Ordinance amending the Administrative Code to direct the Department of Public Health to report biennially on food security and equity, with input from other departments.

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

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

Section 1. The Administrative Code is hereby amended by adding Chapter 59A, consisting of Sections 59A.1, 59A.2, and 59A.3, to read as follows:

CHAPTER 59A: FOOD SECURITY AND EQUITY REPORTS

SEC. 59A.1. PURPOSE AND INTENT.

This Chapter 59A is intended to codify a method for the Department of Public Health to collect and aggregate data related to food security and health equity from other City departments and then publish a biennial report based on that data. The report is intended to identify the populations in the City that are food insecure; that are receiving City food-related services, whether those services address health, racial, geographic, age, or other inequities; and what barriers to food security exist. If the City establishes a program of grant-supported food empowerment markets, the report is also intended to inform the Human Services Agency in its implementation and awarding of grants under such a program.

SEC. 59A.2. FOOD SECURITY AND EQUITY REPORTS.
(a) **Biennial Report.** The Department of Public Health ("DPH") shall publish a Food Security and Equity Report ("Biennial Report") by October 1, 2023, and by October 1 every second year thereafter. The Biennial Report shall contain information and analysis on food security and equity in the City, as detailed in subsection (d).

(b) **Reporting Departments and Other Reporting Entities.**

(1) DPH shall work in collaboration with the Department of Children, Youth, and Their Families, Department of Disability and Aging Services, Department of Benefits and Family Support, Department of Homelessness and Supportive Housing, Office of Early Care and Education, First 5 San Francisco, Recreation and Parks Department, Human Rights Commission, Municipal Transportation Agency, Planning Department, Department of the Environment, Office of Economic and Workforce Development, Office of the Controller, Office of Contract Administration, and Treasurer & Tax Collector (the "Reporting Departments") to collect data and publish the Biennial Report.

(2) DPH may request data from the San Francisco Unified School District and the San Francisco Housing Authority and include such data in the Biennial Report, as outlined in subsections (c) and (d). If either entity provides such data, that entity shall be considered a Reporting Department for purposes of this Section 59A.2.

(3) DPH may request data from other relevant entities, including, for example, grantees of any food empowerment markets established by the City pursuant to Administrative Code Section 10.100-72 and City-funded community-based organizations.

(c) **Data Collection.**

(1) DPH shall provide a preliminary data set on health conditions and health disparities of City residents ("Preliminary Data Set") to the Reporting Departments. The Preliminary Data Set shall include data on relevant social conditions and defined group conditions and, to the extent feasible, such data shall be disaggregated by race, ethnicity, and sexual orientation and gender identity. Relevant social conditions include, by way of example but not limitation, poverty and
malnutrition. Defined group conditions include, by way of example but not limitation, hypertension and other cardiovascular diseases, low birth weight, diabetes, weight, mental health conditions, and dietary intake.

(2) DPH shall develop and provide a food program data framework ("Food Program Data Framework") to the Reporting Departments. The Food Program Data Framework shall provide Reporting Departments with guidelines for applying the Preliminary Data Set to programs or initiatives within each Reporting Department and a format for the Reporting Departments to send relevant data, reports, and recommendations to DPH. The Food Program Data Framework should include at least the following: available descriptors of the population served (such as household size and household income), funding for food-related programs (including from federal, state, and City grants or funds), racially disaggregated enrollment in food programs, service volumes, and geographic distribution of program services. DPH may include other information in the Food Program Data Framework as it deems appropriate, and may request the Reporting Departments to provide information as a narrative report, a data set, or other appropriate response.

(3) After receiving the Preliminary Data Set and Food Program Data Framework, the Reporting Departments shall apply the Preliminary Data Set to applicable programs or initiatives within their departments as prescribed in the Food Program Data Framework. Applicable programs or initiatives include those that provide a food- or nutrition-related service or food- or nutrition-related income support. Each Reporting Department shall develop a food security data set ("Food Security Data Set") in alignment with the Food Program Data Framework using existing data from each Reporting Department. Nothing in this Section 59A.2 shall be construed as mandating additional or new data collection by a Reporting Department beyond data a department already collects. Within 120 days after receiving the Preliminary Data Set and Food Program Data Framework, each Reporting Department shall submit its Food Security Data Set to DPH. DPH may answer inquiries from and
assist any Reporting Department during development of each department’s Food Security Data Set to help that department meet the requirements and intent of this Section 59A.2.

(d) Biennial Report Contents. DPH shall incorporate into the Biennial Report each Reporting Department’s Food Security Data Set and the Biennial Report shall address, to the extent feasible, at least the following:

_____ (1) Information describing the current state of food insecurity in the City with demographics and analysis of household need, including, at a minimum, (A) household income and self-sufficiency, (B) population-level food insecurity estimates, (C) results of standardized food security screenings in public agencies and community programs, (D) analysis of health disparities for which nutrition is critical, and (E) data from residents experiencing food insecurity on their needs and their experience with city-funded programs.

_____ (2) Information describing food-related programs or services delivered to City residents by federal, state, and local governments and private entities. Examples of such information include financial resources (such as CalFresh, WIC, food vouchers, and income support); food access services (such as free dining rooms, food pantries, school meals, and congregate and home-delivered meals); and related services (such as nutrition education).

_____ (3) Analysis of system infrastructure to support food security, including information and referral systems, community food infrastructure (including, for example, kitchens in housing units, food storage, transportation, and workforce), and urban agriculture.

_____ (4) Analysis of health and other inequities as applied to food security programs.

_____ (5) Recommendations for policies, programs, and budget from DPH, the Reporting Departments, and the Food Security Task Force (established in Article X, Chapter 5 of the Administrative Code) to address food insecurity, gaps in resources, and system infrastructure, to address health, racial, geographic, age, and other inequities.
DPH may include additional information, such as Supervisory district-level data, as appropriate, in the Biennial Report. The Office of Economic Workforce Development shall contribute to the Biennial Report an analysis of economic development potential of community food system and food security initiatives.

(e) **De-Identified Information.** The Biennial Report shall present information in de-identified form to protect the privacy of individuals whose data are included. Data collected and shared between the Reporting Departments and DPH necessary for preparation of the Biennial Report shall be confidential as between the Reporting Departments and DPH to the extent required by law.

(f) **Food Security Task Force.** The Food Security Task Force shall consult with DPH to review the Food Security Data Sets received from the Reporting Departments and develop recommendations for inclusion in the Biennial Report, and shall assist DPH in preparation and presentation of the Biennial Report to the Board of Supervisors and the Mayor, as specified in subsection (h). The Food Security Task Force may assist DPH in collecting data from non-City entities for inclusion in the Biennial Report.

(g) **Office of Racial Equity.** The Office of Racial Equity shall assist DPH in preparation of the Biennial Report by coordinating with the Office of Contract Administration to identify contracts and grants with community-based organizations that provide City-funded food security programs and services and request data from those community-based organizations. To the extent feasible, the Office of Racial Equity may provide the Food Program Data Framework to the community-based organizations or otherwise solicit data from the community-based organizations that address the contents of the Biennial Report listed in subsection (d) and as determined by DPH. The Office of Racial Equity shall assist DPH in preparation of the Biennial Report based on any data received from the community-based organizations.

(h) **Presentation to Board of Supervisors and Mayor.** DPH shall present the Biennial Report to the Board of Supervisors and the Mayor, along with any recommendations for legislation or other
policy or budget recommendations. DPH may also provide the Biennial Report to other City
departments for their use in determining grants awarded under food-related programs, such as any
food empowerment market program supported by the City.

SEC. 59A.3. UNDERTAKING FOR THE GENERAL WELFARE.

In enacting and implementing this Chapter 59A, the City is assuming an undertaking only to
promote the general welfare. It is not assuming, nor is it imposing on its officers and employees, an
obligation for breach of which it is liable in money damages to any person who claims that such breach
proximately caused injury.

Section 2. Effective Date. This ordinance shall become effective 30 days after
enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the
ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board
of Supervisors overrides the Mayor’s veto of the ordinance.

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

By: /s/
HENRY L. LIFTON
Deputy City Attorney

n:\legan\as2021\2100367\01543324.docx
City and County of San Francisco

Tails

Ordinance

File Number: 210568  Date Passed: July 20, 2021

Ordinance amending the Administrative Code to direct the Department of Public Health to report biennially on food security and equity, with input from other departments.

July 12, 2021 Rules Committee - RECOMMENDED AS COMMITTEE REPORT

July 13, 2021 Board of Supervisors - AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE
  Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

July 13, 2021 Board of Supervisors - PASSED ON FIRST READING AS AMENDED
  Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

July 20, 2021 Board of Supervisors - FINALLY PASSED
  Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

File No. 210568

I hereby certify that the foregoing Ordinance was FINALLY PASSED on 7/20/2021 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

London N. Breed
Mayor

7/30/2021
Date Approved