

BOARD of SUPERVISORS



City Hall
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May 10, 2023

Secretary of the Senate Patsy Spaw
The Senate of Texas
P.O. Box 12068
Austin, TX 78711-2068

SUBJECT: Condemning Texas State Senate Bill No. 147 (Kolkhorst) - Banning the Purchase of Real Property by Immigrants

Dear Secretary Spaw,

For your information, please find a copy of the following legislation, which was adopted by the Board of Supervisors of the City and County of San Francisco, and enacted on the dates specified below:

- **Ordinance No. 158-23 (File No. 230228)** – Resolution condemning Texas State Senate Bill No. 147, introduced by Texas State Senator Lois Kolkhorst, that prohibits immigrants from owning Texas real estate.
(Board of Supervisors – Adopted April 4, 2023) (Enacted – April 14, 2023)

If you have any questions or require additional information, please contact Erica Major, Assistant Clerk, at (415) 554-4441 or email Erica.Major@sfgov.org.

Sincerely,


f Angela Calvillo
Clerk of the Board

em:bjj:ams

1 [Condemning Texas State Senate Bill No. 147 (Kolkhorst) - Banning the Purchase of Real
2 Property by Immigrants]

3 **Resolution condemning Texas State Senate Bill No. 147 that prohibits immigrants from**
4 **owning Texas real estate.**

5
6 WHEREAS, Texas State Senator Lois Kolkhorst introduced State Senate Bill 147 (SB
7 147) which as currently proposed, will prohibit, among other things, citizens of China, Iran,
8 North Korea, or Russia from owning real property located in the State of Texas; and

9 WHEREAS, SB 147, perhaps disguised as necessary for national security, is a racist
10 proposal that serves no legitimate state purpose; and

11 WHEREAS, SB 147 is at its core an Alien Land Law, which was deeply rooted in our dark
12 and ugly history of targeting and banning Asian Americans from owning real estate in
13 Washington, Oregon, and California, serving only to institutionalize racism and discriminatory
14 practices; and

15 WHEREAS, We have since then learned from this racist past and overturned Alien
16 Land Laws, including in California, when in 1952 the California Supreme Court ruled that
17 California's 1920 Alien Land Law violated the equal protection clause of the 14th Amendment;
18 and

19 WHEREAS, Alien Land Laws and other exclusionary policies have a harmful and
20 dehumanizing effect on immigrants, their families, and their communities and the
21 repercussions are still felt today; and

22 WHEREAS, Two similar Texas State Senate Bills 552 and 711 have been introduced,
23 and have the same effects of prohibiting "aliens and citizens" of China, Iran, North Korea, and
24 Russia from entering into a contract for agricultural land and acquiring title to real property;
25 and

1 WHEREAS, SB 147 prevents Asian and other immigrants from establishing roots in the
2 state, making investments in their communities, and pursuing the American Dream; and

3 WHEREAS, SB 147 will create unnecessary and undue burdens and expenses on
4 financial institutions, title insurance companies, professionals, and the real estate industry;
5 and

6 WHEREAS, Alien Land Laws like SB 147 violate the Equal Protection Clause of the
7 United States Constitution and the Civil Rights Act; and

8 WHEREAS, there is broad community opposition to SB 147 including the Asian
9 American Bar Association of Houston (AABA Houston), the Austin Asian American Bar
10 Association (Austin AABA), and the Dallas Asian American Bar Association (DAABA), and the
11 National Asian Pacific American Bar Association (NAPABA); now, therefore, be it

12 RESOLVED, That the Board of Supervisors of the City and County of San Francisco
13 condemns SB 147 as a racist, unconstitutional measure and urges the Texas State
14 Legislature to withdraw SB 147; and, be it

15 FURTHER RESOLVED, That the Board of Supervisors of the City and County of San
16 Francisco hereby directs the Clerk of the Board to transmit a copy of this Resolution to the
17 Texas State Senate and the Texas State Assembly as well as the Bill's primary sponsor; and,
18 be it

19 FURTHER RESOLVED, That the Board of Supervisors of the City and County of San
20 Francisco hereby directs the Clerk of the Board to transmit a copy of this Resolution to the
21 Governor of the State of California to send to the Governor of Texas.



City and County of San Francisco
Tails
Resolution

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

File Number: 230228

Date Passed: April 04, 2023

Resolution condemning Texas State Senate Bill No. 147, introduced by Texas State Senator Lois Kolkhorst, that prohibits immigrants from owning Texas real estate.

March 20, 2023 Land Use and Transportation Committee - AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE

March 20, 2023 Land Use and Transportation Committee - RECOMMENDED AS AMENDED

April 04, 2023 Board of Supervisors - ADOPTED

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

File No. 230228

I hereby certify that the foregoing Resolution was ADOPTED on 4/4/2023 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Unsigned

04/14/2023

London N. Breed
Mayor

Date Approved

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, or time waived pursuant to Board Rule 2.14.2, became effective without her approval in accordance with the provision of said Section 3.103 of the Charter or Board Rule 2.14.2.

Angela Calvillo
Clerk of the Board

04/14/2023
Date