

File No. 170515

Committee Item No. 3

Board Item No. 12

COMMITTEE/BOARD OF SUPERVISORS

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Committee: Public Safety and Neighborhood Services Date June 5, 2017

Board of Supervisors Meeting Date JUNE 20, 2017

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OTHER (Use back side if additional space is needed)

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Completed by: Erica Major Date June 1, 2017
Completed by: JM Date 6/9/17

1 [Administrative Code - Fire Victims Assistance Fund]

2
3 **Ordinance amending the Administrative Code to allow tenants who have been**
4 **displaced by fires to receive payments from the Fire Victims Assistance Fund for up to**
5 **four years, instead of two years, if they earn 70% of Area Median Income or less, have**
6 **not secured permanent replacement housing, and have applied for an affordable**
7 **housing preference from the City as a tenant displaced by a fire.**

8 NOTE: **Unchanged Code text and uncodified text** are in plain Arial font.
9 **Additions to Codes** are in *single-underline italics Times New Roman font*.
10 **Deletions to Codes** are in *strikethrough italics Times New Roman font*.
11 **Board amendment additions** are in double-underlined Arial font.
12 **Board amendment deletions** are in ~~strikethrough Arial font~~.
13 **Asterisks (* * * *)** indicate the omission of unchanged Code
14 subsections or parts of tables.

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

16 Section 1. The Administrative Code is hereby amended by revising Section 10.100-
17 298, to read as follows:

18 **SEC. 10.100-298. SAN FRANCISCO FIRE VICTIMS ASSISTANCE FUND.**

19 (a) **Establishment of Fund.** The San Francisco Fire Victims Assistance Fund (the
20 "Fund") is established as a category six fund to receive any monies appropriated or donated
21 for the purpose of assisting victims of housing fires as set forth in this Section 10.100-298.
22 Donations to the Fund are deemed approved for acceptance and expenditure.

23 (b) **Use of Fund.** Monies in the fund shall be used exclusively by the Executive
24 Director of the Human Services Agency or his or her designee (the "Director") to provide
25 rental assistance to persons who have been displaced from their homes by fire in the past

1 three months. The Director may make payments from the Fund to persons so qualified and
2 earning up to 100% of the Area Median Income. Assistance from the Fund to any person in
3 connection with a single incident shall not extend beyond 24 months from the date of the
4 incident, except that persons earning 70% of Area Median Income or less may continue to receive
5 assistance up to 48 months from the date of the incident if (1) they have not resided in the unit from
6 which they were displaced since the incident, (2) they received services or financial support from
7 the Human Services Agency within three months after the incident, (3) they have not secured
8 permanent replacement housing after the incident, (4) the building in which the incident occurred
9 remains uninhabitable, and (5) they have applied to the Mayor's Office of Housing and Community
10 Development for a preference in a City Affordable Housing Program as a Category 3 Displaced Tenant
11 under Administrative Code Chapter 47. Payments from the Fund are entirely in the Director's
12 lawful discretion and there is in no circumstance a right to a payment.

13 (c) **Administration of Fund.** The Director shall submit an annual written report to the
14 Board of Supervisors and the Controller within the first two weeks of July showing donations
15 received, the nature and amount of such donations, and the disposition thereof, together with
16 a description of the individual payments made from the Fund.

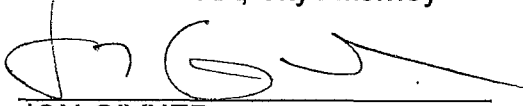
17
18 Section 2. Effective Date. This ordinance shall become effective 30 days after
19 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the
20 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board
21 of Supervisors overrides the Mayor's veto of the ordinance.

22
23 Section 3. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors
24 intends to amend only those words, phrases, paragraphs, subsections, sections, articles,
5 numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal

1 Code that are explicitly shown in this ordinance as additions, deletions, Board amendment
2 additions, and Board amendment deletions in accordance with the "Note" that appears under
3 the official title of the ordinance.

4
5 APPROVED AS TO FORM:
6 DENNIS J. HERRERA, City Attorney

7 By:



8 JON GIVNER
9 Deputy City Attorney

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REVISED LEGISLATIVE DIGEST

(6/13/2017, Amended in Board)

[Administrative Code - Fire Victims Assistance Fund]

Ordinance amending the Administrative Code to allow tenants who have been displaced by fires to receive payments from the Fire Victims Assistance Fund for up to four years, instead of two years, if they earn 70% of Area Median Income or less, have not secured permanent replacement housing, and have applied for an affordable housing preference from the City as a tenant displaced by a fire.

Existing Law

The San Francisco Fire Victims Assistance Fund (the "Fund") is a fund that can receive money appropriated or donated for the purpose of assisting victims of fires. Money in the Fund may be used by the Director of the Human Services Agency (the "Director"), or a designee, to provide rental assistance to people who have been displaced from their homes by fire in the past three months. The Director can make payments from the Fund to such displaced persons if they earned less than 100% of the Area Median Income. Assistance from the Fund to any person in connection with a single incident cannot extend beyond 24 months from the date of the incident. Payments from the Fund are entirely in the Director's discretion and there is in no circumstance a right to a payment.

Amendments to Current Law

The proposed ordinance would allow the Director to use the Fund to provide rental assistance up to 48 months after the incident instead of 24 months a subset of individuals who are eligible for assistance under existing law. To qualify for extended assistance, persons must (1) earn 70% of Area Median Income or less; (2) have not resided in the unit from which they were displaced since the incident, (3) have not secured permanent replacement housing; (4) be unable to return to the building where the fire occurred because it is still uninhabitable; and (5) have applied to the Mayor's Office of Housing and Community Development for a preference in a City Affordable Housing Program as a tenant displaced by fire.

The Board of Supervisors amended the proposed ordinance on June 13, 2017 to eliminate the requirement that people receiving assistance must have been displaced in the previous three months.

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BOARD of SUPERVISORS



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TDD/TTY No. 554-5227

MEMORANDUM

TO: Trent Rhorer, Executive Director, Human Services Agency
Joanne Hayes-White, Chief, Fire Department
Olson Lee, Director, Mayor's Office of Housing and Community
Development
Ben Rosenfield, Controller, Office of the Controller

FROM: Erica Major, Assistant Clerk, Public Safety and Neighborhood Services
Committee, Board of Supervisors

DATE: May 9, 2017

SUBJECT: LEGISLATION INTRODUCED

The Board of Supervisors' Public Safety and Neighborhood Services Committee has received the following proposed legislation, introduced by Supervisor Ronen on May 2, 2017:

File No. 170515

Ordinance amending the Administrative Code to allow tenants who have been displaced by fires to receive payments from the Fire Victims Assistance Fund for up to four years, instead of two years, if they earn 70% of Area Median Income or less, have not secured permanent replacement housing, and have applied for an affordable housing preference from the City as a tenant displaced by a fire.

If you have any additional comments or reports to be included with the file, please forward them to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

c: Krista Ballard, Human Services Agency
Kelly Alves, Fire Department
Eugene Flannery, Mayor's Office of Housing and Community Development
Todd Rydstrom, Office of the Controller

Print Form

Introduction Form

By a Member of the Board of Supervisors or the Mayor

RECEIVED
BOARD OF SUPERVISORS
SAN FRANCISCO

2017 MAY -2 PM 4:09

Time stamp
or meeting date

I hereby submit the following item for introduction (select only one):

1. For reference to Committee.

An ordinance, resolution, motion, or charter amendment.

2. Request for next printed agenda without reference to Committee.

3. Request for hearing on a subject matter at Committee.

4. Request for letter beginning "Supervisor [] inquires"

5. City Attorney request.

6. Call File No. [] from Committee.

7. Budget Analyst request (attach written motion).

8. Substitute Legislation File No. []

9. Request for Closed Session (attach written motion).

10. Board to Sit as A Committee of the Whole.

11. Question(s) submitted for Mayoral Appearance before the BOS on []

Please check the appropriate boxes. The proposed legislation should be forwarded to the following:

Small Business Commission Youth Commission Ethics Commission

Planning Commission Building Inspection Commission

Note: For the Imperative Agenda (a resolution not on the printed agenda), use a Imperative

Sponsor(s):

Ronen, Fewer

Subject:

Ordinance amending the Administrative Code to allow tenants who have been displaced by fires to receive payments from the Fire Assistance Fund for up to four years, instead of two years, if they earn 70% of Area Median Income or less, have not secured replacement housing, and have applied for an affordable housing preference from the City as a tenant displaced a fire.

The text is listed below or attached:

Please see attached ordinance.

I kindly request that this be sent to the Public Safety and Neighborhood Services Committee.

Signature of Sponsoring Supervisor: *Jill Rowe*

For Clerk's Use Only:
