File No. 120378

Committee Item No. 1
Board Item No. 20

COMMITTEE/BOARD OF SUPERVISORS

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Committee: Government Audit and Oversight **Date** May 24, 2012

Board of Supervisors Meeting **Date** June 5, 2012

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Completed by: Alisa Miller **Date** May 18, 2012
Completed by: Alisa Miller **Date** May 31, 2012

An asterisked item represents the cover sheet to a document that exceeds 25 pages.
The complete document can be found in the file.

[Administrative Code - Establishing a Lesbian, Gay, Bisexual, and Transgender Seniors Task Force]

Ordinance amending the San Francisco Administrative Code, Chapter 5, Article XII, by adding Sections 5.110 through 5.115, to establish a Lesbian, Gay, Bisexual, and Transgender Seniors Task Force and establish its powers and duties.

NOTE: Additions are *single-underline italics Times New Roman*; deletions are ~~*strike-through italics Times New Roman*~~. Board amendment additions are double-underlined; Board amendment deletions are ~~strikethrough normal~~.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Findings.

(a) Demographics and research on the numbers, conditions and needs of lesbian, gay, bisexual and transgender ("LGBT") aging adults and seniors is minimal and therefore little is actually known about this segment of the San Francisco population.

(b) The research that is available shows alarming areas of disparity in housing, government and social support, medical and mental health, and other factors compared to heterosexual counterparts; in particular, studies have shown an almost universal fear of being out in senior facilities due to perceived intolerance and ignorance on the part of staff and other seniors.

(c) Various advisory bodies in San Francisco have studied issues relating to LGBT seniors and have recommended systemic policies to implement city-wide change in the specific areas of housing, health and social services, legal status and equity, research and demographics, and community within community.

(d) While some of the recommendations have been implemented, many of them have not.

Section 2. The San Francisco Administrative Code is hereby amended by adding Article XII of Chapter 5, Sections 5.110 through 5.115, to read as follows:

SEC. 5.110. CREATION OF TASK FORCE.

The Board of Supervisors hereby establishes a Lesbian, Gay, Bisexual and Transgender ("LGBT") Seniors Task Force ("the Task Force") for the City and County of San Francisco.

SEC. 5.111. PURPOSE.

The Task Force shall advise the Board of Supervisors on matters relating to the needs and concerns of senior members of the LGBT community.

SEC. 5.112. MEMBERSHIP.

(a) The Task Force shall consist of ~~11~~15 members, appointed by the Board of Supervisors. Members shall include LGBT seniors and aging adults, and people with expertise or experience working on issues affecting LGBT seniors. Appointments shall reflect the diversity of the seniors LGBT community, including race, ethnicity, religion, gender identity, socio economic status, disability (including HIV/AIDS status), and other relevant characteristics.

(b) All members of the Task Force shall be residents of the City and County, in accordance with Section 4.101 of the Charter. The Board of Supervisors may waive the residency requirement if it finds that a resident of the City and County with specific experience, skills or qualifications willing to serve could not be located within the City and County.

SEC. 5.113. ORGANIZATION AND TERMS OF OFFICE.

(a) Members of the Task Force shall serve for the life of the Task Force; provided, however, that the Board of Supervisors may remove any member of the Task Force at any time.

(b) In the event a vacancy occurs during the term of office of any member, the Board of Supervisors shall appoint a successor for the unexpired term of the office vacated.

(c) The Task Force shall elect its own officers and shall establish rules for its own organization and procedures. The Task Force shall meet when necessary as determined by the Task Force; provided, however, that the Task Force shall hold a regular meeting not less than once every month. Except as provided by law, all meetings of the Task Force shall be open to the public.

(d) Services of the members of the Task Force shall be voluntary and members will serve without compensation. Any member who misses two regularly-scheduled meetings of the Task Force within a six-month period without the express approval of the Task Force at a regularly-scheduled meeting will be deemed to have resigned from the Task Force.

(e) The Department of Aging and Adult Services shall provide administrative support to the Task Force. All City departments, commissions, boards and agencies shall cooperate with the Task Force in conducting its business.

SEC. 5.114. POWERS AND DUTIES OF THE TASK FORCE.

(a) The Task Force may hold hearings and take testimony regarding LGBT senior issues and related matters.

(b) The Task Force may create subcommittees as necessary; provided, however that the Task Force shall establish working groups on: housing; health and social services; legal status and equity; research and demographics; and community-within-community. The working groups shall reach out to and invite other members of the community and experts who can help with the work of the Task Force to participate with the working groups in an advisory role, including the special committee of the

Advisory Council on Human Rights for LGBT issues established under Administrative Code Section 12A.6(c).

(c) The Task Force shall review, update and create implementation plans for recommendations in existing reports including, without limitation, the 2003 HRC Report on LGBT Seniors, the 2010 Ryan White HIV Care Council Report on HIV and Aging, and the 2011 Report of the SRO Task Force.

(d) No later than 15 months after its first meeting, the Task Force shall create a written report and transmit that report to the Board of Supervisors. The report shall include action plans for implementation of recommendations, timelines for implementation, estimated costs, and potential funding sources plus additional information to facilitate implementation.

SEC. 5.115. SUNSET PROVISION.

This Article shall expire by operation of law, and the LGBT Senior Task Force shall terminate, eighteen months after the first meeting of the Task Force. After that date, the City Attorney shall cause this Article to be removed from the Administrative Code.

Section 3. Effective Date. This ordinance shall become effective 30 days from the date of passage.

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Section 4. This section is uncodified. In enacting this Ordinance, the Board intends to amend only those words, phrases, paragraphs, subsections, sections, articles, numbers, punctuation, charts, diagrams, or any other constituent part of the Administrative Code that are explicitly shown in this legislation as additions, deletions, Board amendment additions, and Board amendment deletions in accordance with the "Note" that appears under the official title of the legislation.

APPROVED AS TO FORM:
DENNIS J. HERRERA, City Attorney

By: _____
THOMAS J. OWEN
Deputy City Attorney

FILE NO. 120378

REVISED LEGISLATIVE DIGEST

(5/24/2012, Amended in Committee)

[Administrative Code - Establishing a Lesbian, Gay, Bisexual, and Transgender Seniors Task Force]

Ordinance amending the San Francisco Administrative Code, Chapter 5, Article XII, by adding Sections 5.110 through 5.115, to establish a Lesbian, Gay, Bisexual, and Transgender Seniors Task Force and establish its powers and duties.

Existing Law

The City currently does not have a body charged with studying the needs of lesbian, gay, bisexual and transgender ("LGBT") aging adults and seniors.

Amendments to Current Law

The proposal would amend the Administrative Code to create a Lesbian, Gay, Bisexual and Transgender ("LGBT") Seniors Task Force ("the Task Force") to advise the Board of Supervisors on matters relating to the needs and concerns of senior members of the LGBT community.

The Task Force would have 15 members, appointed by the Board of Supervisors, from among LGBT seniors and aging adults and people with expertise or experience working on issues affecting LGBT seniors. Members of the Task Force would serve at the pleasure of the Board.

The Task Force would hold hearings on LGBT senior issues and related matters. It would include working groups on: housing; health and social services; legal status and equity; research and demographics; and community-within-community. The Task Force would hold a regular meeting not less than once every month.

The Task Force would specifically be charged with reviewing, updating and creating implementation plans for recommendations in existing reports, including the 2003 HRC Report on LGBT Seniors, the 2010 Ryan White HIV Care Council Report on HIV and Aging, and the 2011 Report of the SRO Task Force. Fifteen months after its first meeting, the Task Force would prepare a written report and submit it to the Board of Supervisors. The report would include action plans and timelines for implementation of recommendations, as well as cost estimates for implementation and potential funding sources to meet those costs.

The Department of Aging and Adult Services would provide administrative support to the Task Force. The ordinance would expire by operation of law, and the LGBT Senior Task Force would terminate, eighteen months after the first meeting of the Task Force.