BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. (415) 554-5184
Fax No. (415) 554-5163
TDD/TTY No. (415) 554-5227

MEMORANDUM

TO: Daniel Tsai, Director, Department of Public Health

FROM: Victor Young, Assistant Clerk

DATE: August 7, 2025

SUBJECT: LEGISLATION INTRODUCED

The Board of Supervisors' Rules Committee received the following proposed Ordinance:

File No. 250807

Ordinance amending the Administrative Code to establish an Independent Pharmacy Task Force to advise City bodies and officials on expanding the City's wholesale prescription drug contracts and purchasing capacity, expanding the City's 340B Drug Pricing Program coverage, creating an independent pharmacy network in the City including the benefits of membership and criteria for joining the network, and revising existing licensing requirements to allow more pharmacies to be members of an independent pharmacy network.

If you have comments or reports to be included with the file, please forward them to Victor Young at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102 or by email at: victor.young@sfgov.org.

(attachment)

Dr. Naveena Bobba, Public Health
 Sneha Patil, Public Health
 Ana Validzic, Public Health



City and County of San Francisco Master Report

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

File Number: 250807 File Type: Ordinance Status: 30 Day Rule

Enacted: Effective:

Version: 1 In Control: Rules Committee

File Name: Administrative Code - Independent Pharmacy Task Date Introduced: 07/29/2025

Force

Requester: Cost: Final Action:

Comment: Title: Ordinance amending the Administrative Code to

establish an Independent Pharmacy Task Force to advise City bodies and officials on expanding the City's wholesale prescription drug contracts and purchasing capacity, expanding the City's 340B Drug Pricing Program coverage, creating an independent pharmacy network in the City including the benefits of membership and criteria for joining the network, and revising existing licensing requirements to allow more pharmacies to be members of an independent pharmacy network.

Sponsors: Chan; Chen and

Walton

History of Legislative File 250807

Ver	Acting Body	Date	Action	Sent To	Due Date	Result
1	President	07/29/202	5 ASSIGNED UNDER 30	Rules Committee	08/28/2025	

DAY RULE

1	[Administrative Code - Independent Pharmacy Task Force]
2	
3	Ordinance amending the Administrative Code to establish an Independent Pharmacy
4	Task Force to advise City bodies and officials on expanding the City's wholesale
5	prescription drug contracts and purchasing capacity, expanding the City's 340B Drug
6	Pricing Program coverage, creating an independent pharmacy network in the City
7	including the benefits of membership and criteria for joining the network, and revising
8	existing licensing requirements to allow more pharmacies to be members of an
9	independent pharmacy network.
10	NOTE: Unchanged Code text and uncodified text are in plain Arial font.
11	Additions to Codes are in single-underline italics Times New Roman font. Deletions to Codes are in strikethrough italics Times New Roman font.
12	Board amendment additions are in double-underlined Arial font. Board amendment deletions are in strikethrough Arial font.
13	Asterisks (* * * *) indicate the omission of unchanged Code subsections or parts of tables.
14	
15	Be it ordained by the People of the City and County of San Francisco:
16	
17	Section 1. Background and Findings.
18	(a) Easy access to pharmacies is crucial to many communities in the City, including
19	senior citizens, families with children, immigrants, and monolingual language speakers.
20	Residents who do not have a neighborhood pharmacy within walking distance and do not
21	have access to a vehicle may struggle to obtain necessary medications and other products.
22	And for many community members, it is important to have access to a pharmacist to speak to
23	in person, who can provide instructions on how to take or administer prescribed medications.
24	(b) In recent years, large chain drugstores have closed numerous locations in the

City. Due to online shopping, including medication delivery services, and increased costs of

1	doing business, locally owned drugstores and pharmacies have struggled to stay open, and
2	many such independent local businesses have closed. These closures have left gaps across
3	the City where a neighborhood pharmacy is well outside walking distance to many residents.
4	(c) The Board of Supervisors finds that it is in the public interest to explore ways that
5	City government can support independent pharmacies to close gaps in pharmacy coverage
6	and create thriving neighborhoods and commercial corridors, and to ensure that residents
7	have easy access to necessary medications and other goods.
8	(d) This ordinance will begin a process for the City to evaluate policy options to
9	support the continued operation of independent pharmacies and the opening of new
10	independent pharmacies. The task force established by this ordinance will advise City
11	officials on ways the City can use its wholesale purchasing capacity to assist independent
12	pharmacies and on options for creating an independent pharmacy network, including the
13	benefits that could be available to members of such a network and the criteria for
14	membership.
15	
16	Section 2. Chapter 5 of the Administrative Code is hereby amended by adding Article
17	XVI, consisting of Sections 5.16-1 through 5.16-6, to read as follows:
18	
19	ARTICLE XVI: INDEPENDENT PHARMACY TASK FORCE
20	
21	SEC. 5.16-1. CREATION OF INDEPENDENT PHARMACY TASK FORCE.
22	The Board of Supervisors hereby establishes the Independent Pharmacy Task Force (the "Task
23	Force") of the City and County of San Francisco.
24	

SEC. 5.16-2. MEMBERSHIP.

1	(a) The Task Force shall be comprised of nine members, appointed by the Board of
2	Supervisors, as specified in subsection (b).
3	(b) Seats 1 through 9 shall be filled as follows:
4	(1) Seat 1 shall be held by a member of the Board of Supervisors, who shall serve as
5	the chairperson of the Task Force.
6	(2) Seat 2 shall be held by a pharmacist employed by the Department of Public Health.
7	(3) Seats 3 and 4 shall be held by licensed or certified pharmacists employed by
8	independent pharmacies located in the City. For purposes of this Article XVI, an independent
9	pharmacy is one that is either stand-alone or part of a group of two or three pharmacies that are
10	pharmacist-owned, privately held businesses.
11	(4) Seat 5 shall be held by a former or current representative of the San Francisco
12	Health Plan with expertise in pharmacy benefits and prescription drug coverage.
13	(5) Seats 6 and 7 shall be held by medical service providers, including, but not limited
14	to, a physician, nurse, or physician's assistant, with expertise in prescription drug and other pharmacy
15	benefits.
16	(6) Seat 8 shall be held by a representative from a City department that issues permits
17	to small businesses who has experience and expertise regarding the obligations that a small business
18	must comply with in order to operate in the City.
19	(7) Seat 9 shall be held by a representative of the National Community Pharmacists
20	Association.
21	
22	SEC. 5.16-3. ORGANIZATION AND TERMS OF OFFICE.
23	(a) Members of the Task Force shall serve two-year terms, beginning on December 1, 2025;
24	provided, however, the terms of the initial appointees in Seats 3, 5, and 7 shall be one year, expiring on
25	November 30, 2026.

1	(b) Members of the Task Force shall serve at the pleasure of the Board of Supervisors, and
2	may be removed by the Board of Supervisors at any time.
3	(c) The Board of Supervisors shall make initial appointments to the Task Force within 90 days
4	of the effective date of the ordinance in Board File No establishing this Article XVI.
5	
6	SEC. 5.16-4. DUTIES.
7	(a) The Task Force shall advise the Health Commission, the Department of Public Health, the
8	Mayor, and the Board of Supervisors, on:
9	(1) The City's options to expand City's wholesale prescription drug contracts and
10	purchasing capacity;
11	(2) Opportunities to expand the City's access to discounted outpatient drugs through
12	the federal 340B Drug Pricing Program;
13	(3) The creation of an independent pharmacy network in the City, including the
14	benefits that would be available to members of the network and the criteria for membership; and
15	(4) Changes to existing licensing requirements that may be necessary or
16	recommended for pharmacies to become a part of an independent pharmacy network.
17	(b) By no later than June 30, 2026, and every year thereafter, the Task Force shall submit to
18	the Board of Supervisors, the Mayor, and the Director of Health a written report on its progress.
19	(c) By no later than June 30, 2027, the Task Force shall submit to the Board of Supervisors,
20	the Mayor, and the Director of Health its final recommendations concerning the City's options to
21	expand the City's wholesale prescription drug contracts and purchasing capacity, ways to expand the
22	City's 340B Drug Pricing Program coverage, and recommendations relating to licensing requirements
23	to make it easier for pharmacies to become licensed as a part of an independent pharmacy network,
24	including the design of the network, and any steps that may be required to ensure its successful
25	implementation.

1	(h) The Task Force may establish subcommittees to be convened as directed by the Task
2	Force. The Chair or the Chair's designee shall appoint members to the subcommittees. Subcommittees
3	shall report findings and make recommendations to the full Task Force for its consideration.
4	
5	SEC. 5.16-6. SUNSET.
6	Unless the Board of Supervisors by ordinance extends the term of the Task Force, this Article
7	XVI shall expire by operation of law, and the Task Force shall terminate, three years after the effective
8	date of the ordinance in Board File No enacting this Article XVI. After that date, the City
9	Attorney is authorized to cause this Article XVI to be removed from the Administrative Code.
10	
11	Section 2. Effective Date. This ordinance shall become effective 30 days after
12	enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the
13	ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board
14	of Supervisors overrides the Mayor's veto of the ordinance.
15	
16	APPROVED AS TO FORM: DAVID CHIU, City Attorney
17	Dru /a/
18	By: /s/ ARNULFO MEDINA
19	Deputy City Attorney
20	n:\legana\as2025\2500383\01856937.docx
21	
22	
23	
24	

LEGISLATIVE DIGEST

[Administrative Code - Independent Pharmacy Task Force]

Ordinance amending the Administrative Code to establish the San Francisco Independent Pharmacy Task Force to advise City bodies and officials on expanding the City's wholesale prescription drug contracts and purchasing capacity, expanding the City's 340B Drug Pricing Program coverage, creating an independent pharmacy network in the City including the benefits of membership and criteria for joining the network, and revising existing licensing requirements to allow more pharmacies to be members of an independent pharmacy network.

Existing Law

Currently, there are no existing laws that establish an advisory body to make recommendations to City bodies and officials on expanding the City's prescription drug purchasing capacity or creating an independent pharmacy network.

Amendments to Current Law

This ordinance amends the Administrative Code to establish an Independent Pharmacy Task Force to advise and make recommendations to the Board of Supervisors, the Mayor, and the Department of Public Health, concerning the City's options to expand the City's wholesale prescription drug contracts and purchasing capacity and ways to expand the City's 340B Drug Pricing Program coverage. The task force will also make recommendations to City bodies and officials to establish the criteria for entities to join the San Francisco Independent Pharmacy Network, the structure and benefits for joining the San Francisco Independent Pharmacy Network, and any steps that may be required to ensure its successful implementation.

n:\legana\as2025\2500383\01858525.docx

BOARD OF SUPERVISORS Page 1

Introduction Form

(by a Member of the Board of Supervisors or the Mayor)

I hereby submit the following item for introduction (select only one): For reference to Committee (Ordinance, Resolution, Motion or Charter Amendment) 1. Request for next printed agenda (For Adoption Without Committee Reference) 2. (Routine, non-controversial and/or commendatory matters only) Request for Hearing on a subject matter at Committee 3. Request for Letter beginning with "Supervisor inquires..." 4. City Attorney Request 5. Call File No. from Committee. 6. Budget and Legislative Analyst Request (attached written Motion) 7. Substitute Legislation File No. Reactivate File No. 9. Topic submitted for Mayoral Appearance before the Board on 10. The proposed legislation should be forwarded to the following (please check all appropriate boxes): ☐ Ethics Commission ☐ Youth Commission ☐ Small Business Commission ☐ Building Inspection Commission ☐ Human Resources Department ☐ Planning Commission General Plan Referral sent to the Planning Department (proposed legislation subject to Charter 4.105 & Admin 2A.53): □ No ☐ Yes (Note: For Imperative Agenda items (a Resolution not on the printed agenda), use the Imperative Agenda Form.) Sponsor(s): Chan, Chen, Walton Subject: Administrative Code - Independent Pharmacy Task Force Long Title or text listed: Ordinance amending the Administrative Code to establish an Independent Pharmacy Task Force to advise City bodies and officials on expanding the City's wholesale prescription drug contracts and purchasing capacity, expanding the City's 340B Drug Pricing Program coverage, creating an independent pharmacy network in the City including the benefits of membership and criteria for joining the network, and revising existing licensing requirements to allow more pharmacies to be members of an independent pharmacy network.

Signature of Sponsoring Supervisor:

From: <u>Hsieh, Frances (BOS)</u>
To: <u>BOS Legislation, (BOS)</u>

Cc: MEDINA, ARNULFO (CAT); PEARSON, ANNE (CAT); RUSSI, BRAD (CAT)

Subject: Chan Roll Call item

Date:Tuesday, July 29, 2025 1:27:07 PMAttachments:Pharmacy Task Force Leq Digest.DOCX
Pharmacy Task Force Final.docx

Chan - Intro Form - Pharmacy Task Force.pdf

Dear Clerk staff,

Attached, please find legislation that Supervisor Chan is planning to introduce today. A hard copy was dropped off earlier at the front desk.

Please let me know if you have any questions.

Thanks!

Frances

Frances Hsieh | 謝令宜
Pronouns: she/her/hers
Office of Supervisor Connie Chan
San Francisco Board of Supervisors, District 1

(415) 554-7410

From: Medina, Arnulfo (CAT)

To: BOS Legislation, (BOS); Hsieh, Frances (BOS); BOS Legislation, (BOS)

Cc: PEARSON, ANNE (CAT); RUSSI, BRAD (CAT)

Subject: RE: Chan Roll Call item

Date: Tuesday, July 29, 2025 1:31:45 PM

Attachments: <u>image001.png</u>

Approved.

Arnulfo Medina (he/him/his)
Deputy City Attorney
Office of City Attorney David Chiu
(415) 554-3817 Direct

<u>www.sfcityattorney.org</u> Find us on: <u>Facebook Twitter Instagram</u>

The information contained in this email may be confidential and may be subject to the attorney-client privilege and/or the attorney work product doctrine. It is intended only for the use of the individual or entity to whom it is addressed. If you are not the intended recipient, you are hereby notified that any use, dissemination, or copying of this communication is strictly prohibited. If you have received this electronic message in error, please notify me by telephone and delete the original message from your email system. Thank you.

From: BOS Legislation, (BOS) <bos.legislation@sfgov.org>

Sent: Tuesday, July 29, 2025 1:30 PM

To: Hsieh, Frances (BOS) <frances.hsieh@sfgov.org>; BOS Legislation, (BOS)

<bos.legislation@sfgov.org>

Cc: Medina, Arnulfo (CAT) <Arnulfo.Medina@sfcityatty.org>; Pearson, Anne (CAT) <Anne.Pearson@sfcityatty.org>; Russi, Brad (CAT) <Brad.Russi@sfcityatty.org>

Subject: RE: Chan Roll Call item

Thanks Frances. We are seeking the approval from Deputy City Attorney Arnulfo Medina for use of their electronic signature and approval as to form for the proposed Ordinance, by reply to this email. Thank you.

Jocelyn Wong
Legislative Clerk
San Francisco Board of Supervisors
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102
T: 415.554.7702 | F: 415.554.5163

jocelyn.wong@sfgov.org | www.sfbos.org

(VIRTUAL APPOINTMENTS) To schedule a "virtual" meeting with me (on Microsoft Teams), please ask and I can answer your questions in real time.

Click **HERE** to complete a Board of Supervisors Customer Service Satisfaction form.

The <u>Legislative Research Center</u> provides 24-hour access to Board of Supervisors legislation, and archived matters since August 1998.

Disclosures: Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted. Members of the public are not required to provide personal identifying information when they communicate with the Board of Supervisors and its committees. All written or oral communications that members of the public submit to the Clerk's Office regarding pending legislation or hearings will be made available to all members of the public for inspection and copying. The Clerk's Office does not redact any information from these submissions. This means that personal information—including names, phone numbers, addresses and similar information that a member of the public elects to submit to the Board and its committees—may appear on the Board of Supervisors website or in other public documents that members of the public may inspect or copy.

From: Hsieh, Frances (BOS) < <u>frances.hsieh@sfgov.org</u>>

Sent: Tuesday, July 29, 2025 1:27 PM

To: BOS Legislation, (BOS) < bos.legislation@sfgov.org>

Cc: MEDINA, ARNULFO (CAT) < Arnulfo.Medina@sfcityatty.org; PEARSON, ANNE (CAT)

<anne.Pearson@sfcityatty.org>; RUSSI, BRAD (CAT) Brad.Russi@sfcityatty.org

Subject: Chan Roll Call item

Dear Clerk staff,

Attached, please find legislation that Supervisor Chan is planning to introduce today. A hard copy was dropped off earlier at the front desk.

Please let me know if you have any questions.

Thanks!

Frances

Frances Hsieh | 謝令宜
Pronouns: she/her/hers
Office of Supervisor Connie Chan
San Francisco Board of Supervisors, District 1
(415) 554-7410

[Administrative Code - Independent Pharmacy Task Force	:]
--	----

4

5

6

7

8

Ordinance amending the Administrative Code to establish an Independent Pharmacy
Task Force to advise City bodies and officials on expanding the City's wholesale
prescription drug contracts and purchasing capacity, expanding the City's 340B Drug
Pricing Program coverage, creating an independent pharmacy network in the City
including the benefits of membership and criteria for joining the network, and revising
existing licensing requirements to allow more pharmacies to be members of an

9

10

11

12

13

NOTE: Unchanged Code text and uncodified text are in plain Arial font.

Additions to Codes are in single-underline italics Times New Roman font.

Deletions to Codes are in strikethrough italics Times New Roman font.

Board amendment additions are in double-underlined Arial font.

Board amendment deletions are in strikethrough Arial font.

Asterisks (* * * *) indicate the omission of unchanged Code subsections or parts of tables.

14

15

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

16

17

Section 1. Background and Findings.

independent pharmacy network.

18 19 (a) Easy access to pharmacies is crucial to many communities in the City, including senior citizens, families with children, immigrants, and monolingual language speakers.

20

Residents who do not have a neighborhood pharmacy within walking distance and do not have access to a vehicle may struggle to obtain necessary medications and other products.

22

21

And for many community members, it is important to have access to a pharmacist to speak to

23

in person, who can provide instructions on how to take or administer prescribed medications.

(b) In recent years, large chain drugstores have closed numerous locations in the

2425

I

City. Due to online shopping, including medication delivery services, and increased costs of

1	doing business, locally owned drugstores and pharmacies have struggled to stay open, and
2	many such independent local businesses have closed. These closures have left gaps across
3	the City where a neighborhood pharmacy is well outside walking distance to many residents.
4	(c) The Board of Supervisors finds that it is in the public interest to explore ways that
5	City government can support independent pharmacies to close gaps in pharmacy coverage
6	and create thriving neighborhoods and commercial corridors, and to ensure that residents
7	have easy access to necessary medications and other goods.
8	(d) This ordinance will begin a process for the City to evaluate policy options to
9	support the continued operation of independent pharmacies and the opening of new
10	independent pharmacies. The task force established by this ordinance will advise City
11	officials on ways the City can use its wholesale purchasing capacity to assist independent
12	pharmacies and on options for creating an independent pharmacy network, including the
13	benefits that could be available to members of such a network and the criteria for
14	membership.
15	
16	Section 2. Chapter 5 of the Administrative Code is hereby amended by adding Article
17	XVI, consisting of Sections 5.16-1 through 5.16-6, to read as follows:
18	
19	ARTICLE XVI: INDEPENDENT PHARMACY TASK FORCE
20	
21	SEC. 5.16-1. CREATION OF INDEPENDENT PHARMACY TASK FORCE.
22	The Board of Supervisors hereby establishes the Independent Pharmacy Task Force (the "Task
23	Force") of the City and County of San Francisco.
24	

SEC. 5.16-2. MEMBERSHIP.

25

1	(a) The Task Force shall be comprised of nine members, appointed by the Board of
2	Supervisors, as specified in subsection (b).
3	(b) Seats 1 through 9 shall be filled as follows:
4	(1) Seat 1 shall be held by a member of the Board of Supervisors, who shall serve as
5	the chairperson of the Task Force.
6	(2) Seat 2 shall be held by a pharmacist employed by the Department of Public Health.
7	(3) Seats 3 and 4 shall be held by licensed or certified pharmacists employed by
8	independent pharmacies located in the City. For purposes of this Article XVI, an independent
9	pharmacy is one that is either stand-alone or part of a group of two or three pharmacies that are
10	pharmacist-owned, privately held businesses.
11	(4) Seat 5 shall be held by a former or current representative of the San Francisco
12	Health Plan with expertise in pharmacy benefits and prescription drug coverage.
13	(5) Seats 6 and 7 shall be held by medical service providers, including, but not limited
14	to, a physician, nurse, or physician's assistant, with expertise in prescription drug and other pharmacy
15	benefits.
16	(6) Seat 8 shall be held by a representative from a City department that issues permits
17	to small businesses who has experience and expertise regarding the obligations that a small business
18	must comply with in order to operate in the City.
19	(7) Seat 9 shall be held by a representative of the National Community Pharmacists
20	Association.
21	
22	SEC. 5.16-3. ORGANIZATION AND TERMS OF OFFICE.
23	(a) Members of the Task Force shall serve two-year terms, beginning on December 1, 2025;
24	provided, however, the terms of the initial appointees in Seats 3, 5, and 7 shall be one year, expiring on
25	November 30, 2026.

1	(b) Members of the Task Force shall serve at the pleasure of the Board of Supervisors, and
2	may be removed by the Board of Supervisors at any time.
3	(c) The Board of Supervisors shall make initial appointments to the Task Force within 90 days
4	of the effective date of the ordinance in Board File No establishing this Article XVI.
5	
6	<u>SEC. 5.16-4. DUTIES.</u>
7	(a) The Task Force shall advise the Health Commission, the Department of Public Health, the
8	Mayor, and the Board of Supervisors, on:
9	(1) The City's options to expand City's wholesale prescription drug contracts and
10	purchasing capacity;
11	(2) Opportunities to expand the City's access to discounted outpatient drugs through
12	the federal 340B Drug Pricing Program;
13	(3) The creation of an independent pharmacy network in the City, including the
14	benefits that would be available to members of the network and the criteria for membership; and
15	(4) Changes to existing licensing requirements that may be necessary or
16	recommended for pharmacies to become a part of an independent pharmacy network.
17	(b) By no later than June 30, 2026, and every year thereafter, the Task Force shall submit to
18	the Board of Supervisors, the Mayor, and the Director of Health a written report on its progress.
19	(c) By no later than June 30, 2027, the Task Force shall submit to the Board of Supervisors,
20	the Mayor, and the Director of Health its final recommendations concerning the City's options to
21	expand the City's wholesale prescription drug contracts and purchasing capacity, ways to expand the
22	City's 340B Drug Pricing Program coverage, and recommendations relating to licensing requirements
23	to make it easier for pharmacies to become licensed as a part of an independent pharmacy network,
24	including the design of the network, and any steps that may be required to ensure its successful
25	implementation.

1	(h) The Task Force may establish subcommittees to be convened as directed by the Task
2	Force. The Chair or the Chair's designee shall appoint members to the subcommittees. Subcommittees
3	shall report findings and make recommendations to the full Task Force for its consideration.
4	
5	<u>SEC. 5.16-6. SUNSET.</u>
6	Unless the Board of Supervisors by ordinance extends the term of the Task Force, this Article
7	XVI shall expire by operation of law, and the Task Force shall terminate, three years after the effective
8	date of the ordinance in Board File No enacting this Article XVI. After that date, the City
9	Attorney is authorized to cause this Article XVI to be removed from the Administrative Code.
10	
11	Section 2. Effective Date. This ordinance shall become effective 30 days after
12	enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the
13	ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board
14	of Supervisors overrides the Mayor's veto of the ordinance.
15 16	APPROVED AS TO FORM: DAVID CHIU, City Attorney
17 18 19	By: /s/ ARNULFO MEDINA Deputy City Attorney
20	n:\legana\as2025\2500383\01856937.docx
21	
22	
23	
24	