

BOARD of SUPERVISORS



City Hall
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MEMORANDUM

TO: Ben Rosenfield, City Controller, Office of the Controller
Nicole Elliott, Liaison to the Board of Supervisors, Mayor's Office
Joanne Hayes-White, Fire Chief, Fire Department
Trent Rhorer, Executive Director, Human Services Agency

FROM: Erica Major, Assistant Committee Clerk, Government Audit and Oversight
Committee, Board of Supervisors

DATE: April 12, 2016

SUBJECT: LEGISLATION INTRODUCED

The Board of Supervisors' Government Audit and Oversight Committee has received the following proposed legislation, introduced by Supervisor Breed on April 5, 2016:

File No. 160319

Ordinance amending the Administrative Code to establish the Human Services Fire Victims Assistance Fund.

If you have any comments or reports to be included with the file, please forward them to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

c:
Todd Rydstrom, Office of the Controller
Peg Stevenson, Office of the Controller
Kelly Alves, Fire Department

1 [Administrative Code - Human Services Fire Victims Assistance Fund]

2

3 **Ordinance amending the Administrative Code to establish the Human Services Fire**
4 **Victims Assistance Fund.**

5 NOTE: **Unchanged Code text and uncodified text** are in plain Arial font.
6 **Additions to Codes** are in *single-underline italics Times New Roman font*.
7 **Deletions to Codes** are in ~~*strikethrough italics Times New Roman font*~~.
8 **Board amendment additions** are in double-underlined Arial font.
9 **Board amendment deletions** are in ~~strikethrough Arial font~~.
10 **Asterisks (* * * *)** indicate the omission of unchanged Code
11 subsections or parts of tables.

9

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

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12 Section 1. Findings.

13 (a) Dozens of residents are impacted by fire each year in San Francisco. In addition to
14 losing their belongings, fire victims often lose their homes. Given the skyrocketing rents in the
15 City, low and middle income fire victims are acutely vulnerable to being priced out of San
16 Francisco after a fire.

17 (b) The Department of Human Services currently has some funds in its budget that are
18 used for limited term housing subsidies for displaced fire victims who earn below 35% of the
19 Area Median Income (AMI), but there are no benefits for victims earning over 35% of the AMI,
20 and neither the Department nor the City has a dedicated, permanent fund for assisting fire
21 victims.

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1 Section 2. The Administrative Code is hereby amended by adding Section 10.100-78,
2 to read as follows:

3 **SEC. 10.100-78. HUMAN SERVICES FIRE VICTIMS ASSISTANCE FUND.**

4 (a) Establishment of Fund. The San Francisco Fire Victims Assistance Fund (the "Fund") is
5 established as a category six fund to receive any monies appropriated or donated for the purpose of
6 assisting victims of housing fires as set forth in this Section 10.100-78. Donations to the Fund are
7 deemed approved for acceptance and expenditure.

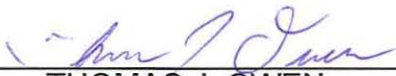
8 (b) Use of Fund. Monies in the fund shall be used exclusively by the Executive Director of the
9 Human Services Agency or his or her designee (the "Director") to provide financial assistance to
10 persons who have been displaced from their homes by fire in the past three months. The Director may
11 make payments from the Fund to persons so qualified and earning up to 100% of the Area Median
12 Income. Total payments from the Fund to any one person in connection with a single incident shall not
13 exceed \$10,000. Payments from the Fund are entirely in the Director's lawful discretion and there is in
14 no circumstance a right to a payment.

15 (c) Administration of Fund. The Director shall submit an annual written report to the Board of
16 Supervisors and the Controller within the first two weeks of July showing donations received, the
17 nature and amount of such donations, and the disposition thereof, together with a description of the
18 individual payments made from the Fund.

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20 Section 3. Effective Date. This ordinance shall become effective 30 days after
21 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the
22 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board
23 of Supervisors overrides the Mayor's veto of the ordinance.

1 Section 4. Undertaking for the General Welfare. In enacting and implementing this
2 ordinance, the City is assuming an undertaking only to promote the general welfare. It is not
3 assuming, nor is it imposing on its officers and employees, an obligation for breach of which it is
4 liable in money damages to any person who claims that such breach proximately caused injury.
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7 APPROVED AS TO FORM:
8 DENNIS J. HERRERA, City Attorney

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10 By: 
11 THOMAS J. OWEN
12 Deputy City Attorney

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