

1 [Eligibility Criteria For Community Living Fund.]

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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.**

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

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

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

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

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

25 (b) **Use of Fund.** Monies deposited in the fund shall be expended for the purposes
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 Fund under subsection (b), in place of using a
13 multiplier of the Federal Poverty Level. The pilot program shall end on January 1, 2011, unless this
14 requirement is extended by ordinance of the Board of Supervisors.

15 (2) DAAS shall report on use of the Economic Security Index as part of the first report it
16 submits to the Board of Supervisors under subsection (d) following the completion of the first six
17 months of the pilot program, and then again in the following report, so that use of the Index is
18 addressed by DAAS in at least two reporting cycles. The reports shall discuss the impact of using the
19 Index on available resources and the applicant population, and shall include recommendations on the
20 continued use of the Index. After receipt of the second report, the Board may act to extend the pilot
21 project. It may also consider the use of other indexes, similar to the Elder Economic Security
22 Standard, to supplement or replace use of the Federal Poverty Level in determining the costs of living
23 in the Bay Area as part of local eligibility criteria for other city programs.

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APPROVED AS TO FORM:

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By:



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Deputy City Attorney

LEGISLATIVE DIGEST

[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.]

Existing Law

Section 10.100-12 of the SF Administrative Code provides for a "Community Living Fund for Aging and Adult Services." The Aging and Adult Services Community Living Special Fund is a Category 4 special fund, meaning that any fund balance shall carry forward year to year. The Community Living Fund contains all monies appropriated from any lawful source for this purpose pursuant to Article IX of the City Charter. Unless expressly indicated in the Annual Appropriation Ordinance, the funds appropriated to the Community Living Fund for Aging and Adult Services, regardless of the source, are not intended to supplant any existing funding for community-based long term care and supportive services.

Monies deposited in the fund are used for the purposes designated by the Director of the Department of Aging and Adult Services (DAAS), as approved by the Aging and Adult Services Commission, and after consideration of input provided by the Health Department and the Long Term Care Coordinating Council. The fund is primarily for programs and services, including assistance for individuals to age in place in their own homes or in assisted living facilities and supportive housing. The fund specifically target those individuals currently placed in institutional care who are willing and able to be discharged to community living as well as those individuals at imminent risk of placement in institutional care. Funding shall be used for services and programs that enable an individual to live independently in the community.

The fund prioritizes services where funding is not available through alternative sources or programs, or those services that may be needed as a bridge while alternative funding is secured. Services may include, but are not limited to the following: case management, personal assistance services and homecare, adult day health and social day programs, money management, mental health and substance abuse services including residential programs, 24-hour mental health services, home health care, and subsidies for housing and residential care.

Eligibility for assistance from this fund shall be based on independent needs assessments performed by qualified public and private providers and subject to the priorities set by DAAS through the planning and budgeting process. Funds target low-income individuals with incomes of up to 300 percent of the federal poverty level.

FILE NO.

Amendments to Current Law

The proposed amendment to Section 10.100-12 would create an "Economic Security Index Pilot Program." DAAS shall develop and implement a pilot program using the 2009 Elder Economic Security Standard Index calculated by the University of California as one of the factors for determining eligibility for applicants to the Community Living Fund in place of using a multiplier of the Federal Poverty Level. The pilot program would end on January 1, 2011, unless this requirement is extended by ordinance of the Board of Supervisors.

DAAS would report on use of the Economic Security Index as part of the report it submits to the Board of Supervisors following the completion of the first six months of the pilot program and will report on use of the Index through two reporting cycles. The report would discuss the impact of using the Index on available resources and the applicant population, and shall include recommendations on the continued use of the Index. At that time, the Board may act to extend the pilot project. It may also consider the use of other indexes, similar to the Elder Economic Security Standard, to supplement or replace use of the Federal Poverty Level in determining the costs of living in the Bay Area as part of local eligibility criteria for other city programs