

COUNTY OF SAN DIEGO, CALIFORNIA
BOARD OF SUPERVISORS POLICY

Subject

Response to Grand Jury Reports

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Purpose

1. To provide for Board of Supervisors written response to Final Grand Jury Reports including comments on specific recommendations, findings and observations.
2. To provide a process for staff review of Final Grand Jury Reports and the preparation of a proposed response for consideration by the Board of Supervisors.

Background

California Penal Code section 933 (c) provides that no later than 90 days after the Grand Jury submits any final report the Board of Supervisors shall comment on the findings and recommendations that pertain to County government matters. Because the Grand Jury issues final reports on matters of significance to the citizenry and to County government throughout the fiscal year, it is in the public interest to establish by policy a process for the regular review of all Grand Jury reports containing recommendations addressed to the County of San Diego and for the formal response by the Board to these reports.

Policy

It is the policy of the Board of Supervisors that:

1. Pursuant to Penal Code section 933.05 (f), when the Grand Jury plans to issue a Final Report that pertains to County government matters, it shall be provided to the Chief Administrative Officer in draft form two (2) business days prior to its release to the public. The Chief Administrative Officer will review the report and determine if comments on the report should be submitted. If so, those comments will be submitted by the CAO to the Grand Jury within the two (2) business day comment period.
2. Once a Grand Jury releases a Final Report to the public, the Chief Administrative Officer, in conjunction with those offices/departments concerned, shall prepare a proposed written response from the Board to the Grand Jury for the Board's consideration and action.
3. The Chief Administrative Officer shall docket the proposed written response with the Board in sufficient time to assure that (subject to delays that cannot be anticipated) the Board may act on it and have it submitted to the Grand Jury no more than 90 calendar days after public release of the report.

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4. A proposed response to a Final Grand Jury report shall be docketed for the Board of Supervisors to consider at a regularly-scheduled public Board meeting. A copy of the Board of Supervisors' agenda will be sent to the Grand Jury Foreman so the Grand Jury will know when the Board is scheduled to consider and approve a response to the report.
5. Once approved by the Board of Supervisors, the response is submitted to the Presiding Judge of the Superior Court. Copies of the response are filed with the Clerk of the Board of Supervisors, the County Clerk and the currently impaneled Grand Jury.

Sunset Date

This policy will be reviewed for continuance by 12-31-23.

Board Action

9-23-75 (72)

7-5-78 (31)

10-30-84 (86)

9-27-88 (60)

11-7-95 (34)

5-16-06 (16)

12-09-08 (33)

09-15-09 (16)

10-18-16 (15)

CAO Reference

1. Chief Administrative Office