

**LEGISLATIVE DIGEST**

(Amended 2/13/2023)

[Administrative, Business and Tax Regulations Codes - Homelessness Oversight Commission and Related City Bodies]

**Ordinance amending the Administrative Code and Business and Tax Regulations Code as required by Proposition C, adopted at the November 8, 2022 election, to provide that the Homelessness Oversight Commission (“Commission”) appoint all members of the Local Homeless Coordinating Board (“Coordinating Board”); that the Coordinating Board’s sole duties are to serve as the governing body required to participate in the federal Continuum of Care program and to advise the Commission on issues relating to the Continuum of Care; that the Shelter Monitoring Committee (“Monitoring Committee”) advise the Commission in lieu of the Coordinating Board; that the Our City, Our Home Oversight Committee (“Oversight Committee”) advise and make recommendations to the Commission and the Health Commission; and that the Oversight Committee inform the Department of Homelessness and Supportive Housing’s strategic planning process; and make further amendments not required by Proposition C to increase the number of seats on the Coordinating Board from nine to eleven; decrease the number of seats on the Monitoring Committee from twelve to thirteen; align the Coordinating Board’s member qualifications with Continuum of Care requirements; prohibit members of the Coordinating Board, the Monitoring Committee, and the Shelter Grievance Advisory Committee (“Grievance Committee”) from serving on other City bodies related to homelessness; provide that the Commission appoint members of the Grievance Committee and the Monitoring Committee; require the Director of the Department of Homelessness and Supportive Housing (“Department”) attend Commission meetings and provide administrative support to the Commission and the Monitoring Committee; remove the Mayor’s sole authority to appoint and remove the Director of the Department; require the Department to report to the Commission in lieu of the Coordinating Board for the Mayor’s Fund for the Homeless and the Navigation Partnerships Fund; and require that the Grievance Committee and the Monitoring Committee provide reports to the Commission.**

Existing Law

Currently, the Mayor, Board of Supervisors, and the Controller appoint all members of the Local Homeless Coordinating Board (“Coordinating Board”), which currently consists of nine members. In addition to serving as the governing body of the federal Continuum of Care program, pursuant to 24 C.F.R. Part 578, the Coordinating Board advises the Department of Homelessness and Supportive Housing (“Department”) on homeless policy and budget allocations.

The Director of the Department is currently appointed by the Mayor and serves at the pleasure of the Mayor. The Director or the Director's designee attends meeting of the Coordinating Board. The Shelter Grievance Advisory Committee ("Grievance Committee") is currently appointed by the Coordinating Board. And, the Our City, Our Home Oversight Committee makes recommendations to the Mayor and the Board of Supervisors.

The Shelter Monitoring Committee ("Monitoring Committee") currently issues reports to the Mayor, Board of Supervisors, the Coordinating Board, appropriate City departments, the relevant shelter, and the public. The committee also currently consists of 13 members appointed by the Board of Supervisors, the Mayor, and the Coordinating Board. The Department of Public Health provides administrative support and staffing for the Monitoring Committee and the chair of the committee attends meetings of the Coordinating Board.

#### Amendments to Current Law

On November 8, 2022, the voters approved Proposition C, which established the Homelessness Oversight Commission ("Commission") to oversee the Department. One subsection of Proposition C, codified in Charter Section 4.133(h), requires the City to enact an ordinance to amend various provisions of the Administrative and Business and Tax Regulations Codes to reflect changes to the duties, methods of appointment, and reporting structures of several City bodies that advise on issues relating to homelessness. The intent of this ordinance is to comply with the requirement set forth in Charter Section 4.133(h).

This ordinance would also make changes that are not required by Proposition C. These changes include increasing the number of seats on the Coordinating Board from nine to eleven, revising the qualifications of members of the Coordinating Board to align with federal requirements, and staggering the terms of the members. The ordinance would also authorize the Coordinating Board to create subcommittees, and require the board to advise the Commission on the federal Continuum of Care. The ordinance would also prohibit members of the Coordinating Board, Monitoring Committee, and Grievance Committee from serving on other City bodies related to homelessness.

Because the Commission has all power and duties listed in Charter Section 4.102, including nomination and removal of a department head, the ordinance would remove the Mayor's sole authority to appoint and remove the Director of the Department. The ordinance would also require the Department to provide administrative support to the Commission and the Monitoring Committee, and require that the Director of the Department attend meetings of the Commission, rather than meetings of the Coordinating Board. The Department would also report to the Commission, rather than the Coordinating Board, regarding the Mayor's Fund for the Homeless and the Navigation Partnerships Fund.

The ordinance would also provide for the Commission to appoint all members of the Grievance Committee, other than the seat appointed by the Director of Health, modify the

FILE NO. 230125

composition of that committee, stagger the terms of the members, and require the committee to report to the Commission at least once a year.

The ordinance would decrease the number of seats on the Monitoring Committee from thirteen to twelve, provide for the Commission to appoint all members of the Monitoring Committee, and stagger the terms of the members. The ordinance would also require that committee to report to the Commission rather than the Board of Supervisors and the Mayor.

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