

ARTICLE XXXVII:
HOUSING CONSERVATORSHIP WORKING GROUP

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SEC. 5.37-1. ESTABLISHMENT OF WORKING GROUP.

There is hereby established the Housing Conservatorship Working Group (the “Working Group”) of the City and County of San Francisco.

(Added by Ord. [108-19](#), File No. 181042, App. 6/21/2019, Eff. 7/22/2019)

SEC. 5.37-2. MEMBERSHIP.

The Working Group shall be comprised of 12 members, appointed as follows:

- (a) Seats 1 and 2 shall be held by representatives of disability rights advocacy groups, appointed by the Mayor and the Board of Supervisors, respectively.
- (b) Seats 3 and 4 shall be held by representatives of labor unions, appointed by the Mayor and the Board of Supervisors, respectively.
- (c) Seats 5 and 6 shall be held by representatives of organizations providing direct services to homeless individuals or families, appointed by the Mayor and the Board of Supervisors, respectively.
- (d) Seat 7 shall be held by an employee of a hospital located in San Francisco with experience in mental health and substance use disorders, appointed by the Director of Health.
- (e) Seat 8 shall be held by an employee of the Behavioral Health Services program of the Department of Public Health, appointed by the Director of Health.
- (f) Seat 9 shall be held by an employee of the Department of Public Health, appointed by the Director of Health.
- (g) Seat 10 shall be held by an employee of the Human Services Agency, appointed by the Director of the Human Services Agency.
- (h) Seat 11 shall be held by an employee of the Department of Homelessness and Supportive Housing, appointed by the Director of the Department of Homelessness and Supportive Housing.
- (i) Seat 12 shall be held by an employee of the San Francisco Police Department, appointed by the Chief of Police.

(Added by Ord. [108-19](#), File No. 181042, App. 6/21/2019, Eff. 7/22/2019)

SEC. 5.37-3. ORGANIZATION AND TERMS OF OFFICE.

- (a) Members of the Working Group shall serve at the pleasure of their respective appointing authorities, and may be removed by the appointing authority at any time.
- (b) Appointing authorities shall make initial appointments to the Working Group by no later than 90 days after the effective date of this Article XXXVII.
- (c) The Working Group shall hold its inaugural meeting not more than 30 days after a quorum of the Working Group, defined as a majority of seats, has been appointed. Thereafter, the Working Group shall meet at least once every four months until the sunset date in Section [5.37-5](#).

(d) Members of the Working Group shall receive no compensation from the City, except that the members in Seats 8, 9, 10, 11, and 12 who are City employees may receive their respective City salaries for time spent working on the Working Group.

(e) Any member who misses three regular meetings of the Working Group within any 12-month period without the express approval of the Working Group at or before each missed meeting shall be deemed to have resigned from the Working Group 10 days after the third unapproved absence. The Working Group shall inform the appointing authority of any such resignation.

(f) The Department of Public Health shall provide administrative and clerical support for the Working Group, and the Controller's Office shall provide technical support and policy analysis for the Working Group upon request. All City officials and agencies shall cooperate with the Working Group in the performance of its functions.

(Added by Ord. [108-19](#), File No. 181042, App. 6/21/2019, Eff. 7/22/2019)

📖 SEC. 5.37-4. DUTIES.

(a) The Working Group shall conduct an evaluation of the effectiveness of the implementation of Chapter 5 (commencing with Section 5450) of the California Welfare and Institutions Code ("Chapter 5") in addressing the needs of persons with serious mental illness and substance use disorders in the City. The evaluation shall include: 1) an assessment of the number and status of persons who have been recommended for a Housing Conservatorship, evaluated for eligibility for a Housing Conservatorship, and/or conserved under Chapter 5; 2) the effectiveness of these conservatorships in addressing the short- and long-term needs of those persons, including a description of the services they received; 3) the impact of conservatorships established pursuant to Chapter 5 on existing conservatorships established pursuant to Division 4 (commencing with Section 1400) of the California Probate Code or Chapter 3 (commencing with Section 5350) of the California Welfare and Institutions Code, and on mental health programs provided by the City; 4) the number of detentions for evaluation and treatment under Section 5150 of the California Welfare and Institutions Code that occurred in San Francisco during the evaluation period, broken down by the type of authorized person who performed the detention (e.g., peace officer or designated member of a mobile crisis team); and 5) where a detention for evaluation and treatment under Section 5150 was performed by a peace officer, an explanation as to why the peace officer was the appropriate person to perform the detention.

(b) The Working Group shall prepare and submit reports to the Mayor, the Board of Supervisors, and the Legislature on its findings and recommendations regarding the implementation of Chapter 5.

(1) **Reports to the Mayor and Board of Supervisors.** The Working Group shall submit its first report to the Mayor and the Board of Supervisors by no later than six months after the effective date of the ordinance in Board File No. 181042 establishing Division IV of [Article 41](#) of the Health Code, and annually thereafter.

(2) **Reports to the Legislature.** A preliminary report shall be submitted to the Legislature by no later than January 1, 2021, in compliance with Section 9795 of the California Government Code. A final report shall be submitted to the Legislature by no later than January 1, 2023, in compliance with Section 9795 of the California Government Code.

(Added by Ord. [108-19](#), File No. 181042, App. 6/21/2019, Eff. 7/22/2019)

📖 SEC. 5.37-5. SUNSET.

Unless the Board of Supervisors by ordinance extends the term of the Working Group, this Article XXXVII shall expire by operation of law, and the Working Group shall terminate, on

December 31, 2023. In that event, after that date, the City Attorney shall cause this Article XXXVII to be removed from the Administrative Code.