


BOARD of SUPERVISORS



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MEMORANDUM

Date: October 10, 2018
To: The Honorable Members, Board of Supervisors
From:  Angela Calvillo, Clerk of the Board
Subject: Cannabis Oversight Committee

Board of Supervisors Rules of Order 2.21 establishes certain criteria that must be included in legislation creating and establishing, or reauthorizing, new bodies (boards/commissions/task forces/advisory bodies) and requires the Clerk of the Board to advise the Board on certain matters. In order to fulfill these requirements, the following is provided:

File No. 180800 Administrative Code - Cannabis Oversight Committee

The Cannabis Oversight Committee (Committee) would be a new advisory body on the implementation and enforcement of City laws and regulations related to cannabis in San Francisco. This Committee would be codified by adding a new Administrative Code, Article X, Section 5.10-1 through 5.10-8.

- Does a current body address the same or similar subject matter?

The only other advisory body similar to this proposed Committee is the Cannabis State Legalization Task Force (Task Force). The Task Force was created to advise on the "potential" legalization of cannabis, but now that the legalization has occurred this Committee is proposed to be formed and the Task Force is expected to sunset.

- Language requiring the body to meet at least once every four months

Section 5.10-7(a) requires the Committee to hold regular meetings at least five times per year.



- Language indicating members serve at the pleasure of the appointing authority

Section 5.10-5 indicates that all voting members (seats 8-16) shall serve at the pleasure of the Board. Non-voting members (seats 1-7) are specific department heads and/or their designees.

- Language establishing attendance requirements

Section 5.10-5(c) indicates that voting members who miss three regular meetings within a six-month period without approval shall be deemed to have resigned from the Committee ten days after the third unapproved absence.

- Number of seats and qualifications

There are seven non-voting members (seats 1-7) and seven voting members (seats 8-16), for a total of 14 members, as follows:

- Seat 1) Director of the Department of Public Health, or their designee;*
- Seat 2) Chief of the Police Department, or their designee;*
- Seat 3) Director of the Department of Building Inspection, or their designee;*
- Seat 4) Director of the Planning Department, or their designee;*
- Seat 5) Superintendent of the San Francisco Unified School District, or their designee, including a Member of the Board of Education;*
- Seat 6) Member of the Entertainment Commission, appointed by the Entertainment Commission;*
- Seat 7) Chief of the Fire Department, or their designee;*

Appointed by the Board of Supervisors:

- Seat 8) Owner of a Cannabis Business permitted through the Equity Program;*
- Seat 9) Operator of a Cannabis cultivation, manufacturing, or distribution business with fewer than 20 employees at the time of appointment;*
- Seat 10) Representative of organized labor who works with the Cannabis business labor force;*
- Seat 11) Representative of organized labor who works with the Cannabis delivery service labor force;*
- Seat 12) Owner of a storefront Cannabis retailer;*
- Seat 13) Equity applicant, as defined in Police Code Section 1604(b);*
- Seat 14) A person who demonstrated subject matter expertise on the State of California's Cannabis laws and regulations;*
- Seat 15) A person with significant experience in workforce and economic development;*
and



Seat 16) A person who has been a Medicinal Cannabis patient or Medicinal Cannabis consumer for at least five years, with an extensive history advocating for Medicinal Cannabis patients or involvement in implementing and running a Cannabis compassionate use program.

- Term limits (i.e., commencement date? staggered terms?)

Voting members (seats 8-16) shall serve two-year terms, and non-voting members (seats 1-7) may serve multiple terms since their appointments are part of their department staff duties.

- Administering department

The City Administrator shall provide administrative and policy support for the Committee.

- Reporting requirements

The Committee shall gather and evaluate data and report to the Board of Supervisors and Mayor on the effectiveness of City laws and regulations and the overall health and stability of the Cannabis industry in San Francisco. There are no requirements on how often or when these reports shall be submitted.

- Sunset date

The Committee shall terminate three years after the effective date of the proposed Ordinance, unless the Board of Supervisors extends the term of the Committee.