

**Dan Bernal**  
President  
**Laurie Green, M.D.**  
Vice President  
**Edward A. Chow, M.D.**  
Commissioner  
**Susan Belinda Christian, J.D.**  
Commissioner  
**Cecilia Chung**  
Commissioner  
**Suzanne Giraud ED.D**  
Commissioner  
**Tessie M. Guillermo**  
Commissioner

**HEALTH COMMISSION  
CITY AND COUNTY OF SAN  
FRANCISCO**

**London N. Breed Mayor**  
**Department of Public Health**



**Grant Colfax, MD**  
Director of Health  
**Mark Morewitz, M.S.W.**  
Executive Secretary

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**MINUTES**  
**HEALTH COMMISSION MEETING**  
**Tuesday May 3, 2022 4:00 p.m.**  
**101 Grove Street, Room 300**  
**San Francisco, CA 94102 & via Webex**

**1) CALL TO ORDER**

Present: Commissioner Dan Bernal President  
Commissioner Laurie Green, MD, Vice President  
Commissioner Edward A. Chow M.D.  
Commissioner Cecilia Chung  
Commissioner Suzanne Giraud, Ph.D  
Commissioner Tessie Guillermo

Excused: Commissioner Susan Belinda Christian, J.D.

Commissioner Bernall called the meeting to order 4:08pm in honor of former Congressman Norman Mineta, who died earlier in the day. Commissioner Guillermo stated that his impact and presence went beyond San Jose, where he was a local elected official before moving on to national politics. He was a member of Congress prior to serving as Secretary of Commerce under President Clinton and Secretary of Transportation under President George W. Bush. Commissioner Guillermo noted that Mr. Mineta put in place legislation to serve the most disadvantaged and vulnerable populations during his long tenure in public service. His legacy will serve as a beacon of hope for the nation.

**2) APPROVAL OF THE MINUTES OF THE HEALTH COMMISSION MEETING OF APRIL 19, 2022.**

Action taken: The Health Commission approved the minutes of the April 19, 2022 meeting.

**3) DIRECTOR'S REPORT**

Grant Colfax, MD, DPH Director of Health, presented the item.

**SAN FRANCISCANS SHOULD TAKE BASIC ACTIONS TO BE PREPARED FOR FUTURE CHANGES IN COVID-19**

As COVID-19 case rates slowly rise but remain relatively low and [hospitalizations remain low](#), now is the ideal time for San Franciscans to prepare for changes in the virus by taking basic actions that can protect themselves, their families, and their community.

The San Francisco Department of Public Health (SFPDH) [urges people to be ready for COVID](#):

- Stay up to date on your vaccinations – including the primary series and boosters, when eligible
- Know how to reach a doctor, especially if you are at high risk for severe illness.
- Keep a supply of rapid COVID-19 over-the-counter antigen test kits on hand.
- Keep masks handy with well-fitted N95/KN95s, or cloth over surgical masks.
- Plan ahead for a possible infection. You may need an isolation plan, a child-care plan, or a work plan.
- Stay informed with trusted sources of information, such as: [SF.gov/covid](#)

New tools to fight the virus, like [COVID-19 medicines](#), are available for people at high risk for severe illness but must be taken very soon after infection and need a prescription.

San Franciscans without health insurance or a doctor can access medical care and resources for COVID-19 through the [San Francisco Health Network](#) and community partners. To address health inequities, SFPDH is targeting COVID-19 resources toward highly impacted communities and where test positivity rates are higher, including vaccination and testing sites and distribution of masks and over-the-counter test kits, among other efforts. San Francisco has one of the highest vaccination rates in the country, with 84% of the total population vaccinated and 74 % of eligible people 12 and older boosted – demonstrating that our communities can take simple steps to build our City’s resilience to the virus.

For general information about San Francisco's COVID resources, visit: [SF.gov/covid](#). Or call the City’s COVID Resource Center (CRC) at: 628-652-2700.

To learn more about how to prepare for COVID, go to: [SF.gov/be-covid-ready](#)

### **100 DAYS OF TLC**

On Wednesday, April 28<sup>th</sup>, DPH celebrated 100 days of the TLC. On January 18, during the last COVID-19 surge, a DPH team, under the Department of Emergency Management’s leadership and working in concert other City departments, quickly and ably responded to another emergency declaration, this time about the crisis of overdoses in the Tenderloin. Together, we opened the Tenderloin Linkage Center.

Almost overnight, the “TLC” went from an empty office building on Market Street to a safe, welcoming space for many of the most vulnerable people in San Francisco. TLC staff and provider partners have reversed 67 overdoses at the TLC, and people picking up naloxone from the TLC have used hundreds of doses in the community. Every day, the TLC is saving lives.

As of the week of April 25<sup>th</sup>, the TLC is surpassing 35,000 visits, many of them repeat visitors, and is averaging more than 400 people per day, 7 days a week. Last week the center had a day with 500 visitors. More information on the progress can be [found here](#).

Clearly, the TLC has become is a popular spot where people are getting their needs met. People report feeling a sense of safety, restored dignity, stability, acceptance, privacy from the public view, and hope for the future. This lays the foundation for future changes in their lives.

We celebrated Day 100 with a name change to **Tenderloin Center**, reflecting the wide variety of services that the TLC provides, and what people come for—that is, helping put people on a path toward wellness.

## **DPH AT THE 2022 BAY AREA SCIENCE FESTIVAL**

DPH's Environmental Health Branch (EHB) has a history of introducing young people to the field of environmental health through participating in internship programs like Youth Works, FACES and Opportunities for All. On April 24<sup>th</sup>, EHB staff participated in the 2022 Bay Area Science Festival at Oracle Park. Staff worked with members of the Department of Homeland Security and SF Unified School District to develop an online science scavenger hunt competition for SF high school students. The challenge began with 50 persons attending a Zoom webinar lead by a Homeland Security forensic scientist about the work that goes into authenticating honey. Over 90 students signed up to participate in this scavenger hunt where they were provided 20 questions about Honey Authentication and submitted their answers online. This competition was one of the activities leading up to and tying in with the 2022 Bay Area Science Festival. Over 500 people came by the EHB booth to taste-test and see if they could tell difference between real vs. fake honey. EHB staff participating were Celina Ayala, Cynthia Melgoza, Janine Young, Jewel Jo and Seretha Brewer. Thank you for their engagement with our city's future scientists!

## **LAGUNA HONDA HOSPITAL AND REHABILITATION CENTER**

Despite significant improvements and efforts to comply with federal and state regulators, the Centers for Medicare and Medicaid Services recently terminated Laguna Honda's participation in the Medicare and Medicaid program. Participation in this program is how we fund the majority of Laguna Honda patient care.

We have initiated several strategies to ensure Laguna Honda is recertified in the Medicare and Medicaid program, including launching an Incident Command structure; deploying additional staff to Laguna Honda; and retaining outside experts who will help us successfully guide the hospital through the recertification process. We are confident that these strategies and the team we have put together will see Laguna Honda through this current challenge and that the hospital will come out stronger than ever.

## **[DPH in the News](#)**

### Commissioner Comments:

Commissioner Giraudo congratulated the DPH for participating in the Bay Area Science Festival, noting that the participant feedback was positive.

### **4) COVID-19 UPDATE**

Grant Colfax, MD, DPH Director of Health, presented the item.

### Commissioner Comments:

Commissioner Chow asked if the 47 individuals diagnosed with COVID-19 in the hospital were admitted for COVID-19 or admitted for other issues and were diagnosed with COVID-19 while hospitalized. Director Colfax stated that the DPH does not break down the data at that granular level. He noted that the 47 individuals hospitalized represents a combination of those admitted for COVID-19 and those who tested positive once admitted. He added that the DPH continues to closely monitor the number of COVID-19 patients in the ICU.

### **5) GENERAL PUBLIC COMMENT**

There was no general public comment.

### **6) RESOLUTION HONORING ASIAN AND PACIFIC ISLANDER HERITAGE MONTH**

Toni Rucker, Ph.D, Office of Health Equity Manager, introduced the item.

### Public Comment:

Angelica Cabande, South of Market Community Action Network (SOM CAN), noted the importance of acknowledging Asian and Pacific Islander Heritage Month, and requested that the SOM CAN be invited report on Filipino health issues in San Francisco at a future Health Commission meeting.

Commissioner Comments:

Commissioner Bernal stated that many members of the DPH staff, from frontline workers to senior leadership, are from Asian and Pacific Islander heritage. He thanked all these staff for their many contributions to the health and wellbeing of all San Franciscans. He also offered a friendly amendment to the resolution to include the following:

(6) Norman Y. Mineta, the first Asian-American member of a Presidential cabinet, serving under **as Secretary of Commerce under President Bill Clinton, and as Secretary of Transportation, under President George W. Bush.**

Director Colfax recognized the incredible contributions of Asian and Pacific Islanders in the DPH system and expressed gratitude for these staff and the Asian and Pacific Islander communities in San Francisco.

Action Taken: The Health Commission unanimously approved the amended resolution.  
(See attachment A)

**7) RESOLUTION MAKING FINDINGS TO ALLOW TELECONFERENCE MEETINGS UNDER CALIFORNIA GOVERNMENT CODE SECTION 54953(e)**

Mark Morewitz, Health Commission Executive Secretary, introduced the item.

Action Taken: The Health Commission unanimously approved the resolution.  
(See Attachment B)

**8) VISION ZERO SF UPDATE**

Seth Pardo, Ph.D, Director for Data Science, Population Health Division, presented the item.

Commissioner Comments:

Commissioner Chow asked if the data shows that Vision Zero initiatives are making a difference and asked for more information about possible measures to improve street safety in San Francisco. Jamie Parks from the SF MTA, stated that speed safety and congestion pricing, two strategies likely the most effective tools currently available to reduce traffic accidents and deaths in the City, have been studied in San Francisco for almost a decade but have not been implemented. He added that many streets have been redesigned to impact traffic safety for pedestrians and bicyclists.

Commissioner Chow asked if the speed limits are lowered but cameras are not installed, whether the change in speed limits will difficult to enforce. Mr. Parks stated that there is an evaluation program that assists with determining what is effective in San Francisco. Evaluation of “No Turn” on red and slower speed limits in the Tenderloin showed these were effective measures.

Commissioner Chow asked the status of efforts to make Stockton Street safer after the current construction is completed. Mr. Parks stated that implementing new four-way pedestrian walkways in that area, along with other innovations, is planned.

Commissioner Giraudo asked for information regarding safety statistics on autonomous vehicles. Dr. Pardo stated that he can share that data with the Commission as it becomes available.

Commissioner Chung asked if there is data regarding the times of day that most traffic fatalities occur. Dr. Pardo stated that 6pm through midnight is the time in which most traffic fatalities in San Francisco occur.

## 9) **FINANCE AND PLANNING COMMITTEE UPDATE**

Commissioner Chung, Chair, stated that the Committee reviewed the Contracts Report and new contract request, and recommended that the full Health Commission approved both items. She also stated that the Committee discussed a representation on “DPH Usage of Grant Agreements and Proposed Solicitation Waiver Process,” which will be presented to the full Health Commission at its May 17, 2022 meeting with a recommendation for approval. This new process could reduce the time it takes to contract with service-providers when sole source contracts are needed.

### Commissioner Comments:

Commissioner Chow noted that if the Health Commission approves the DPH use of grant agreements and proposed solicitation waiver process, he will request that the DPH provide an annual report to the Commission of these grants so the Commission may monitor the process.

## 10) **CONSENT CALENDAR**

Action Taken: The Health Commission unanimously approved the following:

- **MAY 2022 CONTRACTS REPORT**
- **REQUEST FOR APPROVAL OF A RETROACTIVE NEW CONTRACT WITH DOLORES STREET COMMUNITY SERVICES, IN THE AMOUNT OF \$888,541 WHICH INCLUDES A 12% CONTINGENCY, TO PROVIDE HEALTH AND WELLNESS SERVICES IN SUPPORT OF THE COVID-19 RESPONSE IN THE CITY AND COUNTY OF SAN FRANCISCO. THIS REQUEST HAS AN INITIAL TERM OF JULY 1, 2021 THROUGH JUNE 30, 2023 (2 YEARS).**

## 11) **OTHER BUSINESS:**

This topic was not discussed.

## 12) **JOINT CONFERENCE COMMITTEE AND OTHER COMMITTEE REPORTS**

Commissioner Green chaired the April 26, 2022 ZSFG meeting, and noted that the committee reviewed the Regulatory Affairs Report, including a plan of correction monitoring success in notification of primary care physicians when their patients are admitted to ZSFG, and the plan to improve interpreter use documentation.

The committee also discussed the Quality True North goals. The team emphasized the importance of unifying quality efforts in both outpatient and inpatient settings and identified 5 key operational metrics: ambulance diversion rates, bed cleaning turnaround time in med-surg-critical care, lower level of care patient days, best use of surgical block time, and wait less than 21 days for new patient visit in the outpatient specialty care clinics. Reach goals had been set, and progress toward them was achieved in all areas except clinic wait times. Achievements in these metrics should also improve future CMS star ratings.

The CEO report highlighted that ZSFG was honored as LGBTQ+ healthcare equity leader by the Human Rights Campaign Foundation, receiving a 100% ratings score for equity, compassion, and respect. The committee discussed staffing shortages’ effect on bed availability, the challenges of discharging patients in the absence of locked psychiatric unit, skilled nursing, and other lower level of care beds.

During the Human Resources report, the committee heard that nurses are currently in training to fill emergency room vacancies, with a series of training programs in place to replenish ED staffing. Behavior health jobs are also being filled, with an adequate applicant pool to complete the final 100 openings.

During the Med Exec report, the committee approved new qualifications and privileges for adult allergy/immunology physicians in order to bring a full time specialist on site. In the closed session, the

committee approved the Staff Credentialing Report, PIPS Minutes report, and reviewed the achievements at the urgent care clinics, pharmacy initiatives, and equity work at the Family Health Center.

**13) CLOSED SESSION**

- A) Public comments on all matters pertaining to the Closed Session. (San Francisco Administrative Code Section 67.15).
- B) Vote on whether to hold a Closed Session. (Action Item)
- C) Closed Session Pursuant to Evidence Code Sections 1156, 1156.1, 1157, 1157.5, 1157.6, and 1157.7; Health and Safety Code Section 1461; San Francisco Administrative Code Sections 67.5, 67.8, 67.8-1, and 67.10; and California Constitution, Article I, Section 1.

**LAGUNA HONDA HOSPITAL AND REHABILITATION CENTER QUALITY UPDATE REGARDING RECENT REGULATORY SURVEY ACTIVITY**

**RECONVENE IN OPEN SESSION**

- 1. Discussion and Vote to elect whether to disclose any portion of the closed session discussion that is not confidential under Federal or State law, The Charter, or Non-Waivable Privilege (San Francisco Administrative Code Section 67.12(a).) (Action item)
- 2. Possible report on action taken in closed session (Government Code Sections 54957.1(a) and 54957.7(b) and San Francisco Administrative Code Section 67.12(b).

**14) POSSIBLE DISCLOSURE OF CLOSED SESSION INFORMATION**

Action Taken: The Health Commission unanimously voted to not disclose discussions held in closed session.

**15) ADJOURNMENT**

The meeting was adjourned at 7:22pm.

**HEALTH COMMISSION  
CITY AND COUNTY OF SAN FRANCISCO  
Resolution No. 22-14**

**Honoring Asian and Pacific Islander Heritage Month**

WHEREAS, Asian/Pacific American Heritage Month is an important time to celebrate the significant contributions of Asian Americans and Pacific Islanders to the history of the United States; and

WHEREAS the people of the United States join together each May to pay tribute to the contributions of generations of Asian Americans and Pacific Islanders who have enriched the history of the United States; and

WHEREAS the history of Asian Americans and Pacific Islanders in the United States is inextricably tied to the story of the United States; and

WHEREAS the Asian-American and Pacific Islander community is an inherently diverse population, composed of ~~more than~~ many distinct ethnicities and language dialects; and

WHEREAS, according to the Bureau of the Census, the Asian-American population grew faster than any other racial or ethnic group over the last decade, surging nearly 72 percent between 2000 and 2015; and

WHEREAS the month of May was selected for Asian/Pacific American Heritage Month because the first Japanese immigrants arrived in the United States on May 7, 1843, and the first transcontinental railroad was completed on May 10, 1869, with substantial contributions from Chinese immigrants; and

WHEREAS section 102 of title 36, United States Code, officially designates May as Asian and Pacific American Heritage Month, and requests the President to issue an annual proclamation calling on the people of the United States to observe the month with appropriate programs, ceremonies, and activities; and

WHEREAS 2022 marks several important milestones for the Asian-American and Pacific Islander community, including—

- (1) The Chinese Exclusion Act, passed in 1882, was the first United States law to prevent members of a specific ethnic or national group from immigrating to this country.
- (2) The repeal of the Chinese Exclusion Act was passed in 1943, which occurred at the same time as the passage of the Magnuson Act, which permitted a quota of 105 Chinese immigrants annually.
- (3) The passage of the Immigration Act of 1965 eliminated the national origins quota systems.
- (4) The Immigration Act of 1990 provided the most comprehensive change in legal immigration since 1965. The act established a "flexible" worldwide cap on family-based, employment-based, and diversity immigrant visas.
- (5) In 2011-2012, The House of Representatives and the Senate condemned the Chinese Exclusion Act and affirmed a commitment to preserve civil rights and constitutional protections for all people.
- (6) The 46th anniversary of Presidential Proclamation 4417, dated February 19, 1976, in which President Gerald Ford formally condemned the incarceration of United States citizens and lawful permanent residents of Japanese ancestry during World War II.
- (7) The 67th anniversary of the election to the House of Representatives of Dalip Singh Saund, the first Asian American, first Indian American, and first Sikh American elected to Congress.
- (8) The 76th anniversary of the passage of the amendments made by the Act of July 2, 1946 (commonly known as the "Luce-Cellar Act of 1946"), which allowed individuals from the Philippines and India to immigrate to the United States and become naturalized United States citizens.

- (9) The 76th anniversary of the passage of the First Supplemental Surplus Appropriation Rescission Act, 1946 and the Second Supplemental Surplus Appropriation Rescission Act, 1946;, which stripped military benefits from Filipino World War II veterans in the service of the United States Armed Forces.
- (10)The 101th anniversary of the first premier in a United States film featuring an Asian-American woman, Anna May Wong, in “Bits of Life.” and
- (11)the 121th anniversary of the arrival of Peter Ryu, the first Korean immigrant in the United States.

WHEREAS Asian Americans and Pacific Islanders have made significant contributions to the United States at all levels of the Federal Government and in the United States Armed Forces, including—

- (1) Daniel K. Inouye, a Medal of Honor and Presidential Medal of Freedom recipient, was elected the United States Senate in 1962. As President pro tempore of the Senate, he was the highest-ranking Asian-American government official in the history of the United States.
- (2) Dalip Singh Saund, the first Asian-American member of Congress, elected in 1955.
- (3) Patsy T. Mink, the first woman of color and Asian-American woman to be elected to Congress in 1965.
- (4) Hiram L. Fong, the first Asian-American Senator, elected in 1959.
- (5) Daniel K. Akaka, the first Senator of Native Hawaiian ancestry, elected in 1990.
- (6) Norman Y. Mineta, the first Asian-American member of a Presidential cabinet, serving as Secretary of Commerce under President Bill Clinton, and as Secretary of Transportation, under President George W. Bush.
- (7) Edwin Mah Lee, the first Asian American to serve as Mayor of San Francisco, beginning his tenure in 2011.
- (8) Elaine L. Chao, the first Asian-American woman member of a Presidential cabinet, serving In the George W. Bush and Donald Trump administrations.
- (9) Kamala D. Harris, the first woman and the first Asian American to hold the Office of the Vice President, elected in 2020.

WHEREAS Asian Americans and Pacific Islanders have made significant contributions to medical and public health fields, including:

- 1) Holt Cheng, MD, for becoming the first Chinese American male physician to earn a California medical license in 1904.
- 2) Margaret Chung, MD, for becoming the first American-born Chinese female physician to earn a California medical license in 1916.
- 3) Katherine Luzuriaga, MD, for her breakthrough in "functionally curing" newborns of AIDS. Dr. Luzuriaga is a Filipino American physician and pediatric immunologist who was [named](#) one of Time Magazine 100 most influential people in the world in 2013.
- 4) Derald Sue, PhD, and Stanley Sue, PhD, two Chinese American brothers, for their contributions to ethnic minority psychology. Dr. Derald Sue is best known for his work on multicultural counseling and racial microaggression, and Dr. Stanley Sue is best known for his work on cultural competence in psychotherapy with Asian Americans and ethnic minorities.
- 5) Marjorie Mau, MD, for being the first Native Hawaiian to earn the title of "master" physician by the American College of Physicians. Dr. Mau conducted [groundbreaking](#) research in metabolic disorders among Native Hawaiians and Pacific Islanders in 2012.
- 6) David Ho, MD, Taiwanese American, for pioneering treatment of HIV/AIDS. He was named Time Magazine’s “Man of the Year” in 1996 for his research “proving that HIV replicates immediately when entering a patient's bloodstream.
- 7) Haing Ngor, MD, a Cambodian gynecologist and obstetrician, for his role in helping refugees and advocating for justice in Cambodia. He also portrayed Cambodian journalist Dith Pran in the 1984 film “The Killing Fields.”



- 8) Abraham Verghese, MD, an Indian American physician, for advocating for the importance of empathy in physician-patient relationships. He worked with young AIDS patients at a time when little could be done for them, other than work with them through their premature deaths.
- 9) Paul Yu, MD, a Chinese American cardiologist, was the first Asian President of the American Heart Association, from 1972-73.
- 10) Rolland Choy Lowe, MD, the first Asian American President of the San Francisco Medical Society and the California Medical Association.
- 11) Choh Hao Li, Ph.D, a Chinese American UCSF researcher, who discovered that the human pituitary growth hormone consists of 256 amino acids. In 1970, he developed a synthetic version of the growth hormone.

WHEREAS, According to the 2018 Community Survey, individuals with Asian and Pacific Islander heritage make up 26.3% of the healthcare workforce in California. One in 5 physicians across the United States identify as Asian and/or Pacific Islander. One in 11 nurses across the country identify as Asian and/or Pacific Islander; and

WHEREAS, since January 2020, the increased use of anti-Asian terminology and rhetoric related COVID-19 has perpetuated an anti-Asian stigma, and has resulted in a dramatic increase in reports of hate crimes and incidents against individuals of Asian and Pacific Islander descent; and

WHEREAS, the San Francisco Health Commission approved resolution 21-5, "In Support of Communities of Individuals of Asian and Pacific Islander Descent and Denouncing Racism and Violence Against These Communities," in 2021; and

WHEREAS there remains much to be done to ensure that Asian Americans and Pacific Islanders have access to resources and a voice in the Government, and continue to participate and advance in the political landscape of the United States; and

WHEREAS celebrating Asian and Pacific American Heritage Month provides the people of the United States with an opportunity to recognize the achievements, contributions, and history of, and to understand the challenges faced by, Asian Americans and Pacific Islanders.

BE IT RESOLVED, that the San Francisco Health Commission recognizes the significance of Asian and Pacific American Heritage Month as an important time to celebrate the significant contributions of Asian Americans and Pacific Islanders to the history of the United States, the state of California, and the City of San Francisco; and

FURTHER RESOLVED, the San Francisco Health Commission recognizes that Asian-American and Pacific Islander communities enhance the rich diversity of and strengthen the City of San Francisco.

I hereby certify that the San Francisco Health Commission adopted the foregoing resolution at its May 3, 2022 meeting.

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Mark Morewitz, M.S.W.  
Health Commission Secretary

**Health Commission  
City and County of San Francisco  
Resolution No. 22-15**

**RESOLUTION MAKING FINDINGS TO ALLOW TELECONFERENCED MEETINGS UNDER CALIFORNIA GOVERNMENT  
CODE SECTION 54953(e)**

WHEREAS, California Government Code Section 54953(e) empowers local policy bodies to convene by teleconferencing technology during a proclaimed state of emergency under the State Emergency Services Act so long as certain conditions are met; and

WHEREAS, In March, 2020, the Governor of the State of California proclaimed a state of emergency in California in connection with the Coronavirus Disease 2019 (“COVID-19”) pandemic, and that state of emergency remains in effect; and

WHEREAS, On February 25, 2020, the Mayor of the City and County of San Francisco (the “City”) declared a local emergency, and on March 6, 2020 the City’s Health Officer declared a local health emergency, and both those declarations also remain in effect; and

WHEREAS, On March 11 and March 23, 2020, the Mayor issued emergency orders suspending select provisions of local law, including sections of the City Charter, that restrict teleconferencing by members of policy bodies; and

WHEREAS, Consistent with the Mayor’s orders and State law, the Health Commission met remotely during the COVID-19 pandemic through March 6, 2022; and

WHEREAS, On February 10, 2022, the Mayor issued an emergency order that (1) requires decision-making boards and commissions established in the Charter (with the exception of the Board of Supervisors) to hold meetings in person at a physical location where members of the public may attend and provide comment, (2) allows members of those boards and commissions to participate remotely in the in-person meetings for COVID-related health reasons, (3) allows but does not require subcommittees of those boards and commissions to meet in person at a physical location where members of the public may attend and provide comment, and (4) prohibits all other policy bodies (with the exception of the Board of Supervisors and its committees) from meeting in person under any circumstances, with limited exceptions; and

WHEREAS, On September 16, 2021, the Governor signed AB 361, a bill that amended the Brown Act to allow local policy bodies to continue to meet by teleconferencing during a state of emergency without complying with restrictions in State law that would otherwise apply, provided that the policy bodies make certain findings at least once every 30 days; and

WHEREAS, While federal, State, and local health officials emphasize the critical importance of vaccination (including a booster once eligible) and consistent mask-wearing, regardless of vaccination status, to prevent the spread of COVID-19, the City’s Health Officer has issued at least one order (Health Officer Order No. C19-07y, available online at [www.sfdph.org/healthorders](http://www.sfdph.org/healthorders)) and one directive (Health Officer Directive No. 2020-33i, available online at [www.sfdph.org/directives](http://www.sfdph.org/directives)) that continue to recommend measures to promote safety for indoor gatherings, including vaccination, masking, improved ventilation, and other measures, in certain contexts; and

WHEREAS, The California Department of Industrial Relations Division of Occupational Safety and Health (“Cal/OSHA”) has promulgated Section 3205 of Title 8 of the California Code of Regulations, which requires most employers in California, including in the City, to train and instruct employees about measures that can decrease the spread of COVID-19; and

WHEREAS, Without limiting any requirements under applicable federal, state, or local pandemic-related rules, orders, or directives, the City’s Department of Public Health, in coordination with the City’s Health Officer, has advised that for group gatherings indoors, such as meetings of boards and commissions, people can increase safety and greatly reduce risks to the health and safety of attendees from COVID-19 by maximizing ventilation, wearing well-fitting masks regardless of vaccination status (and as strongly recommended for everyone by the State of California’s indoor masking order and Health Officer Order No. C19-07y), encouraging vaccination (including a booster as soon as eligible), staying home when sick or when experiencing any COVID-19 symptom, discouraging consumption of food or beverages in the meeting, following good hand hygiene practices, and making informed choices when gathering with people whose vaccination status is not known; and

WHEREAS, the Health Commission will begin meeting in person consistent with the Mayor’s February 10, 2022 order, allowing members to participate by video from a separate location for COVID-related health reasons and providing members of the public an opportunity to observe and provide public comment either in person or remotely; now, therefore, be it

RESOLVED, That the Health Commission finds as follows:

1. As described above, the State of California and the City remain in a state of emergency due to the COVID-19 pandemic. At this meeting, the Health Commission has considered the circumstances of the state of emergency.
2. As described above, because of the COVID-19 pandemic, conducting meetings of this body and its committees in person without allowing certain members of this body to attend remotely would present imminent risks to the health or safety of certain attendees due to COVID-19, and the state of emergency continues to directly impact the ability of those members to meet safely in person; and, be it

FURTHER RESOLVED, That for at least the next 30 days, the Health Commission will hold in-person meetings, with some members possibly appearing remotely. If all members of the Health Commission are unable to attend in person for COVID-related health reasons, then the Health Commission will hold the meeting remotely without providing an in-person meeting location. If the Health Commission votes to allow it and appropriate space is available, the Health Commission’s subcommittees may hold in-person meetings as well, or alternatively, the subcommittees may hold meetings exclusively by teleconferencing technology (and not by any in-person meetings or any other meetings with public access to the places where any policy body member is present for the meeting). All meetings of the Health Commission and its committees will provide an opportunity for members of the public to address the body and will otherwise occur in a manner that protects the statutory and constitutional rights of parties and the members of the public attending the meeting via teleconferencing; and, be it

FURTHER RESOLVED, That the Executive Secretary of the Health Commission is directed to place a resolution substantially similar to this resolution on the agenda of a future meeting of the Health Commission within the next 30 days. If the Health Commission does not meet within the next 30 days, the Executive Secretary is directed to place a such resolution on the agenda of the next meeting of Health Commission.

I hereby certify that the San Francisco Health Commission at its meeting on May 3, 2022, adopted the foregoing resolution

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Mark Morewitz, MSW  
Health Commission Executive Secretary