

**LEGISLATIVE DIGEST**  
*(Substituted November 3, 2015)*

[Administrative Code - Prevailing Wages for Broadcast Services on City Property]

**Ordinance amending the Administrative Code to require that prevailing wages be paid for broadcast services work on City property.**

Existing Law

In addition to prevailing wage requirements governing public works projects, several City ordinances require the payment of prevailing wages for certain types of work connected with City property, including, among others, janitorial services, parking garage attendant services, theatrical workers services, moving services, and trade show work. See S.F. Admin. Code §§ 21C.1-21C.8. There is no prevailing wage ordinance governing broadcast services work on City property.

Amendments to Current Law

The ordinance would require the payment of prevailing wages for “Broadcast Services” when a contract, lease, franchise, permit, or other agreement for the use of City-owned property is involved. The ordinance defines such work as “the electronic capture and live transmission on-site of video, digital, and/or audio content for Commercial Purposes through the use of a remote production or satellite truck on-site.” It defines “Commercial Purposes” as “an operation for profit” and does not include instances where the capture and transmission of video, digital, and/or audio content is performed by or on behalf of a governmental entity.

The ordinance exempts the following types of events or activities from the prevailing wage requirement for Broadcast Services on City property:

- (1) Any event where the set-up, the event itself, and the take-down is cumulatively less than 25 hours.
- (2) Weddings, except where the Broadcast Services is performed for a Commercial Purpose.
- (3) Film production subject to Chapter 57 of the Administrative Code (Film Commission), unless the film production involves Broadcast Services.
- (4) A street fair, block party, parade, or festival, or any celebration directly associated with such street fair, block party, parade, or festival, or any other expressive activity such as a protest, demonstration, or similar public assembly, that is free and open to the public and does not have as a primary purpose the advertising or promotion of a commercial product or commercial service.

- (5) In any circumstances where video and/or audio content is being captured solely for personal use.
- (6) A concert in a public park to which the public has free access.
- (7) Any event sponsored by a nonprofit entity where the primary purpose of the event is fundraising for that nonprofit entity and/or other nonprofit entities, unless the event is a collegiate sporting event or a professional sporting event.
- (8) Work that is covered by a collective bargaining agreement.
- (9) Any event sponsored by a primary or secondary educational institution.

### Background

This legislation was originally introduced on September 8, 2015 and included prevailing wage requirements for the loading and unloading of commercial vehicles at special events on City property. The provisions pertaining to loading and unloading of commercial vehicles have been removed from this version.

n:\legana\as2015\1500857\01052121.doc