

[Affirming San Francisco's Support for Birthright Citizenship]

Resolution affirming San Francisco's commitment to birthright citizenship as a constitutional right and opposing President Donald Trump's Executive Order that attempts to unconstitutionally limit birthright citizenship.

WHEREAS, On January 20, 2025, President Donald Trump issued an Executive Order, "Protecting the Meaning and Value of Birthright Citizenship" (the "Executive Order"), that attempts to end birthright citizenship for children born to (i) a mother who is unlawfully present or who is lawfully present in the United States but on a temporary basis, and (ii) a father who is neither a citizen nor a lawful permanent resident ; and

WHEREAS, Birthright citizenship is enshrined in the Citizenship Clause of the Fourteenth Amendment of the United States Constitution, ratified after the Civil War to, among other things, repudiate the infamous Dred Scott v. Sandford case, which denied citizenship to descendants of enslaved people; and

WHEREAS, Birthright citizenship is especially important to San Francisco, home to many immigrants and where one in two children have at least one immigrant parent; and

WHEREAS, Denying birthright citizenship to children of certain immigrants would make thousands of children ineligible for federal and state benefits and services such as CalWORKS and CalFresh, damage their educational, economic, and health prospects, and undermine the City's community safety, political participation, and economy; and

WHEREAS, The Executive Order would also block these children's access to U.S. passports, social security cards, free lunch programs, healthcare, federal student aid, and denying these fundamental needs jeopardizes the well-being of these children and harms the broader community, leading to devastating social, political, and economic consequences; and

1 WHEREAS, The Fourteenth Amendment's guarantee of birthright citizenship was
2 affirmed over 125 years ago in a landmark U.S. Supreme Court decision involving San
3 Francisco-born Chinese American, Wong Kim Ark; and

4 WHEREAS, Wong Kim Ark was born in 1873 at 751 Sacramento Street in San
5 Francisco Chinatown to parents Wong Si Ping and Wee Lee, who owned a grocery store but
6 were unable to naturalize as U.S. citizens due to prevailing anti-Chinese policies; and

7 WHEREAS, In 1895, Wong Kim Ark returned to San Francisco after visiting his family
8 in China and upon reentry, was denied admission on the false basis that he was not a citizen
9 of the United States, and ordered to be deported under the 1882 Chinese Exclusion Act; and

10 WHEREAS, The Chinese Consolidated Benevolent Association in San Francisco hired
11 an attorney to fight Wong Kim Ark's unlawful detention, and the case was ultimately decided
12 by the U.S. Supreme Court on March 28, 1898, which ruled that birthright citizenship applied
13 to all children born in the United States including those whose parents were immigrants; and

14 WHEREAS, Wong Kim Ark's legacy and historic fight for justice ensured the
15 Constitution's guarantee of birthright citizenship regardless of the race, class, or immigration
16 status of a child's parents; now, therefore, be it

17 RESOLVED, That the City and County of San Francisco hereby opposes the Executive
18 Order purporting to unconstitutionally limit birthright citizenship as enshrined in the United
19 States Constitution; and, be it

20 FURTHER RESOLVED, That the City and County of San Francisco affirms its
21 commitment to birthright citizenship and recognizes and honors Wong Kim Ark's fight to
22 uphold the fundamental right of birthright citizenship under the Fourteenth Amendment of the
23 United States Constitution; and, be it

1 FURTHER RESOLVED, The Board of Supervisors urges the Mayor's Office of Civic
2 Engagement and Immigrant Affairs to support historical education and advocacy programs in
3 support of birthright citizenship.
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25



City and County of San Francisco
Tails
Resolution

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

File Number: 250106

Date Passed: March 04, 2025

Resolution affirming San Francisco's commitment to birthright citizenship as a constitutional right and opposing President Donald Trump's Executive Order that attempts to unconstitutionally limit birthright citizenship.

February 20, 2025 Government Audit and Oversight Committee - AMENDED, AN
AMENDMENT OF THE WHOLE BEARING SAME TITLE

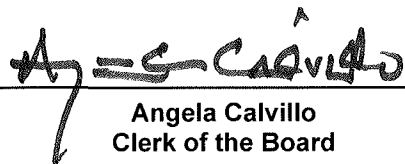
February 20, 2025 Government Audit and Oversight Committee - RECOMMENDED AS
AMENDED

March 04, 2025 Board of Supervisors - ADOPTED

Ayes: 10 - Chan, Chen, Dorsey, Engardio, Mahmood, Mandelman, Melgar, Sauter,
Sherrill and Walton
Excused: 1 - Fielder

File No. 250106

I hereby certify that the foregoing
Resolution was ADOPTED on 3/4/2025 by
the Board of Supervisors of the City and
County of San Francisco.


Angela Calvillo
Clerk of the Board

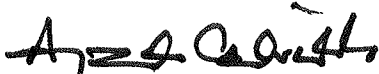
Unsigned

03/14/2025

Daniel Lurie
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 his 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

03/14/2025

Date

File No. 250106