[Administrative, Campaign and Governmental Conduct Codes - Administrative Support for Sanitation and Streets Department - Form 700 Filing Requirements for Public Works Commission, Sanitation and Streets Commission, and Director of Sanitation and Streets]

**Ordinance amending the Administrative Code to require the Department of Public Works to provide the new Department of Sanitation and Streets with administrative support, including human resources, performance management, finance, budgeting, technology, emergency planning, training, and employee safety services; and amending the Campaign and Governmental Conduct Code to require Public Works Commissioners, Sanitation and Streets Commissioners, and the Director of Sanitation and Streets to file Form 700 (Statement of Economic Interests).**

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.

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

Section 1. Background and Findings.

(a) On November 3, 2020, the voters approved Proposition B, which amended the Charter to create a Department of Sanitation and Streets ("Department") to succeed to specific duties then and presently performed by the Department of Public Works, and a Sanitation and Streets Commission ("Commission") to oversee the Department, as well as a Public Works Commission to oversee the Department of Public Works.

(b) On December 14, 2021, the Board of Supervisors approved Motion No. M21-181 establishing July 1, 2022, as the "Transition Date," which, according to Charter Section

4.139(d), added by Proposition B, dictates various deadlines relating to the establishment of the Commission and the Department.

(c) Pursuant to Charter Section 4.138(a), the Department "shall come into existence three months after the Transition Date for the Sanitation and Streets Commission in Section 4.139(d)."

(d) Pursuant to Charter Section 4.138(d), also added by Proposition B, no later than the Transition Date, the Board of Supervisors shall, by ordinance, require "the City Administrator, the Department of Public Works, and/or any other City department to provide administrative support for the Department, which shall include but need not be limited to human resources, performance management, finance, budgeting, technology, emergency planning, training, and employee safety services." In addition, Section 4.138(d) states that "any time more than two years and three months after the Transition Date, the Board of Supervisors may adopt ordinances requiring the Department … to assume responsibility for some or all of that administrative support."

Section 2. Chapter 2A of the Administrative Code is hereby amended by adding Article XXVIII, consisting of Section 2A.440, to read as follows:

***ARTICLE XXVIII: DEPARTMENT OF SANITATION AND STREETS***

***SEC. 2A.440. DEPARTMENT OF SANITATION AND STREETS.***

*(a) In accordance with Charter Section 4.138, there shall be a Department of Sanitation and Streets, which shall come into existence on October 1, 2022. The Department shall be headed by the Director of Sanitation and Streets, in accordance with Charter Section 4.138.*

*(b) In accordance with Charter Section 4.138(d), starting July 1, 2022, and notwithstanding any contrary provisions of the Municipal Code, the Department of Public Works shall provide administrative support for the Department of Sanitation and Streets, which shall include human*

*resources, performance management, finance, budgeting, technology, emergency planning, training, and employee safety services. Nothing herein shall preclude the Director of Sanitation and Streets from exercising the powers of a department head as specified in Administrative Code Section 2A.30 and Charter Section 4.126, or from negotiating or implementing agreements with other City departments to provide, receive, or share administrative support services, including those described in the preceding sentence, unless otherwise prohibited by the Charter or the Municipal Code.*

Section 3. Article III, Chapter 1 of the Campaign and Governmental Conduct Code is hereby amended by revising Section 3.1-252 and renumbering that section as Section 3.1-370, and adding Section 3.1-412, to read as follows:

***~~SEC.3.1-252.~~ SEC. 3.1-370. ~~GENERAL SERVICES AGENCY –~~ PUBLIC WORKS.***

| ***Designated Positions*** | ***Disclosure Categories*** |
|---|---|
| ***Commission*** | |
| *Public Works Commission, Member* | *1* |
| **Department-wide** | |
| * * * * | |

***SEC. 3.1-412. SANITATION AND STREETS.***

| ***Designated Positions*** | ***Disclosure Categories*** |
|---|---|
| ***Commission*** | |
| *Sanitation and Streets Commission, Member* | *1* |
| ***Department-wide*** | |
| *Director* | *1* |

Section 4. Effective Date. This ordinance shall become effective 30 days after enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the

ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board of Supervisors overrides the Mayor's veto of the ordinance.

Section 5. Operative Date. This ordinance shall become operative on July 1, 2022, or on its effective date, whichever is later. If the ordinance becomes operative on its effective date, it shall be retroactive to July 1, 2022.

APPROVED AS TO FORM:
DAVID CHIU, City Attorney

By: /s/_____
CHRISTOPHER TOM
Deputy City Attorney

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