FILE NO. 010529   ORDINANCE NO.   67-01

1   [Creating an official holiday for March 31st, the birthday of Cesar Chavez.]

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3   Ordinance amending Chapter 16, Article 1 of the San Francisco Administrative Code by

4   adding section 16.5 to create an official holiday for March 31st, the birthday of Cesar

5   Chavez.

6   Note: This entire section is new.
                       Board amendment additions are <u>double underlined</u>.

7

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

9   Section 1. The San Francisco Administrative Code is hereby amended by adding

10   Chapter 16, Article 1, Section 16.5, to read as follows:

11   Sec. 16.5. Cesar Chavez Day. (a) March 31st shall be a holiday, known as "Cesar

12   Chavez Day."

13   (b) This section shall create a paid holiday for represented employees of the City and

14   County of San Francisco only to the extent allowed by ratified Memoranda of Understanding

15   between the City and the affected recognized employee organizations. <u>This section will not</u>

16   <u>create a paid holiday for City employees until funds have been allocated for such a holiday.</u>

17   <u>(c) The process for establishing a paid holiday for City employees is the following:</u>

18   <u>(1) For employees represented by an employee organization whose labor</u>

19   <u>contract (Memorandum of Understanding, or MOU) contains the following, or a similar,</u>

20   <u>provision</u>

21   <u>"[A]ny day declared to be a holiday by proclamation of the Mayor after</u>

22   <u>such day has heretofore been declared a holiday by the Governor…or the President…"</u>

23   <u>the Mayor may, by proclamation, provide a paid holiday for those employees covered by the</u>

24   <u>MOU.</u>

25   <u>(2) For employees represented by an employee organization whose MOU does</u>

1   not contain the language included in subparagraph (1) above, or if the Mayor does not

2   exercise her or his authority under the language in subparagraph (1) above, the Mayor,

3   through the Department of Human Resources, may meet and confer with employee

4   representatives and propose an amendment to the MOU that will provide a paid holiday for

5   those employees covered by the MOU. Such a proposed MOU amendment, if agreed upon

6   by the labor organization and the Mayor, must be approved, or rejected, by the Board of

7   Supervisors, and would become effective the following fiscal year.

8   (3) For employees who are not represented by an employee organization, the

9   City, by an ordinance approved by the Board of Supervisors, may amend the Unrepresented

10 Employees Ordinance to provide an additional paid holiday for unrepresented City employees.

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12 APPROVED AS TO FORM:
    LOUISE H. RENNE, City Attorney

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14 By: Theodore R. Lakey
            Theodore R. Lakey

15   Deputy City Attorney

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City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Ordinance

File Number: 010529   **Date Passed:**

Ordinance amending Chapter 16, Article 1 of the San Francisco Administrative Code by adding Section 16.5 to create an official holiday for March 31st, the birthday of Cesar Chavez.

April 16, 2001   Board of Supervisors — AMENDED

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Absent: 1 - Yee

April 16, 2001   Board of Supervisors — PASSED ON FIRST READING AS AMENDED

Ayes: 9 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Noes: 1 - Hall
Absent: 1 - Yee

April 23, 2001   Board of Supervisors — FINALLY PASSED

Ayes: 8 - Daly, Gonzalez, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Noes: 1 - Hall
Absent: 2 - Ammiano, Newsom

File No. 010529

I hereby certify that the foregoing Ordinance was FINALLY PASSED on April 23, 2001 by the Board of Supervisors of the City and County of San Francisco.
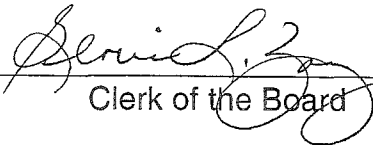
Jean Lum

Jean Lum
Acting Clerk of the Board

_____

Date Approved

_____

Mayor Willie L. Brown Jr.

May 4, 2001

I hereby certify that the foregoing ordinance, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, became effective without his approval in accordance with the provision of said Section 3.103 of the Charter.

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Clerk of the Board

File No.
010529