

1 [Board approval of Department of Public Health budget eliminating or reducing medical
2 services – public notice.]

3 **Motion directing the Clerk of the Board of Supervisors to take specified actions to**
4 **facilitate public notice of budgetary decisions by the Board of Supervisors causing the**
5 **closure of, or affecting the level of medical service provided at, health care facilities of**
6 **the City and County of San Francisco.**
7

8 WHEREAS, California Health & Safety Code Section 1442.5(a) provides that before
9 closing, or eliminating or reducing the level of medical services provided by, a county facility,
10 the Board of Supervisors shall provide public notice, including notice posted at the entrance to
11 all county health care facilities, of public hearings to be held by the Board prior to its decision
12 to proceed; and,

13 WHEREAS, California Health & Safety Code Section 1442.5(a) provides that such
14 public notice shall be posted not less than 14 days prior to the public hearings; and,

15 WHEREAS, California Health & Safety Code Section 1442.5(a) provides that such
16 notice shall contain a list of the proposed reductions or changes, by facility and service, and
17 shall include the amount and type of each proposed change, the expected change, the
18 expected savings, and the number of persons affected; and,

19 WHEREAS, The San Francisco Superior Court has stated its intent to issue an
20 alternative writ of mandate directing the Board of Supervisors to refrain from adopting or
21 amending any budget with respect to San Francisco General Hospital which has the effect of
22 eliminating or reducing the level of medical services provided at that hospital without a noticed
23 public hearing as required by California Health & Safety Code Section 1442.5(a), or to show
24 cause why the Board should not be required to do so; and,
25

1 WHEREAS, The Board of Supervisors has determined to comply with said alternative
2 writ of mandate; now, therefore, be it

3 MOVED, That the Board of Supervisors hereby directs the Clerk of the Board of
4 Supervisors to request that the Department of Public Health perform the following actions at
5 the time any proposed final budget for the Department of Public Health is submitted to the
6 Board of Supervisors which, if adopted, would have the effect of closing or eliminating or
7 reducing the level of medical services provided at any health care facility of the City and
8 County of San Francisco, under California Health & Safety Code Section 1442.5(a):

9 1. Inform the Clerk of the Board of Supervisors that the proposed budget would
10 have such an affect if adopted.

11 2. Prepare written public notice, in compliance with the requirements of California
12 Health & Safety Code Section 1442.5(a), stating the date, time, and location at which the
13 Board of Supervisors shall hold a public hearing on that proposed budget, which date, time,
14 and location shall be provided to the Department of Public Health by the Clerk of the Board of
15 Supervisors.

16 3. Post such written public notice at the entrance to all health care facilities of the
17 City and County of San Francisco at least 14 days prior to such a Board of Supervisors
18 hearing.

19 4. Provide a copy of such written public notice to the Clerk of the Board of
20 Supervisors; and, be it

21 FURTHER MOVED, That the Board of Supervisors hereby directs the Clerk of the
22 Board of Supervisors to schedule such a Board of Supervisors public hearing to occur not less
23 than 14 days after receipt of a copy of such written public notice from the Department of
24 Public Health.

25