

1 [Health Code - License Fee for Cannabis Smoking Consumption Permit]

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3 **Ordinance amending the Health Code to impose an annual license fee of \$1,200 for a**
4 **Cannabis Smoking Consumption permit.**

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.

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

13 Section 1. The Health Code shall be amended by revising Section 8A.5, to read as
14 follows:

15 **SEC. 8A.5. PAYMENT OF ANNUAL LICENSE FEE.**

16 (a) The license fee for a Cannabis Consumption Permit shall be paid annually on or
17 before March 31, in accordance with the provisions of Section 76.1 of the Business and Tax
18 Regulations Code.

19 (b) The annual license fee for a “Prepackaged Cannabis Products - No Preparation”
20 Cannabis Consumption Permit shall be \$800.

21 (c) The annual license fee for a “Limited Preparation of Cannabis Products” Cannabis
22 Consumption Permit shall be \$1,000.

23 (d) The annual license fee for a “Cannabis Smoking” Cannabis Consumption Permit shall be
24 \$1,200.

25 (de) Beginning with fiscal year 2018-2019, the annual license fees set pursuant to this
Section 8A.5 may be adjusted each year on July 1, without further action by the Board of

1 Supervisors. Not later than April 1 of each year, the Controller shall determine whether the
2 current fees have produced or are projected to produce revenues sufficient to support the
3 costs of licensing-related activities, and that the fees will not produce revenue that is
4 significantly more than the costs of providing such services. The Controller shall, if
5 necessary, adjust the fees upward or downward for the upcoming fiscal year as appropriate to
6 ensure that the program recovers the costs of operation without producing revenue that is
7 significantly more than such costs. The adjusted rates shall become operative on July 1.

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9 Section 2. Scope of Ordinance.

10 (a) In enacting this ordinance, the Board of Supervisors intends to amend only those
11 words, phrases, paragraphs, subsections, sections, articles, numbers, punctuation marks,
12 charts, diagrams, or any other constituent parts of the Municipal Code that are explicitly
13 shown in this ordinance as additions, deletions, Board amendment additions, and Board
14 amendment deletions in accordance with the “Note” that appears under the official title of the
15 ordinance.

16 (b) For purposes of this Section 2, the text of Section 8A.5 of the Health Code is
17 considered to include the amendments to Section 8A.5 that are part of the ordinances in
18 Board File Nos. 171042 and 171153. In accordance with this Section 2, there is no intent for
19 this ordinance to amend the aforementioned ordinances except to the extent indicated in this
20 ordinance.

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22 Section 3. Effective and Operative Dates.

23 (a) This ordinance shall become effective 30 days after enactment. Enactment occurs
24 when the Mayor signs the ordinance, the Mayor returns the ordinance unsigned or does not
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1 sign the ordinance within ten days of receiving it, or the Board of Supervisors overrides the
2 Mayor's veto of the ordinance.

3 (b) This ordinance shall become operative either on its effective date or on the date
4 that both the ordinance in Board File No. 171042 and the ordinance in Board File No. 171153
5 have become operative, whichever is later.

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7 APPROVED AS TO FORM:
8 DENNIS J. HERRERA, City Attorney

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10 By: _____
11 ANNE PEARSON
12 Deputy City Attorney

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