and

WHEREAS, Recommendation No. R5.B states: "The report should also assess, prioritize, and develop a timetable for possible implementation of identified actions within their respective areas of authority, including the feasibility of 24/7 mental health services. The report should specify which identified actions could be achieved without an increase in available resources, and which identified actions require an increase in resources. If SFSO and JHS are unable or unwilling to jointly prepare the report, they should separately prepare, issue and post a report covering all matters addressed above by January 1, 2027;" and

WHEREAS, Recommendation No. R5.C states: "Beginning on April 1, 2027, SFSO and JHS should issue regular updates, at least quarterly, and include a dashboard showing the status of all items on the timetable (referenced in R5-B) and reporting whether the specific action has been achieved, and if not, why not. Each such update should be posted on the SFSO and JHS websites. If SFSO and JHS are unable or unwilling to jointly prepare the updates, they should separately prepare, issue and post updates covering all matters addressed herein;" and

WHEREAS, Recommendation No. R5.D states: "The report(s) should also identify priority actions not within the areas of authority of the SFSO and JHS that could possibly be implemented by actions of the Mayor absent an ordinance, and/or the BOS by an ordinance;" and

WHEREAS, Recommendation No. R7.A states: "By October 1, 2026, the Mayor should direct the DPW and the Office of Resilience and Capital Planning, in coordination with SFSO and DPH, to develop a comprehensive jail resilience and capital plan. The plan should identify needed improvements, funding requirements for facility modernization, and funding mechanisms and recommendations, establish a priority sequence for needed improvements, and address the long-term question of facility replacement or renovation at a scale adequate to serve the current and projected Jail population;" and

WHEREAS, Recommendation No. R7.B states: "By March 1, 2027, the report should be presented to the BOS, and by May 1, 2027, the BOS or a committee thereof should have a hearing on the report;" and

WHEREAS, In accordance with California Penal Code, Section 933.05(c), the Board of Supervisors must respond, within 90 days of receipt, to the Presiding Judge of the Superior Court on Finding Nos. F1, F3, F5, and F7 as well as Recommendation Nos. R1.A, R3.A, R5.A-D, R7.A-B, contained in the subject Report; now, therefore, be it

RESOLVED, That the Board of Supervisors reports to the Presiding Judge of the Superior Court that they agree with Finding No. F1; and, be it

FURTHER RESOLVED, That the Board of Supervisors reports to the Presiding Judge of the Superior Court that they disagree partially with Finding No. F3 for the following reasons: While the Board of Supervisors acknowledges the report's finding that the jail occupancy rate exceeded 80% for over a year in 2025, and is on track to do so again in 2026, the threshold cited in the report is not the threshold for convening the Crowding Committee, but for conducting a Facility Needs Assessment (SFSO Policy 511.3). SFSO Policy 511.2 stipulates that the Sheriff convene a crowding committee when the number of incarcerated persons exceeds the approved bed capacity of a facility, while SFSO Policy 511.3 requires the department to initiate a jail needs assessment "in the event that each county jail maintains an average 80 percent occupancy rate consistently for one year." The threshold for Policy 511.3 has been met, while the threshold for policy 511.2 has not yet been met. The Board of Supervisors agrees that the SFSO should initiate a jail needs assessment, according to policy 511.3; and, be it

FURTHER RESOLVED, That the Board of Supervisors reports to the Presiding Judge of the Superior Court that they agree with Finding No. F5; and, be it

FURTHER RESOLVED, That the Board of Supervisors reports to the Presiding Judge of the Superior Court that they agree with Finding No. F7; and, be it

FURTHER RESOLVED, That the Board of Supervisors reports that Recommendation No. R1.A(ii) has not yet been implemented, but will be implemented by June 1, 2027; and, be it

FURTHER RESOLVED, That the Board of Supervisors reports that Recommendation No. R3.A will not be implemented because it is not warranted or reasonable, as the threshold

for Policy 511.2 has not yet been met. The number of incarcerated persons has not yet exceeded the approved bed capacity of a facility; and, be it

FURTHER RESOLVED, That the Board of Supervisors reports that Recommendation No. R5.A will not be implemented by the Board of Supervisors because it is not warranted or reasonable. The Board of Supervisors is not directly responsible for the preparation of reports by the SFSO and JHS. However, the Board of Supervisors urges the SFSO and JHS to jointly issue a report analyzing the greatest barriers to meeting inmate treatment needs for medical care, including mental health care and substance use treatment; identify priority actions within their respective areas of authority that could be implemented to better meet those needs to improve support; and address potential sources of staffing and funding; and, be it

FURTHER RESOLVED, That the Board of Supervisors reports that Recommendation No. R5.B will not be implemented by the Board of Supervisors because it is not warranted or reasonable. The Board of Supervisors is not directly responsible for the preparation of reports by the SFSO and JHS. However, the Board of Supervisors urges the SFSO and JHS to jointly issue a report analyzing the greatest barriers to meeting inmate treatment needs for medical care, including mental health care and substance use treatment; identify priority actions within their respective areas of authority that could be implemented to better meet those needs to improve support; and address potential sources of staffing and funding; and, be it

FURTHER RESOLVED, That the Board of Supervisors reports that Recommendation No. R5.C will not be implemented by the Board of Supervisors because it is not warranted or reasonable. The Board of Supervisors is not directly responsible for the preparation of reports by the SFSO and JHS. However, the Board of Supervisors concurs that it would be useful for the SFSO and JHS to issues regular updates that include a dashboard; and, be it

FURTHER RESOLVED, That the Board of Supervisors reports that Recommendation No. R5.D will not be implemented by the Board of Supervisors because it is not warranted or

reasonable. The Board of Supervisors is not directly responsible for the preparation of reports by the SFSO and JHS. However, the Board of Supervisors concurs that it would be useful for the SFSO and JHS to identify priority actions that could be initiated through local legislation; and, be it

FURTHER RESOLVED, That the Board of Supervisors reports that Recommendation No. R7.A will not be implemented by the Board of Supervisors because it is unwarranted. The Board of Supervisors does not have jurisdiction over the Mayor's Office or Office of Resilience and Capital Planning; however, the Board of Supervisors finds that Recommendation 7.A to develop a comprehensive jail resilience and capital plan can be useful in addressing Finding No. 7; and, be it

FURTHER RESOLVED, That the Board of Supervisors reports that Recommendation No. R7.B will not be implemented by the Board of Supervisors because it is unwarranted. The Board of Supervisors does not have jurisdiction over the Mayor's Office or Office of Resilience and Capital Planning but finds that such a hearing can be useful; and, be it

FURTHER RESOLVED, That the Board of Supervisors urges the Mayor to cause the implementation of the accepted findings and recommendations through his department heads and through the development of the annual budget.

City and County of San Francisco
Tails
Resolution

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

File Number: 260676 **Date Passed:** September 29, 2026

Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2025-2026 Civil Grand Jury Report, entitled "When Making Do Doesn't Work: San Francisco Jails in Crisis;" and urging the Mayor to cause the implementation of accepted findings and recommendations through his department heads and through the development of the annual budget.

September 17, 2026 Government Audit and Oversight Committee - AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE

September 17, 2026 Government Audit and Oversight Committee - RECOMMENDED AS AMENDED

September 29, 2026 Board of Supervisors - ADOPTED

Ayes: 11 - Chan, Chen, Dorsey, Fielder, Mahmood, Mandelman, Melgar, Sauter, Sherrill, Walton and Wong

File No. 260676

I hereby certify that the foregoing Resolution was ADOPTED on 9/29/2026 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Unsigned

Daniel Lurie
Mayor

10/09/2026

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 his approval in accordance with the provision of said Section 3.103 of the Charter or Board Rule 2.14.2.

Angela Calvillo
Clerk of the Board

10/09/2026

Date

File No. 260676