

1 [Emergency Ordinance - Grocery Store, Drug Store, Restaurant, and On-Demand Delivery  
2 Service Employee Protections]

3 **Reenactment of emergency ordinance (Ordinance No. 74-20, reenacted by Ordinance**  
4 **No. 110-20) to temporarily require grocery store, drug store, restaurant, and on-demand**  
5 **delivery service employers to provide health and scheduling protections to employees**  
6 **during the public health emergency related to COVID-19.**

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

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

15 Section 1. Declaration of Emergency Pursuant to Charter Section 2.107.

16 (a) Section 2.107 of the Charter authorizes passage of an emergency ordinance in  
17 cases of public emergency affecting life, health, or property, or for the uninterrupted operation  
18 of any City or County department or office required to comply with time limitations established  
19 by law. An emergency ordinance enacted under Charter Section 2.107 automatically  
20 terminates on the 61st day after passage, but may be reenacted upon the same terms and  
21 conditions applicable to its initial enactment.

22 (b) Pursuant to Charter Section 2.107, the City enacted Ordinance No. 74-20, an  
23 emergency ordinance to temporarily require grocery store, drug store, restaurant, and on-  
24 demand delivery service employers to provide health and scheduling protections to  
25 employees during the public health emergency related to COVID-19. That emergency

1 ordinance became effective when enacted, on May 1, 2020. Emergency Ordinance No. 110-  
2 20, effective July 10, 2020, reenacted Ordinance No. 74-20.

3 (c) The Board of Supervisors hereby finds that the findings declared in Sections 1 and  
4 2 of Ordinance No. 74-20 and reaffirmed in Ordinance No. 110-20 remain valid and  
5 compelling, and declares further that an actual emergency continues to exist that requires the  
6 reenactment of Ordinance No. 74-20 to reduce the likelihood of COVID-19 infection among  
7 employees of grocery stores, drug stores, restaurants, and on-demand delivery services and  
8 the members of the public with whom they interact.

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10 Section 2. Reenactment of Emergency Ordinance.

11 Consistent with Charter Section 2.107, this emergency ordinance reenacts for an  
12 additional 60 days the emergency ordinance temporarily requiring grocery store, drug store,  
13 restaurant, and on-demand delivery service employers to provide health and scheduling  
14 protections to employees during the public health emergency related to COVID-19 (Ordinance  
15 No. 74-20), as reenacted by Ordinance No. 110-20.

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17 Section 3. Effective Date; Expiration.

18 (a) If enacted prior to the expiration of Ordinance No. 110-20, which reenacted  
19 Ordinance No. 74-20, this reenacted emergency ordinance shall become effective  
20 immediately upon the date of expiration of Ordinance No. 110-20, and shall itself expire on the  
21 61st day following its effective date unless reenacted as provided by Charter Section 2.107, or  
22 upon the termination of the Public Health Emergency, whichever occurs first.

23 (b) If enacted after the expiration of Ordinance No. 110-20, this reenacted emergency  
24 ordinance shall become effective immediately upon enactment, and shall expire on the 61st

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1 day following its effective date unless reenacted as provided by Charter Section 2.107, or  
2 upon the termination of the Public Health Emergency, whichever occurs first.

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4 Section 4. Directions to Clerk.

5 The Clerk of the Board of Supervisors is hereby directed to place a copy of this  
6 reenacted emergency ordinance in File No. 200360 for Ordinance No. 74-20 and File No.  
7 200609 for Ordinance NO. 110-20, and to make a notation cross-referencing this emergency  
8 ordinance where Ordinance Nos. 74-20 and 110-20 appear on the Board of Supervisors  
9 website as legislation passed.

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11 Section 5. Supermajority Vote Required.

12 In accordance with Charter Section 2.107, passage of this reenacted emergency  
13 ordinance by the Board of Supervisors requires an affirmative vote of two-thirds of the Board  
14 of Supervisors.

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16 APPROVED AS TO FORM:  
17 DENNIS J. HERRERA, City Attorney

18 By: /s/ \_\_\_\_\_  
19 LISA POWELL  
20 Deputy City Attorney

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