

1 [Establishing Maximum Work Hours For General Assistance Programs.]

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3 **Ordinance amending Chapter 20, Article VII, to add Section 20.58.6 to provide that the**
4 **maximum number of hours the Department may require General Assistance recipients**
5 **to work shall be calculated by dividing the Maximum Monthly Assistance Grant under**
6 **Section 20.57 of this Chapter by the hourly wage rate established under Section**
7 **12P.3(b)(3) of the Administrative Code and by amending Chapter 20, Article VIII,**
8 **Section 20.77.6 to provide that the maximum number of hours of activities the**
9 **Department of Human Services may require of participants in the Personal Assisted**
10 **Employment Service Program shall be calculated by dividing the Maximum Monthly**
11 **Assistance Grant by the Minimum Compensation Wage Rate.**

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 Ordinance contained herein shall become effective 30 days after it is
17 adopted. It shall have prospective effect only.

18 Section 2. The San Francisco Administrative Code is hereby amended by amending
19 Chapter 20, Article VII, to add Section 20.58.6 to read as follows:

20 SEC. 20.58.6. USE OF MINIMUM COMPENSATION HOURLY WAGE RATE TO
21 CALCULATE MAXIMUM NUMBER OF HOURS OF SERVICE.

22 Where the Department requires that an applicant or recipient engage in work activity, which
23 would be considered "employment" under the Fair Labor Standards Act (29 U.S.C. §§ 201 et. seq.)
24 and any applicable U.S. Department of Labor Guidelines, to become eligible or maintain eligibility for
25 aid under this Article, the maximum number of hours of work assignments that the Department may

1 require shall be calculated by dividing the Maximum Monthly Assistance Grant to which a recipient is
2 eligible under Section 20.57 of this Chapter divided by the Minimum Compensation Ordinance hourly
3 wage rate established under Section 12P.3(b)(3) of the Administrative Code.

4 Section 3. The San Francisco Administrative Code is hereby amended by amending
5 Chapter 20, Article VII Section 20.77.1, to read as follows:

6 SEC. 20.77.1. PARTICIPANT AGREEMENT.

7 (a) Participants in PAES must enter into a written Participant Agreement which
8 outlines the first phase of PAES activities with which the participant must comply. Such
9 activities may include, but are not limited to: (1) supported work experience; and/or (2) job
10 search; and/or (3) group sessions or activities; and/or (4) any other appropriate activity, as
11 determined by the Department, that leads to preparation of the PAES Plan; and (5) keeping
12 an appointment to establish a PAES Plan upon the notification of the date and time of such an
13 appointment. The maximum number of hours of activities, which would be considered “employment”
14 under the Fair Labor Standards Act (29 U.S.C. §§ 201 et. seq.) and any applicable U.S. Department of
15 Labor Guidelines, that the Department may require shall be calculated by dividing the Maximum
16 Monthly Assistance Grant to which the recipient is eligible under Section 20.76 of this Chapter divided
17 by the Minimum Compensation Ordinance hourly wage rate established under Section 12P.3(b)(3) of
18 the Administrative Code. Any combination of activities in the Participant Agreement shall not require
19 more than 20 hours per week of participant commitment in order to maintain compliance.

20 (b) Participants who provide verification of a temporary physical or mental condition
21 which prevents them from complying with the Participant Agreement as specified above may:
22 (1) be temporarily exempted from those requirements, or (2) be required to participate in any
23 appropriate activity that is likely to remedy the temporary physical or mental condition and
24 lead to preparation of the PAES Plan.

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1 (c) Failure to comply with the Participant Agreement shall be considered failure to
2 meet continuing eligibility requirements. Such failure shall result in discontinuance from PAES,
3 subject to the notice and administrative hearing provisions of this Article, and the imposition of
4 a 60 day sanction. Failure to comply with the Participant Agreement is not subject to the
5 Conciliation For PAES Plan Noncompliance provisions of this Article.

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

9 By: _____
10 AMY S. ACKERMAN
11 Deputy City Attorney

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