



City and County of San Francisco
Meeting Minutes
Rules Committee

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

Members: Hillary Ronen, Catherine Stefani, Gordon Mar

Clerk: Victor Young (415) 554-7723

Monday, April 6, 2020

10:00 AM

Regular Meeting

Present: 3 - Hillary Ronen, Catherine Stefani, and Gordon Mar

The Rules Committee met in remote regular session on Monday, April 6, 2020, with Chair Hillary Ronen presiding. Chair Ronen called the meeting to order at 10:05 a.m.

ROLL CALL AND ANNOUNCEMENTS

On the call of the roll, Chair Ronen, Vice Chair Stefani and Member Mar were noted present. A quorum was present.

AGENDA CHANGES

There were no agenda changes.

REGULAR AGENDA

200313 [Emergency Ordinance - Public Health Emergency Leave]

Sponsors: Mar; Haney and Ronen

Emergency ordinance to temporarily require private employers with 500 or more employees to provide public health emergency leave during the public health emergency related to COVID-19. (Pursuant to Charter, Section 2.107, this matter requires the affirmative vote of two-thirds of the Board of Supervisors (8 votes) for passage.)

03/24/20; ASSIGNED UNDER 30 DAY RULE PENDING APPROVAL AS TO FORM to Rules Committee.

03/31/20; SUBSTITUTED AND ASSIGNED to Rules Committee. 4/2/20 - President Yee waived the 30-day rule pursuant to Board Rule No. 3.22.

Heard in Committee. Speakers: Anne Pearson (Office of the City Attorney); provided an overview and responded to questions raised throughout the discussion. Mr. Terrell; Shelly Tully; Anna Terano; Kong Fang; Emily Abraham (San Francisco Chamber of Commerce); Angela (South of Market Community Action Network); spoke in support of the matter. Speaker; spoke neither in support nor opposition on the matter.

Supervisor Ronen requested to be added as a co-sponsor.

Supervisor Mar moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE, on Page 6, Lines 6-7, to insert 'as each term is defined in 29 C.F.R. 826.30(c), as may be amended from time to time; Page 6, Lines 8-9, to strike "'Health care provider" has the meaning given to such term in section 101 of the Family and Medical Leave Act of 1993, 29 U.S.C 2611, as may be amended from time to time'; Page 6, Lines 12-16, to insert 'provided however that an Employer's obligation to provide Public Health Emergency Leave under Section 4(a) shall be reduced for every hour an Employer allowed an Employee to take paid leave or paid time off consistent with the requirements of Section 4(h), not including previously accrued hours, on or after February 25, 2020, for any of the reasons described in Sections 5(a); Page 7, Lines 22-25, to insert 'Futher, this includes an Employee who is a member of a "vulnerable population" as defined in Order No. C19-05 who is unable to work due to recommendations in Order No. C19-05, C19-07b, or any order issued by Governor Newsom or Bay Area jurisdictions recommending or requiring additional restrictions for vulnerable or high-risk populations'; Page 9, Lines 16-17, to insert 'as well as of City, State, or Federal resources that Employees negatively impacted by the Public Health emergency may qualify to received; Page 9, Lines 22-24, to insert 'every employer shall provide the notice in English, Spanish, Chinese, and any language spoken by at least 5% of the Employees who are, or prior to the Public Health Emergency were, at the workplace or job site'; Page 10, Line 15, to insert 'reduce other Employee benefits,; and adding other clarifying and conforming changes. The motion carried by the following vote:

Ayes: 3 - Ronen, Stefani, Mar

Member Mar requested that the matter be Duplicated. (See File No. 200355)

DUPLICATED

(Pursuant to Charter, Section 2.107, this matter requires the affirmative vote of two-thirds of the Board of Supervisors (8 votes) for passage.)

Member Mar moved that this Ordinance be RECOMMENDED AS AMENDED AS A COMMITTEE REPORT. The motion carried by the following vote:

Ayes: 3 - Ronen, Stefani, Mar

200355 [Emergency Ordinance - Public Health Emergency Leave]**Sponsors: Mar; Haney and Ronen**

Emergency ordinance to temporarily require private employers with 500 or more employees to provide public health emergency leave during the public health emergency related to COVID-19.

Duplicated from File No. 300313.

Member Mar moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 3 - Ronen, Stefani, Mar

Member Mar moved that this Ordinance be CONTINUED AS AMENDED to the April 13, 2020, Rules Committee meeting. The motion carried by the following vote:

Ayes: 3 - Ronen, Stefani, Mar

ADJOURNMENT

There being no further business, the Rules Committee adjourned at the hour of 10:35 a.m.

N.B. The Minutes of this meeting set forth all actions taken by the Rules Committee on the matters stated, but not necessarily in the chronological sequence in which the matters were taken up.