

5/16/02

FILE NO. 020566RESOLUTION NO. 351-02

1 [Authorizing the Public Defender's Office to accept and expend a grant in the amount of
2 \$160,000 from the Governor's Office of Criminal Justice planning to help indigent inmates file
3 motions to establish their innocence.]

4 **Resolution authorizing the Public Defender's Office to accept and expend a grant in the**
5 **amount of \$160,000 from the Governor's Office of Criminal Justice planning to help**
6 **indigent inmates file motions to establish their innocence.**

7
8 WHEREAS, The Public Defender's Office, with information from the District Attorney's
9 Office, estimates that there are at least 372 sexual-assault cases of indigent inmates from
10 San Francisco County where biological evidence exists, and even more non-sexual-assault
11 and sexual-assault homicide cases of such inmates where biological evidence exists; and

12 WHEREAS, legal resources to assist indigent inmates attempting to file motions to
13 establish their innocence through the use of DNA testing are lacking; and,

14 WHEREAS, the labor-intensive process of identifying a case with biological evidence
15 and determining whether that case is viable for motion under Penal Code §1405 [motion for
16 DNA testing] is burdensome and not specifically funded by the City and County of San
17 Francisco; and,

18 WHEREAS, The grant budget includes a provision for indirect costs of \$1,600; now,
19 therefore, be it

20 RESOLVED, That the Board of Supervisors hereby authorizes the Public Defender to
21 accept and expend a grant of \$160,000 from the Governor's Office of Criminal Justice
22 Planning to provide legal resources to help indigent inmates file motions to establish their
23 innocence through the use of DNA testing; and, be it

24 FURTHER RESOLVED, That the Public Defender is hereby authorized and
25 empowered to execute, deliver and perform, in the name of the City and County of San

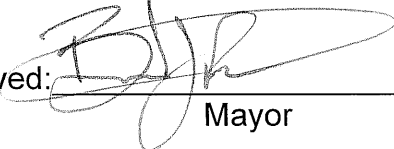
**Supervisor Maxwell **

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1 Francisco, all applications, contracts, agreements, amendments and payment requests
2 necessary for the purpose of securing such grant funds and to implement and carry out the
3 purposes specified in the applicable grant application; and, be it

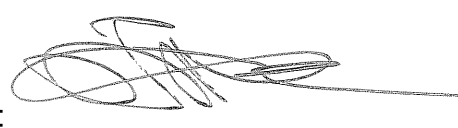
4 FURTHER RESOLVED, That the Attorney, Civil and Criminal position shall be
5 designated as a grant "G" funded position and the authorization for this position
6 shall terminate when the grant expires.

7 Recommended:

8 Approved: 

9 Mayor

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11 Public Defender

12 Approved: 

13 Controller 

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**Supervisor Maxwell **

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3/25/02



City and County of San Francisco

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

Tails Resolution

File Number: 020566

Date Passed:

Resolution authorizing the Public Defender's Office to accept and expend a grant in the amount of \$160,000 from the Governor's Office of Criminal Justice planning to help indigent inmates file motions to establish their innocence.

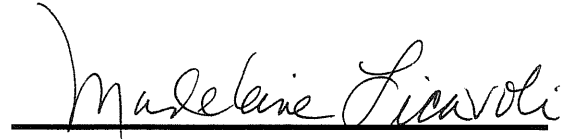
April 15, 2002 Board of Supervisors — REFERRED: Health and Human Services Committee

May 28, 2002 Board of Supervisors — ADOPTED

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick,
Newsom, Peskin, Sandoval, Yee

File No. 020566

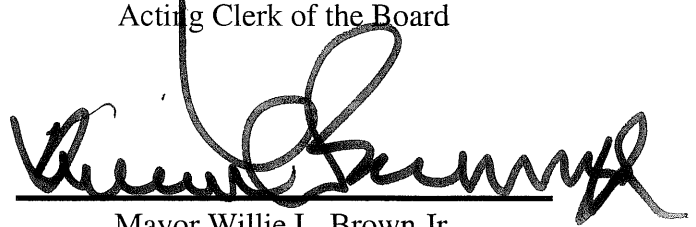
I hereby certify that the foregoing Resolution was ADOPTED on May 28, 2002 by the Board of Supervisors of the City and County of San Francisco.



Madeleine Licavoli
Acting Clerk of the Board

JUN 07 2002

Date Approved



Mayor Willie L. Brown Jr.