

LEGISLATIVE DIGEST

[Police Code – Increasing Street Artist Certificate Fee]

Ordinance amending the Police Code by amending Article 24, Section 2404.1 to increase the fee for a Street Artist Certificate in accordance with the applicable Consumer Price Index when necessary in order to ensure recovery of the costs of administering and enforcing the provisions of the Street Artists Ordinance; and making environmental findings.

Existing Law

Section 2400 (SEC. 6) of the Police Code, which the San Francisco voters approved, provides that the “Board of Supervisors may increase the [Street Artist C]ertificate fee when necessary in order to finance the costs of the Art[s] Commission in administering and enforcing the provisions of this ordinance.” Since July 1, 2010, under Section 2404.1 of the Police Code, the fee for a quarterly (3 month) Street Artists Certificate is \$166.02 and the fee for an annual (1 year) Street Artists Certificate is \$664.08. The fees have remained unchanged for three years.

Amendments to Current Law

Beginning with fiscal year 2013-2014, and only when necessary in order to ensure recovery of the costs of the Arts Commission in administering and enforcing the provisions of the Street Artists Ordinance, the Controller would adjust the fees in accordance with the applicable Consumer Price Index. Specifically, the Controller would have the authority to adjust Street Artists Fees in an amount that (1) does not exceed changes in the United States Department of Labor and Bureau of Labor Statistics Consumer Price Index for San Francisco (the “Department of Labor CPI”), and (2) does not exceed the Arts Commission’s costs of administering and enforcing the provisions of the Street Artists Ordinance.

Background Information

The Arts Commission has determined that the current fees are insufficient to cover the costs of administering and enforcing the Street Artists Ordinance. The Controller’s application of the Department of Labor Consumer Price Index is a ministerial function and is consistent with annual City fee adjustments authorized under the Charter and the Street Artists Ordinance.