

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102-4689
Tel. No. (415) 554-5184
Fax No. (415) 554-5163
TDD/TTY No. (415) 554-5227

February 25, 2022

The Honorable Gavin Newsom
Governor of the State of California
1303-10th Street, Suite 1173
Sacramento, CA 95814

Re: Board of Supervisors Resolution No. 33-22

Dear Governor Newsom:

On February 1, 2022, the Board of Supervisors of the City and County of San Francisco adopted Resolution No. 33-22 (Supporting California State Assembly Bill No. 256 (Kalra) - The California Racial Justice Act for All), which was enacted on February 11, 2022.

The Board of Supervisors directs the Clerk of the Board to forward the following document to your attention:

- One copy of Resolution No. 33-22 (File No. 220098)

If you have any questions or require additional information, please contact the Office of the Clerk of the Board at (415) 554-5184, or by e-mail: board.of.supervisors@sfgov.org.

Sincerely,

A handwritten signature in blue ink that reads "Angela Calvillo".

Angela Calvillo
Clerk of the Board

jw:ll:ams

- c. Members of the Board of Supervisors, Supervisors Shamann Walton, Rafael Mandelman, Dean Preston, Connie Chan, Ahsha Safai, Matt Haney
Tom Paulino, Mayor's Liaison to the Board of Supervisors
Eddie McCaffrey, Mayor's Manager of State and Federal Legislative Affairs
Andres Power, Mayor's Policy Director
Susanna Conine-Nakano, Mayor's Office
Paul Yoder, Karen Lange, Erica Smith, City Lobbyists - Shaw/Yoder/Antwih Inc.

1 [Supporting California State Assembly Bill No. 256 (Kalra) - The California Racial Justice Act
2 for All]

3 **Resolution supporting California State Assembly Bill No. 256 - The California Racial**
4 **Justice Act for All, introduced by State Assembly Members Ash Kalra, Sydney**
5 **Kamlager, Robert Rivas, and Miguel Santiago, that would the apply the protections of**
6 **the California Racial Justice Act to everyone, regardless of when discrimination in the**
7 **court occurred.**

8
9 WHEREAS, The community is a diverse, multicultural and a multiethnic group of
10 people deserving of dignity; and

11 WHEREAS, Thirty-seven governing bodies across California have declared racism a
12 public health crisis, and have made other resolutions to be culturally responsive and address
13 racist effects; and

14 WHEREAS, Racism corrupts the fabric of our society and discrimination and implicit
15 bias perpetuate inequality in our justice system; and

16 WHEREAS, Implicit bias, although often unintentional and unconscious, injects racism
17 and unfairness into proceedings similar to intentional bias; and

18 WHEREAS, Racial disparities exist throughout the justice system and California has
19 disproportionately incarcerated indigenous, Latinx and Black people; and

20 WHEREAS, Black people in California are imprisoned at a rate nine times higher than
21 their share of the population; and

22 WHEREAS, Justice system involvement can expose families and communities to
23 instability in the home and families with incarcerated parents face an increased risk of their
24 children living in poverty or experiencing homelessness, independent of any other factors
25 present in a young person's life; and

1 WHEREAS, Justice Sonia Sotomayor, a United States Supreme Court Justice,
2 observed during the Schuette v. Coalition to Defend Affirmative Action, Integration and
3 Immigrant Rights and Fight for Equality By Any Means Necessary, “[t]he way to stop
4 discrimination on the basis of race is to speak openly and candidly on the subject of race, and
5 to apply the Constitution with eyes open to the unfortunate effects of centuries of racial
6 discrimination.”

7 WHEREAS, The California Racial Justice Act (Ch 317, 2020) empowers individuals to
8 challenge racism and discrimination when it happens in the courtroom; and

9 WHEREAS, The intent of the Act is not to punish this type of bias, but rather to remedy
10 the harm to the defendant’s case and to the integrity of the judicial system and it is the intent
11 of the Act to ensure that race plays no role at all in seeking or obtaining convictions or in
12 sentencing; and

13 WHEREAS, California State Assembly Bill No. 256 – the Racial Justice Act for All –
14 authored by Assemblymember McCarty and Senators Bradford and Gonzalez and introduced
15 by Assemblymember Ash Kalra would apply the protections of the California Racial Justice
16 Act to everyone, regardless of when discrimination in the court occurred; now, therefore, be it

17 RESOLVED, That the San Francisco Board of Supervisors urges the California State
18 Legislature to pass and Governor Gavin Newsom to sign into law California Assembly Bill No.
19 256; and, be it

20 FURTHER RESOLVED, That the San Francisco Board of Supervisors directs the Clerk
21 of the Board to transmit a copy of this resolution to the California State Legislature and
22 Governor Gavin Newsom.



City and County of San Francisco

Tails
Resolution

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

File Number: 220098

Date Passed: February 01, 2022


Resolution supporting California State Assembly Bill No. 256 - The California Racial Justice Act for All, introduced by State Assembly Members Ash Kalra, Sydney Kamlager, Robert Rivas, and Miguel Santiago, that would the apply the protections of the California Racial Justice Act to everyone, regardless of when discrimination in the court occurred.

February 01, 2022 Board of Supervisors - ADOPTED

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

File No. 220098

I hereby certify that the foregoing Resolution was ADOPTED on 2/1/2022 by the Board of Supervisors of the City and County of San Francisco.




Angela Calvillo
Clerk of the Board

Unsigned
London N. Breed
Mayor

02/11/2022
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

02/11/2022
Date

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February 25, 2022

The Honorable Erika Contreras
Secretary of the Senate
California State Senate
California State Capitol, Room 3044
Sacramento, CA 95814

Re: Board of Supervisors Resolution No. 33-22

Dear Secretary Contreras:

On February 1, 2022, the Board of Supervisors of the City and County of San Francisco adopted Resolution No. 33-22 (Supporting California State Assembly Bill No. 256 (Kalra) - The California Racial Justice Act for All), which was enacted on February 11, 2022.

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Sincerely,

A handwritten signature in blue ink that reads "Angela Calvillo".

Angela Calvillo
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9 WHEREAS, The community is a diverse, multicultural and a multiethnic group of
10 people deserving of dignity; and

11 WHEREAS, Thirty-seven governing bodies across California have declared racism a
12 public health crisis, and have made other resolutions to be culturally responsive and address
13 racist effects; and

14 WHEREAS, Racism corrupts the fabric of our society and discrimination and implicit
15 bias perpetuate inequality in our justice system; and

16 WHEREAS, Implicit bias, although often unintentional and unconscious, injects racism
17 and unfairness into proceedings similar to intentional bias; and

18 WHEREAS, Racial disparities exist throughout the justice system and California has
19 disproportionately incarcerated indigenous, Latinx and Black people; and

20 WHEREAS, Black people in California are imprisoned at a rate nine times higher than
21 their share of the population; and

22 WHEREAS, Justice system involvement can expose families and communities to
23 instability in the home and families with incarcerated parents face an increased risk of their
24 children living in poverty or experiencing homelessness, independent of any other factors
25 present in a young person's life; and

1 WHEREAS, Justice Sonia Sotomayor, a United States Supreme Court Justice,
2 observed during the Schuette v. Coalition to Defend Affirmative Action, Integration and
3 Immigrant Rights and Fight for Equality By Any Means Necessary, “[t]he way to stop
4 discrimination on the basis of race is to speak openly and candidly on the subject of race, and
5 to apply the Constitution with eyes open to the unfortunate effects of centuries of racial
6 discrimination.”

7 WHEREAS, The California Racial Justice Act (Ch 317, 2020) empowers individuals to
8 challenge racism and discrimination when it happens in the courtroom; and

9 WHEREAS, The intent of the Act is not to punish this type of bias, but rather to remedy
10 the harm to the defendant’s case and to the integrity of the judicial system and it is the intent
11 of the Act to ensure that race plays no role at all in seeking or obtaining convictions or in
12 sentencing; and

13 WHEREAS, California State Assembly Bill No. 256 – the Racial Justice Act for All –
14 authored by Assemblymember McCarty and Senators Bradford and Gonzalez and introduced
15 by Assemblymember Ash Kalra would apply the protections of the California Racial Justice
16 Act to everyone, regardless of when discrimination in the court occurred; now, therefore, be it

17 RESOLVED, That the San Francisco Board of Supervisors urges the California State
18 Legislature to pass and Governor Gavin Newsom to sign into law California Assembly Bill No.
19 256; and, be it

20 FURTHER RESOLVED, That the San Francisco Board of Supervisors directs the Clerk
21 of the Board to transmit a copy of this resolution to the California State Legislature and
22 Governor Gavin Newsom.



City and County of San Francisco

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February 01, 2022 Board of Supervisors - ADOPTED

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

File No. 220098

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Clerk of the Board

Unsigned
London N. Breed
Mayor

02/11/2022
Date Approved

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February 25, 2022

The Honorable Sue Parker
Chief Clerk of the Assembly
California State Assembly
California State Capitol, Room 3196
Sacramento, CA 95814

Re: Board of Supervisors Resolution No. 33-22

Dear Chief Clerk Parker:

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