

RESOLUTION NUMBER R- 311914

DATE OF FINAL PASSAGE AUG 14 2018

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
SAN DIEGO IN SUPPORT OF S.1593 (HARRIS-PAUL),  
THE PRETRIAL INTEGRITY AND SAFETY ACT.

WHEREAS, on February 26, 2018, the City Council approved the 2018 State and Federal  
Legislative Platform (Platform) for the City of San Diego (City); and

WHEREAS, the Platform defines the City's policy guidelines and provides a means to  
protect and advance the City's interests on priority issues, legislative and regulatory matters on  
the federal and state level, and, to a degree, on legislative and regulatory matters at the regional  
and local levels; and

WHEREAS, the Platform includes priorities in support of public safety on both a state  
and federal level (Platform Focus 5); and

WHEREAS, recently introduced federal legislation, S.1593 (Harris-Paul), the Pretrial  
Integrity and Safety Act, would encourage states with money bail systems like California's  
current system to institute changes to their systems, through the use of grants and other federal  
tools; and

WHEREAS, according to data from the U.S. Bureau of Justice Statistics, 1 in 3 black  
men and 1 in 6 Hispanic men nationwide will be incarcerated in their lifetimes; and

WHEREAS, under article I, section 12 of the California Constitution, an individual  
arrested and charged with a crime must be granted release on bail, except in certain  
circumstances, for example, when facts are evident, or the presumption is great that the  
individual being held committed certain violent crimes, or the individual is a flight risk; and

WHEREAS, studies from Human Rights Watch, a non-profit and non-governmental organization, found that over 63 percent of people detained in California county jails have not been sentenced, but are serving time incarcerated, often due to their inability to post bail, which in California is \$50,000 for a felony or five times higher than the national median; and

WHEREAS, the current wealth-based bail system results in individuals who can safely be released from custody instead being held at government expense until their case is adjudicated and has significant and long-lasting impacts on the outcomes of people's cases, their economic security, well-being and health; and

WHEREAS, according to the California Budget and Policy Center, nationally, incarceration is a more-costly tool than supervised release with taxpayers paying over \$14 billion dollars a year to keep people in jail while they wait for their initial court hearing; and

WHEREAS, S.1593 (Harris-Paul), the Pretrial Integrity and Safety Act authorizes a \$10 million grant over a three-year period and sets forth principles governing those grants to incentivize and encourage states to replace the practice of money bail; and

WHEREAS, this bill further authorizes an additional \$5 million over three years to the Bureau of Justice Statistics to implement a National Pretrial Reporting Program, which provides for data collection on the processing of defendants; and

WHEREAS, this bill requires that an annual report to the Department of Justice be made that provides for transparency and accountability for these grant programs; and

WHEREAS, City residents are affected by California's money bail system and therefore experience the inequities and disparities that have brought about the federal legislation to encourage states to replace the money bail system; and

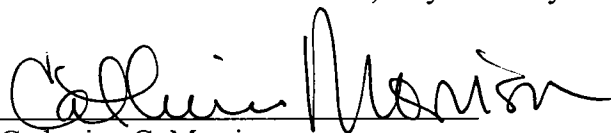
WHEREAS, the City Council finds that S.1593 (Harris-Paul) would significantly assist California's efforts to reform California's money bail system; and

WHEREAS, the Pretrial Justice Institute estimates that bail reform could result in roughly \$78 billion in savings in a year and provide for a more effective, efficient, safer, and equal criminal justice system; and

NOW, THEREFORE, BE IT RESOLVED that the City stands publicly in support of S.1593 (Harris-Paul), the Pretrial Integrity and Safety Act, which would support California in reforming or replacing its money bail system.

BE IT FURTHER RESOLVED, that the City Clerk is directed to send a copy of this resolution to the President of the United States and the Honorable Members of the 115th Congress of the United States who represent the San Diego region, urging passage of S.1593.

APPROVED: MARA W. ELLIOTT, City Attorney

By   
Catherine C. Morrison  
Deputy City Attorney

CCM:jvg  
July 23, 2018  
Or.Dept: Council District 4 and Council District 3  
Doc. No.: 1798410

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUL 30 2018

ELIZABETH S. MALAND  
City Clerk

By *Linda Bryin*  
Deputy City Clerk

Approved: 8-14-18  
(date)

*Kevin L. Faulconer*  
KEVIN L. FAULCONER, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on JUL 30 2018, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Barbara Bry	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Ward	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Myrtle Cole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Cate	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Alvarez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Georgette Gomez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage AUG 14 2018

(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

KEVIN L. FAULCONER  
Mayor of The City of San Diego, California.

ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.



By Ginda Bruin, Deputy

Office of the City Clerk, San Diego, California  
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