

[Establishing an Equal Access Commission and Office on Equal Access.]

DRAFT CHARTER AMENDMENT

PROPOSITION _____

Describing and setting forth a proposal to the qualified voters of the City and County of San Francisco to amend the Charter of the City and County of San Francisco by adding a new Section 4.136 to establish an Equal Access Commission and Office on Equal Access.

The Board of Supervisors hereby submits to the qualified voters of the City and County, at an election to be held on November 2, 2010, a proposal to amend the Charter of the City and County by adding a new Section 4.136 to read as follows:

NOTE: Additions are single-underline italics Times New Roman; deletions are ~~strike through italics Times New Roman~~.

SECTION 4.136 EQUAL ACCESS COMMISSION & OFFICE ON EQUAL ACCESS

(1) Notwithstanding any other provision of this Charter, there shall be an Equal Access Commission, empowered to ensure that the City and County complies with the Americans with Disabilities Act of 1990, and any other relevant laws, rules or regulations governing equal access for persons with disabilities. The Commission shall consist of seven members, all of whom shall have experience in ensuring equal access for persons with disabilities. Members of the Commission shall be appointed by the Mayor and confirmed by the Board of Supervisors.

(2) The Commission shall oversee an Office on Equal Access, whose director shall be appointed by the Commission and who shall serve at its pleasure. The Office shall have authority over all City functions and programs that ensure equal access for persons with disabilities. Within one year of the adoption of this Section, the Mayor shall reorganize these functions and responsibilities pursuant to Section 4.132 so that each and every function and responsibility related to equal access for persons with disabilities is centralized. The Equal Access Commission may delegate these functions and responsibilities to other departments,

provided that it finds such delegation will best serve persons with disabilities.

(3) The Equal Access Commission shall certify that every City Project, as defined in Administrative Code Section 79, complies with the Americans with Disabilities Act of 1990 and all other relevant laws, rules and regulations.

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

By: _____
Deputy City Attorney