

FILE NO. 00-0068

ORDINANCE NO. 38-00

1 [Tobacco Settlement Revenue Account]

2 ADDING SECTION 10.117-90 TO CHAPTER 10, ARTICLE XIII, OF THE SAN FRANCISCO  
3 ADMINISTRATIVE CODE ESTABLISHING THE TOBACCO SETTLEMENT REVENUE  
4 ACCOUNT.

5 Note: This entire chapter is new.

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

7 Section 1. Article XIII of Chapter 10 of the San Francisco Administrative Code is  
8 hereby amended by adding Section 10.117-90, to read as follows:

9 **TOBACCO SETTLEMENT REVENUE ACCOUNT. (a) Establishment and Purpose of**  
10 **Account.** There is hereby established a special account in the Treasury of the City and  
11 County of San Francisco to be known as the Tobacco Settlement Revenue Account  
12 (referred to hereafter as the "Account").

13 (b) **Deposit of Monies Into the Account; Segregated Sub-accounts Within**  
14 **Account.** (i) The first \$1,000,000 of monies received by the City and County of  
15 San Francisco in each fiscal year pursuant to that certain Master Settlement Agreement  
16 dated November 16, 1998 (the "Agreement") shall be deposited into the Treasury of the  
17 City and County of San Francisco and credited to the Account in a segregated sub-  
18 account known as the "Tobacco Education and Control Revenue Sub-account;" and  
19 (ii) any additional monies received by the City and County of San Francisco in each fiscal  
20 year pursuant to the Agreement shall be deposited into the Treasury of the City and  
21 County of San Francisco and credited to the Account in a segregated sub-account known  
22 as the "Tobacco Settlement Revenue Sub-account."

23 (c) **Use of Monies in Tobacco Education and Control Revenue Sub-**  
24 **account.** The use of monies deposited in the Tobacco Education and Control Revenue  
25 Sub-account pursuant to Subsection (b)(i) of this Chapter, and any and all interest earned

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1 thereon, shall be expended, subject to annual budgetary review and approval by the  
2 Board of Supervisors, solely, for tobacco education, prevention and control purposes.

3 (d) **Use of Monies in Tobacco Settlement Revenue Sub-account.** The use  
4 of monies deposited into the Tobacco Settlement Revenue Sub-account pursuant to  
5 Subsection (b)(ii) of this Chapter, and any and all interest earned thereon, shall be  
6 expended, subject to annual budgetary review and approval by the Board of Supervisors:

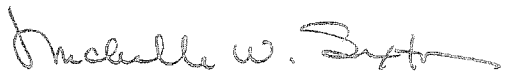
7 (i) for the payment of costs of acquisition, improvement, construction and/or  
8 reconstruction of a health care, assisted living and/or other type of continuing care facility  
9 or facilities to replace Laguna Honda Hospital (collectively, the "Project"); (ii), for the  
10 payment in any fiscal year of all principal, interest, premium and all other payments  
11 required pursuant to any documents authorizing any bonded debt or other evidences of  
12 indebtedness or lease financing issued, incurred, created by, or on behalf of, the City and  
13 County of San Francisco in connection with the acquisition, improvement, construction  
14 and/or reconstruction of the Project; and (iii), for transfer to the General Fund only after  
15 making provision for the requirements of (i) and (ii) above.

16 (e) The balance remaining in the Tobacco Settlement Revenue Account at the  
17 close of any fiscal year shall be deemed to have been appropriated for a specific purpose  
18 within the meaning of Section 9.113 of the Charter of the City and County of  
19 San Francisco and shall be carried forward and accumulated in said fund for the  
20 purposes cited herein.

21 APPROVED AS TO FORM:

22 LOUISE H. RENNE, City Attorney

23  
24 By:



25 Michelle W. Sexton  
Deputy City Attorney

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City and County of San Francisco

City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

Tails  
Ordinance

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**File Number:** 000068

**Date Passed:**

Ordinance amending Administrative Code by adding Section 10.117-90 establishing the Tobacco Settlement Revenue Account.

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February 22, 2000 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng,  
Yaki, Yee

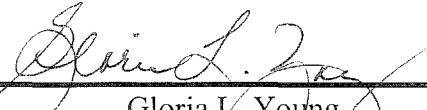
Absent: 1 - Katz

February 28, 2000 Board of Supervisors — FINALLY PASSED


Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom,  
Teng, Yaki, Yee

File No. 000068

I hereby certify that the foregoing Ordinance was FINALLY PASSED on February 28, 2000 by the Board of Supervisors of the City and County of San Francisco.

  
\_\_\_\_\_  
Gloria L. Young  
Clerk of the Board

MAR 1 0 2000  
\_\_\_\_\_  
Date Approved

  
\_\_\_\_\_  
Mayor Willie L. Brown Jr.