

FILE NO. 090328

ORDINANCE NO.

1 [Eligibility Criteria For Community Living Fund.]  
 2

3 **Ordinance amending the San Francisco Administrative Code by amending**  
 4 **Section 10.100-12, to establish a pilot program using the Elder Economic Security**  
 5 **Index Fund as a factor for determining eligibility for the Community Living Fund.**

6 NOTE: Additions are single-underline italics Times New Roman;  
 7 deletions are ~~strike-through italics Times New Roman~~.  
 8 Board amendment additions are double-underlined;  
 9 Board amendment deletions are ~~strikethrough-normal~~.

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

11 Section 1. The San Francisco Administrative Code is hereby amended by amending  
 12 Section 10.100-12, to read as follows:

13 **SEC. 10.100-12. AGING AND ADULT SERVICES COMMUNITY LIVING FUND.**

14 (a) **Establishment of Fund.** The Aging and Adult Services Community Living Special  
 15 Fund is established as a Category 4 special fund, meaning that funds may be appropriated,  
 16 interest shall be accumulated and that any fund balance shall carry forward year to year. The  
 17 fund may be referred to as the "Community Living Fund for Aging and Adult Services." The  
 18 Community Living Fund for Aging and Adult Services shall contain all monies appropriated  
 19 from any lawful source for this purpose pursuant to Article IX of the City Charter. Unless  
 20 expressly indicated in the Annual Appropriation Ordinance, the funds appropriated to the  
 21 Community Living Fund for Aging and Adult Services, regardless of the source, are not  
 22 intended to supplant any existing funding for community-based long term care and supportive  
 23 services.

24 (b) **Use of Fund.** Monies deposited in the fund shall be expended for the purposes  
 25 designated by the Director of the Department of Aging and Adult Services (DAAS), as

1 approved by the Aging and Adult Services Commission, and after consideration of input  
2 provided by the Health Department and the Long Term Care Coordinating Council. The fund  
3 shall be used primarily for programs and services, including assistance for individuals to age  
4 in place in their own homes or in assisted living facilities and supportive housing. Such  
5 programs and services shall include those offered or funded by City agencies other than  
6 DAAS. The fund shall target those individuals currently placed in institutional care who are  
7 willing and able to be discharged to community living as well as those individuals at imminent  
8 risk of placement in institutional care. Funding shall be used for services and programs that  
9 enable an individual to live independently in the community. The fund would prioritize  
10 services where funding is not available through alternative sources or programs, or those  
11 services that may be needed as a bridge while alternative funding is secured. Services may  
12 include, but are not limited to the following: case management, personal assistance services  
13 and homecare, adult day health and social day programs, money management, mental health  
14 and substance abuse services including residential programs, 24-hour mental health services,  
15 home health care, and subsidies for housing and residential care. Eligibility for assistance  
16 from this fund shall be based on independent needs assessments performed by qualified  
17 public and private providers and subject to the priorities set by DAAS through the planning  
18 and budgeting process. Funds shall target low-income individuals with incomes of up to 300  
19 percent of the federal poverty level subject to subsection (e). Funding is intended to increase  
20 and enhance services and support for individuals in a way that is consumer-centered and  
21 flexible. In no event shall the cost of department staffing associated with the duties and  
22 services associated with this fund exceed 15% (fifteen percent) of the total amount of the  
23 fund.

24 (c) **Administration of the Fund.** The Director of Aging and Adult Services, or their  
25 designee, shall administer the fund. An annual plan shall be prepared by DAAS and

1 submitted to the Aging and Adult Services Commission for approval after a public hearing  
2 process that includes input from the Health Department and the Long Term Care Coordinating  
3 Council. Wherever possible, the annual plan will prioritize projects where providing funding is  
4 likely to result in additional State, federal or charitable dollars.

5 (d) **Reporting Requirement.** Six months from the adoption of this ordinance, and  
6 every six months thereafter, DAAS shall report to the Board of Supervisors the level of service  
7 provided and costs incurred in connection with the duties and services associated with this  
8 fund.

9 **(e) Economic Security Index Pilot Program.**

10 (1) DAAS shall develop and implement a pilot program using the 2009 Elder Economic  
11 Security Standard Index calculated by the University of California as one of the factors for determining  
12 eligibility for applicants to the Community Living Fun, regardless of age, under subsection (b), in  
13 place of using a multiplier of the Federal Poverty Level. The pilot program shall end on January 1,  
14 2011, unless this requirement is extended by ordinance of the Board of Supervisors. During the pilot  
15 project, DAAS will collect and analyze relevant data but will not alter current Community Living  
16 Fund eligibility requirements.

17 (2) DAAS shall report on use of the Economic Security Index as part of the first report it  
18 submits to the Board of Supervisors under subsection (d) following the completion of the first six  
19 months of the pilot program, and then again in the following report, so that use of the Index is  
20 addressed by DAAS in at least two reporting cycles. The reports shall discuss the impact of using the  
21 Index on available resources and the applicant population, and shall include recommendations on the  
22 continued use of the Index. After receipt of the second report, the Board may act to extend the pilot  
23 project. ~~It~~ The Board may also consider at any time after the receipt of the second report the use  
24 of other indexes, similar to the Elder Economic Security Standard Index, such as the Family  
25 Economic Self-Sufficiency Standard or other relevant indices, to supplement or replace use of the

1 Federal Poverty Level in determining the costs of living in the Bay Area as part of local eligibility  
2 criteria for other city programs.

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

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8 By:   
9 ALEETA M. VAN RUNKLE  
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

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**File Number:** 090328

**Date Passed:**

Ordinance amending the San Francisco Administrative Code by amending Section 10.100-12, to establish a pilot program using the Elder Economic Security Index Fund as a factor for determining eligibility for the Community Living Fund.

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May 12, 2009 Board of Supervisors — PASSED ON FIRST READING

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

May 19, 2009 Board of Supervisors — FINALLY PASSED

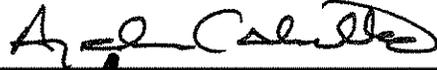
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

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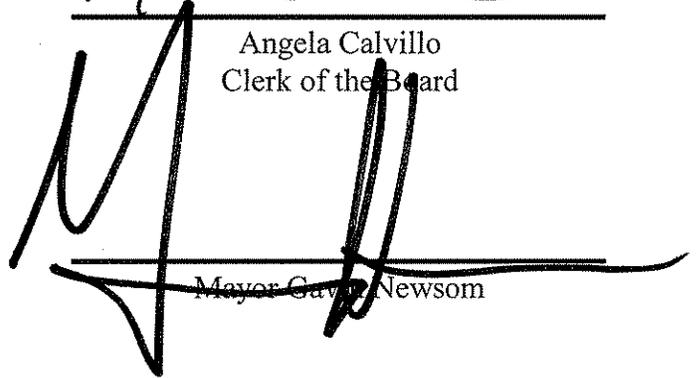
I hereby certify that the foregoing Ordinance was FINALLY PASSED on May 19, 2009 by the Board of Supervisors of the City and County of San Francisco.

5/28/09

Date Approved



Angela Calvillo  
Clerk of the Board



Mayor Gavin Newsom