

1 [CALM—In-Kind Assistance.]

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3 **Ordinance amending Administrative Code Sec. 20.106 to reflect the current grant**
 4 **amount and to provide in-kind shelter and meals to homeless applicants and**
 5 **recipients; amending Administrative Code Sec. 20.106.3 to value shelter and meals to**
 6 **homeless recipients as in-kind assistance; adding Administrative Code Sec. 20.125 to**
 7 **establish a baseline CALM budget; adding Administrative Code Sec. 20.126 to provide**
 8 **for an independent evaluation; adding Administrative Code Sec. 20.127 to provide that**
 9 **these amendments will sunset in two years; and adding Administrative Code Sec.**
 10 **20.128 to establish an operative date for these amendments of on or before January 1,**
 11 **2003.**

12 Note: Additions are *single-underline italics Times New Roman*;
 13 deletions are *strikethrough italics Times New Roman*.
 14 Board amendment additions are double underlined.
 Board amendment deletions are ~~strikethrough normal~~.

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

16 Section 1. The San Francisco Administrative Code is hereby amended by amending
 17 Section 20.106, to read as follows:

18 **SEC. 20.106. CALM PAYMENTS.**

19 (a) For each eligible individual or for each eligible family budget unit of two or
 20 more persons who qualify for assistance under the CALM Program, the maximum monthly
 21 payment amount which recipients shall receive is listed below.

22 MAXIMUM CALM PAYMENT ~~AMOUNT~~

23	Single Individual	\$345	<u>\$395</u>
24	Number of Eligible Persons in Same Family		
25	2 Persons	\$567	<u>\$649</u>

1	3 Persons	\$703	<u>\$804</u>
2	4 Persons	\$834	<u>\$955</u>
3	5 Persons	\$952	<u>\$1,089</u>
4	6 Persons	\$1,070	<u>\$1,223</u>
5	7 Persons	\$1,175	<u>\$1,343</u>
6	8 Persons	\$1,281	<u>\$1,464</u>
7	9 Persons	\$1,388	<u>\$1,586</u>
8	10 Persons	\$1,508	<u>\$1,723</u>

9 In the case of more than 10 persons in a family budget unit, an additional \$25
10 each month shall be paid for each additional person in the family budget unit. For family
11 budget units in which members receive cash payments from more than one federal, State or
12 County assistance program, except for SSI/SSP, the total aid payment shall consist of the
13 sum of each individual's proportionate share of the aid payment for a family budget unit of the
14 same size within each program to which each member is eligible.

15 (b) The maximum monthly CALM payment for which an applicant is eligible
16 shall be the maximum monthly CALM payment prorated as *of* the eligibility determination date,
17 minus any nonexempt cash available to the applicant during that calendar month, and minus
18 the fair market value of any nonexempt personal property available to the applicant during that
19 calendar month, *and minus the value of any in-kind housing, utilities and/or meals available or*
20 *provided to the applicant.* A rent payment, retroactive to the first of the month in which eligibility
21 is determined, may be authorized to prevent eviction from existing housing.

22 (c) The maximum monthly CALM payment for which a recipient is eligible
23 shall be the maximum CALM payment less any nonexempt cash received from sources other
24 than CALM which is available to the recipient during the month for which assistance is paid,
25 *and* less the fair market value of any nonexempt personal property which is, or will be,

1 available to the recipient during the month for which assistance is paid, and minus the value of
2 any in-kind housing, utilities and/or meals available or provided to the applicant.

3 (d) No CALM payment shall be issued for less than \$5.00.

4 (e) CALM may be provided in the form of vouchers, checks, two-party
5 checks, warrants, electronic benefit transfers, in-kind benefits, and/or through third party
6 contracts.

7 (f) CALM payments may be made payable only to the recipient or, upon the
8 recipient's written authorization, to the recipient and a designated co-payee, or to a
9 representative payee.

10 (g) CALM payments may be mailed directly to the recipient or to the
11 designated representative payee. CALM payments may be made by electronic benefit
12 transfer. CALM payments may be picked up at a location designated by the Department.
13 CALM payments shall not be mailed to a post office box, a mail receiving service, or to an
14 address outside the City and County of San Francisco, except upon specific authorization of
15 the Executive Director.

16 (h) The Maximum CALM Payment Amounts listed in Section 20.106(a) of this
17 Article shall be increased by any annual percentage cost of living increase to the Maximum
18 Aid Payment, and according to the same schedule, if such an increase is implemented by the
19 State of California in the TANF/CalWORKs program.

20 (i) Self-declared homeless applicants and recipients shall receive in-kind benefits or
21 vouchers for shelter, which includes utilities and meals. If in-kind benefits and/or vouchers are not
22 available, such applicants and recipients shall receive the income-in-kind value of shelter, utilities,
23 and/or meals, whichever is not available, in the form of an emergency warrant. Applicants and
24 recipients are required to provide a verifiable rent receipt, or verifiable documentation of shared
25 housing, or verifiable documentation of rent-free housing.

1 (j) A special allowance of up to \$50.00 per month shall be made available, in the
2 form of an emergency warrant, to any recipient when the income-in-kind value of housing, and/or
3 utilities, and/or meals provided to that recipient exceeds the maximum monthly payment for which that
4 recipient is eligible. If such income-in-kind value does not exceed the maximum monthly payment for
5 which that recipient is eligible, but allows for less than \$50.00 cash per month, that recipient shall
6 receive an amount, in the form of an emergency warrant, when added to the maximum monthly
7 payment for which that recipient is eligible that equals \$50.00 cash per month.

8 Section 2. The San Francisco Administrative Code is hereby amended by amending
9 Section 20.106.2, to read as follows:

10 **SEC. 20.106.2. HOUSING.**

11 (a) "Housing" shall include, but not be limited to, shelter, single occupancy
12 residential hotels, master lease rooms, transitional housing, supportive housing programs, residential
13 treatment facilities.

14 (b) There shall be no reduction in the CALM payment for which an
15 applicant/recipient is eligible receives because she/he shares housing with others who are not
16 members of the applicant's family budget unit as defined under this Article. All
17 applicants/recipients shall be required to present a verifiable rent receipt. If the applicant/recipient is
18 not the owner or prime lessee of the premises, a verifiable rent receipt signed by the owner or prime
19 lessee may provide evidence of the applicant's/recipient's place of residence and share of housing costs.

20 (c) When ~~Where~~ an applicant obtains rent-free housing, such housing shall be
21 valued according to Value of Income-in-Kind Chart set forth under Title 22 of the California
22 Code of Regulations, Section 50511 (the "Income-in-Kind Chart"), rather than at fair market
23 value. The value of the rent-free housing, which is presumed to include utilities, as determined
24 under the Income-in-Kind Chart, shall be deducted from the maximum monthly payment
25 amount. If the applicant or recipient receives rent-free housing, but pays for utilities, the applicant or

1 recipient must present a verifiable bill for utilities at that address, and a verifiable receipt for payment
2 of any portion of that utility bill.~~In addition, all applicants and recipients shall be required to present a~~
3 ~~verifiable rent receipt. If the applicant or recipient is not the owner or prime lessee of the premises, a~~
4 ~~verifiable rent receipt signed by the owner or prime lessee may provide evidence of the applicant's or~~
5 ~~recipient's place of residence and share of housing costs.~~

6 (db) Verified payments made directly to a housing provider on behalf of an
7 applicant or recipient for the entire amount of the rent and/or utilities, or rent-free housing, or
8 housing received in exchange for work, shall be assigned an in-kind value as specified by the
9 Income-in-Kind Chart and that value shall be deducted from the maximum monthly payment
10 to which that applicant or recipient is eligible.

11 (e) Shelter and/or meals provided to applicants and recipients who are unable to
12 provide a verifiable rent receipt, or verifiable documentation of shared housing, or verifiable
13 documentation of rent-free housing shall be valued as in-kind housing, utilities and/or meals as
14 specified by the Income-In-kind Chart, and that value shall be deducted from the maximum monthly
15 stipend for which that applicant or recipient is eligible.

16 (fe) Nothing in this Section shall be construed as requiring an otherwise
17 eligible applicant or recipient to accept housing in a facility which is either the subject of a
18 pending nuisance abatement proceeding before a duly authorized agency or department of
19 the City and County or before a court of competent jurisdiction, or which theretofore has been
20 found to be a public nuisance pursuant to any provision of any San Francisco Municipal Code
21 by a duly authorized agency or department of the City and County or by a court of competent
22 jurisdiction and which nuisance has not been abated.

23 Section 3. The San Francisco Administrative Code is hereby amended by adding
24 Section 20.125, to read as follows:
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1 **Sec. 20.125. Funding.** A baseline budget for the CALM Program shall be established using the
2 City and County of San Francisco FY 2002-2003 final appropriation. In subsequent fiscal years, this
3 baseline amount shall be appropriated to the Department of Human Services to fund housing and
4 related services for homeless adults without dependents. This funding may be used to support, but shall
5 not be limited to, some or all of the following: improvements of conditions in existing shelters,
6 expansion of shelter capacity, mental health and substance abuse treatment, permanent supportive
7 housing, outreach, hotel master lease programs and meals for the homeless population through direct
8 services and/or contracts.

9 Section 4. The San Francisco Administrative Code is hereby amended by adding
10 Section 20.126 to read as follows:

11 **Sec. 20.126. Evaluation.** The CALM Program is to be evaluated by an agency not affiliated
12 with the City and County of San Francisco every two years for program effectiveness and cost
13 efficiency.

14 Section 5. The San Francisco Administrative Code is hereby amended by adding
15 Section 20.127 to read as follows:

16 **Sec. 20.127. Sunset Clause.** The provisions of this amendment, Sections 20.106(b),(c),(i),(j),
17 20.106.3(a),(b),(c),(e); 20.94; 20.125; and 20.126; shall sunset 2 years after the effective date of this
18 ordinance.

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1 Section 6. The San Francisco Administrative Code is hereby amended by adding
2 Section 20.128 to read as follows:

3 Sec. 20.128. Operative Date of Amendment. The provisions of this amendment, Sections
4 20.106(b),(c),(i),(j), 20.106.3(a),(b),(c),(e); 20.94; 20.125; and 20.126 shall become operative on or
5 before January 1, 2003.

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7 APPROVED AS TO FORM:

8 DENNIS J. HERRERA, City Attorney

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10 By:

Virginia Dario Elizondo
Deputy City Attorney

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