

BOARD of SUPERVISORS



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

May 22, 2020

Office of the President of the United States
The White House
1600 Pennsylvania Avenue NW
Washington, DC 20500

Re: Board of Supervisors Resolution No. 129-20

Dear Mr. President:

On March 24, 2020, the Board of Supervisors of the City and County of San Francisco adopted Resolution No. 129-20 (Urging Federal, State, and Local Action to Expand Access to Paid Leave Support During Public Health Emergencies), which was enacted on April 3, 2020.

The Board of Supervisors directs the Clerk of the Board to forward the following document to your attention:

- One certified copy of Resolution No. 129-20 (File No. 200304)

If you have any questions or require additional information, please contact the Office of the Clerk of the Board at (415) 554-5184, or by e-mail: board.of.supervisors@sfgov.org.

Sincerely,


Angela Calvillo
Clerk of the Board

- c. Members of the Board of Supervisors, Supervisors Gordon Mar, Matt Haney, Shamann Walton, Sandra Lee Fewer, Dean Preston, Rafael Mandelman
Sophia Kittler, Mayor's Liaison to the Board of Supervisors
Eddie McCaffrey, Mayor's Manager of State and Federal Legislative Affairs
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May 22, 2020

Office of the Vice President of the United States
The White House
1600 Pennsylvania Avenue NW
Washington, DC 20500

Re: Board of Supervisors Resolution No. 129-20

Dear Mr. Vice President:

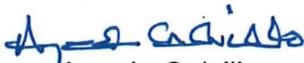
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May 22, 2020

The Honorable Nancy Pelosi
Speaker of the United States House of Representatives
1236 Longworth House Office Building
Washington, DC 20515

Re: Board of Supervisors Resolution No. 129-20

Dear Madam Speaker:

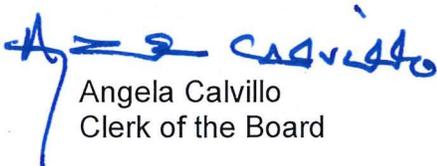
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May 22, 2020

The Honorable Mitch McConnell
Majority Leader, United States Senate
317 Russell Senate Office Building
Washington, DC 20510

Re: Board of Supervisors Resolution No. 129-20

Dear Majority Leader McConnell:

On March 24, 2020, the Board of Supervisors of the City and County of San Francisco adopted Resolution No. 129-20 (Urging Federal, State, and Local Action to Expand Access to Paid Leave Support During Public Health Emergencies), which was enacted on April 3, 2020.

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May 22, 2020

The Honorable Dianne Feinstein
United States Senator
331 Hart Senate Office Building
Washington, D.C. 20510

Re: Board of Supervisors Resolution No. 129-20

Dear Senator Feinstein:

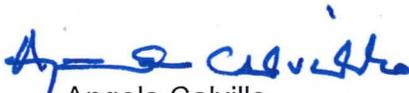
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May 22, 2020

The Honorable Kamala Harris
United States Senator
112 Hart Senate Office Building
Washington, D.C. 20510

Re: Board of Supervisors Resolution No. 129-20

Dear Senator Harris:

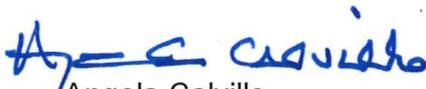
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May 22, 2020

The Honorable Gavin Newsom
Governor of the State of California
1303-10th Street, Suite 1173
Sacramento, CA 95814

Re: Board of Supervisors Resolution No. 129-20

Dear Governor Newsom:

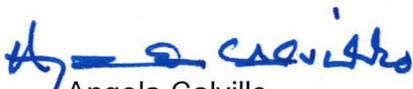
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May 22, 2020

The Honorable Scott Wiener
California State Senator
California State Capitol, Room 5100
Sacramento, CA 95814-4900

Re: Board of Supervisors Resolution No. 129-20

Dear Senator Wiener:

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May 22, 2020

The Honorable David Chiu
California State Assembly Member
California State Capitol, Room 4112
P.O. Box 942849
Sacramento, CA 94249-0017

Re: Board of Supervisors Resolution No. 129-20

Dear Assembly Member Chiu:

On March 24, 2020, the Board of Supervisors of the City and County of San Francisco adopted Resolution No. 129-20 (Urging Federal, State, and Local Action to Expand Access to Paid Leave Support During Public Health Emergencies), which was enacted on April 3, 2020.

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May 22, 2020

The Honorable Phil Ting
California State Assembly Member
California State Capitol, Room 6026
P.O. Box 942849
Sacramento, CA 94249-0019

Re: Board of Supervisors Resolution No. 129-20

Dear Assembly Member Ting:

On March 24, 2020, the Board of Supervisors of the City and County of San Francisco adopted Resolution No. 129-20 (Urging Federal, State, and Local Action to Expand Access to Paid Leave Support During Public Health Emergencies), which was enacted on April 3, 2020.

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City and County of San Francisco
Certified Copy
Resolution

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

200304

[Urging Federal, State, and Local Action to Expand Access to Paid Leave Support During Public Health Emergencies]

Sponsors: Mar; Haney, Walton, Fewer, Preston and Mandelman

Resolution urging additional federally mandated paid leave during public health emergencies; supporting United States House Resolution No. 6201, authored by United States Congresswoman Nita Lowey, the Families First Coronavirus Response Act, if amended to include requirements for large employers; urging further State action to address gaps in Federal support; supporting California State Assembly Bill No. 3123, authored by California Assembly Member Lorena Gonzalez, to protect workers from retaliation when leave is taken during a public health emergency; urging the creation of a multilingual workers rights hotline; and committing to provide additional local support for workers impacted by Order No. C19-07.

3/24/2020 Board of Supervisors - ADOPTED

Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton and Yee

4/3/2020 Mayor - RETURNED UNSIGNED

STATE OF CALIFORNIA
CITY AND COUNTY OF SAN FRANCISCO

CLERK'S CERTIFICATE

I do hereby certify that the foregoing Resolution is a full, true, and correct copy of the original thereof on file in this office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City and County of San Francisco.

May 22, 2020

Date


Angela Calvillo
Clerk of the Board

1 [Urging Federal, State, and Local Action to Expand Access to Paid Leave Support During
2 Public Health Emergencies]

3 **Resolution urging additional federally mandated paid leave during public health**
4 **emergencies; supporting United States House Resolution No. 6201, authored by United**
5 **States Congresswoman Nita Lowey, the Families First Coronavirus Response Act, if**
6 **amended to include requirements for large employers; urging further State action to**
7 **address gaps in Federal support; supporting California State Assembly Bill No. 3123,**
8 **authored by California Assembly Member Lorena Gonzalez, to protect workers from**
9 **retaliation when leave is taken during a public health emergency; urging the creation of**
10 **a multilingual workers rights hotline; and committing to provide additional local**
11 **support for workers impacted by Order No. C19-07.**

12
13 WHEREAS, On March 13, 2020, the United States House of Representatives passed
14 the Families First Coronavirus Response Act (H.R. 6201), in response to the growing
15 coronavirus emergency in the United States; and

16 WHEREAS, This bill would require an additional 14 days of Emergency Paid Leave in
17 response to the coronavirus, but exempts large employers with 500 or more employees from
18 those requirements; and

19 WHEREAS, This bill would amend the federal Family and Medical Leave Act (FMLA) to
20 address needs related to the coronavirus, but exempts large employers with 500 or more
21 employees from those requirements; and

22 WHEREAS, On March 16, 2020, the San Francisco Health Officer issued Order No.
23 C19-07, directing all individuals living in the City and County of San Francisco to shelter in
24 place at their place of residence with limited exceptions; and

1 WHEREAS, On March 16, 2020, Mayor London N. Breed announced a Workers and
2 Families First Program to provide \$10 million in funding towards paid sick leave for private
3 sector workers who have been impacted by the COVID-19 pandemic; and

4 WHEREAS, This program will be available only if the employee has exhausted their
5 currently available sick leave, has exhausted or is not eligible for federal or state supplemental
6 sick leave, and their employer agrees to extend sick leave beyond current benefits; and

7 WHEREAS, Current California law does not ensure that a worker who is ordered to
8 stay home during a public health emergency will be paid; and

9 WHEREAS, Current federal law does not ensure that a worker who is ordered to stay
10 home during a public health emergency will be paid; and

11 WHEREAS, While certain local benefits are available to employees, such as San
12 Francisco's Paid Sick Leave Ordinance, not all employees may be aware of their right to such
13 benefits; and

14 WHEREAS, Nontraditional workers such as domestic workers and day laborers, along
15 with undocumented workers do not have access to safety net programs such as
16 unemployment insurance; and

17 WHEREAS, Nearly one quarter of United States workers receive no form of paid sick
18 leave, according to Pew Research Center, with the lowest-paid workers being especially
19 vulnerable; and

20 WHEREAS, California State Assemblywoman Lorena Gonzalez announced new
21 legislation, Assembly Bill 3123 (AB 3123), to protect workers from retaliation when they take
22 leave during public health emergencies, like the ongoing coronavirus; and

23 WHEREAS, Under the proposed AB 3123, an employee can use their earned sick
24 leave if their place of business is closed by order of a public official due to a public health
25

1 emergency, or if the employee is providing care or assistance to their child, whose school or
2 childcare provider is closed by order of a public official due to a public health emergency; and

3 WHEREAS, Under this proposed bill If an employee is complying with an isolation or
4 quarantine order issued by a public official due to a public health emergency, AB 3123 states
5 that an employer may not discharge or in any manner discriminate or retaliate against that
6 employee; and

7 WHEREAS, Individual economic health is inextricably linked to public health, as many
8 San Franciscans must forego work in order to abide by Order No. C19-07; now, therefore, be
9 it

10 RESOLVED, That the San Francisco Board of Supervisors urges the United States
11 Congress to mandate that all employers provide their employees an additional 14 days of paid
12 leave during public health emergencies, with public funds provided to make it possible for
13 small and medium sized businesses to comply; and, be it

14 FURTHER RESOLVED, That the San Francisco Board of Supervisors supports
15 H.R.6201 once amended to apply the additional emergency paid leave and FMLA
16 requirements to private entities that employ 500 or more employees; and, be it

17 FURTHER RESOLVED, That the San Francisco Board of Supervisors urges further
18 action by California Governor Gavin Newsom and the California Legislature to address any
19 gaps in federal financial support and paid leave for workers ordered to stay home; and, be it

20 FURTHER RESOLVED, That the San Francisco Board of Supervisors supports AB
21 3123; and, be it

22 FURTHER RESOLVED, That the San Francisco Board of Supervisors urges the Office
23 of Economic and Workforce Development and Office of Labor Standards Enforcement to
24 jointly create a multilingual hotline for San Francisco workers to access information and rapid
25 enforcement actions to protect their rights and benefits; and, be it

1 FURTHER RESOLVED, That the San Francisco Board of Supervisors commits to
2 providing support for our local workforce through this crisis where federal and state actions fall
3 short; and, be it

4 FURTHER RESOLVED, That the Clerk of the Board of Supervisors, no later than 30
5 days after the passage of this Resolution, shall transmit copies of this Resolution to the
6 President and Vice President of the United States, to the Speaker of the House of
7 Representatives, to the Majority Leader of the Senate, to the U.S. Senators for the State of
8 California, to the Governor of California, and to the representatives of San Francisco on the
9 California State Legislature.



City and County of San Francisco
Tails
Resolution

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

File Number: 200304

Date Passed: March 24, 2020

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March 24, 2020 Board of Supervisors - ADOPTED

Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton and Yee

File No. 200304

I hereby certify that the foregoing Resolution was ADOPTED on 3/24/2020 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Unsigned

London N. Breed
Mayor

04/03/2020

Date Approved

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, or time waived pursuant to Board Rule 2.14.2, became effective without her approval in accordance with the provision of said Section 3.103 of the Charter or Board Rule 2.14.2.

Angela Calvillo
Clerk of the Board

04/03/2020

Date