

File No. 230178

Committee Item No. \_\_\_\_\_

Board Item No. 30

# COMMITTEE/BOARD OF SUPERVISORS

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Committee: \_\_\_\_\_

Date: \_\_\_\_\_

Board of Supervisors Meeting

Date: March 7, 2023

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Prepared by: Arthur Khoo

Date: February 23, 2023

Prepared by: Jocelyn Wong

Date: March 3, 2023

1 [Upholding San Francisco Values to Protect our Sanctuary City]

2

3 **Resolution urging the Department of Homeland Security (DHS) and the Biden**  
4 **Administration to reject the recent attack on San Francisco’s long-standing Sanctuary**  
5 **Ordinance and urging DHS to extradite the accused individuals without further delay.**

6

7 WHEREAS, Refugees and immigrants comprise one in every three San Franciscans,  
8 and are a vital part of San Francisco’s heart and identity; and

9 WHEREAS, San Francisco’s Sanctuary Ordinance, adopted in 1989 in response to  
10 attacks on Central American immigrants under the Reagan Administration, is the first  
11 Ordinance in the country prohibiting the use of local resources and personnel from assisting  
12 the federal government with targeting, arresting, and detaining immigrants for deportation; and  
13 thereby, helps to create an inclusive environment which integrates and respects all of  
14 residents equally, and upholds due process for all San Franciscans; and

15 WHEREAS, Under the Trump Administration in January 2019, to further an anti-  
16 immigrant agenda, the Department of Homeland Security (DHS) attempted to extort San  
17 Francisco by threatening to not extradite an accused person if the City did not provide an  
18 assurance that we would violate our Sanctuary Ordinance and turn the person over to  
19 Immigration and Customs Enforcement (ICE) if charges are dismissed or they are found not  
20 guilty; and

21 WHEREAS, The Biden Administration and DHS are following in the Trump  
22 Administration’s footsteps by again attempting to erode the San Francisco Sanctuary  
23 Ordinance, claiming that they will only extradite two accused individuals in two different  
24 criminal cases if the City waives the Sanctuary Ordinance, which is unnecessary for  
25 extradition; and

1           WHEREAS, There is no legal requirement that federal authorities need any waiver of  
2 San Francisco’s Sanctuary Ordinance in order to extradite these two suspects, as evidenced  
3 in 2019, when the Trump Administration and DHS extradited an individual from Canada, who  
4 was charged with sexual assault allegations in San Francisco without any Sanctuary  
5 Ordinance waiver whatsoever; and

6           WHEREAS, The lengthy, controversial, legislative process the Biden Administration  
7 and DHS are pressing the City to undertake, could allow the two individuals accused of  
8 heinous crimes to avoid extradition and prosecution, making the public less safe wherever the  
9 accused reside; and

10           WHEREAS, DHS’ budget is over \$115 billion in 2023 and has ample resources to  
11 detain and deport people without burdening limited City and County resources; and

12           WHEREAS, The San Francisco Board of Supervisors rejected this attack in January  
13 2019 and refused to weaken the Sanctuary Ordinance, and the accused individual was still  
14 extradited to San Francisco; and

15           WHEREAS, The Department of Homeland Security has once again made similar  
16 threats against San Francisco; and

17           WHEREAS, The Department of Homeland Security is trying to bully our City into  
18 weakening fundamental due process protections and should not be playing games with public  
19 safety; and

20           WHEREAS, It is legally unnecessary for San Francisco to pass an Ordinance in order  
21 for the accused to be extradited; and

22           WHEREAS, The alleged actions of the two accused individuals are devastating; and

23           WHEREAS, San Francisco stands with survivors of rape and sexual violence and  
24 embraces healing, safety and self-determination for survivors, and is against the exploitation  
25 of incidents of rape and sexual assault for political gain; now, therefore, be it

1           RESOLVED, That San Francisco will send this Resolution to the Department of  
2 Homeland Security and the Biden Administration rejecting this recent attack on San  
3 Francisco’s long-standing Sanctuary Ordinance and urging DHS to extradite the accused  
4 individuals without further delay.

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**From:** [Matt Alexander](#)  
**To:** [BOS Legislation, \(BOS\); Board of Supervisors \(BOS\)](#)  
**Cc:** [Lorena Melgarejo](#)  
**Subject:** letter regarding item 37  
**Date:** Tuesday, February 28, 2023 11:33:46 AM  
**Attachments:** [Carta sobre leyes santuario de San Francisco.pdf](#)

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This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Dear Madam Clerk,

Please find attached a letter from Faith in Action Bay Area regarding item 37 on today's agenda (file #230178). If you could include this in the record, we would be grateful.

Thank you!

--

Matt Alexander  
Lead Organizer, Faith in Action Bay Area  
(415) 902-5447



28 de febrero 2023

Estimados Supervisores,

Como líderes comunitarios de Fe en Acción, estamos real y profundamente preocupados por el hecho de poner en duda y cuestión si esta ciudad debería seguir siendo Santuario. Con los esfuerzos de los líderes de la Ciudad para debilitar las protecciones de nuestra Ciudad Santuario, una vez mas criminalizan a nuestra comunidad se les dice a los seres humanos que valen menos simplemente porque son inmigrantes. Esta narrativa criminalizante que estan queriendo imponer a la comunidad en torno al miedo, al crimen y a la inseguridad es divisiva, excluyente y fomenta el racismo hacia nuestra comunidad. Castiga doblemente a las personas con la policía y las expone al riesgo de deportación simplemente por el hecho de ser acusados.

Como personas de fe, no podemos estar indiferentes a la falta de valores y derechos de vivir con dignidad. Hace 35 años, San Francisco se convirtió en una de las primeras Ciudades Santuario del país: Debemos defender lo moralmente correcto y defender los verdaderos valores de San Francisco. No debemos permitir que "Santuario" se convierta en una falsa esperanza.

Sabemos de viva voz las experiencias y traumas que nuestras familias han padecido a causa de que la policía está colaborando con ICE, proceso que una vez mas están queriendo separar familias. Entendemos que existen consecuencias para los actos criminales, para los cuales ya existe un proceso que lleva a que la persona que ha cometido alguna falta o crimen a que tome consecuencias de sus actos. Pero cuando la policía comienza a hacer el trabajo de ICE, los miembros de la comunidad dejan de confiar en la policía y todos están menos seguros.

Somos padres, madres, abuelos y abuelas, hijos, hijas, nietos, primos, tíos, sobrinos que estamos preocupados, por cada uno de nosotros, porque el hecho de tener una tez de diferente color, hace que no solo seamos acusados, sino condenamos en el mismo instante y esa es una realidad que vivimos cada día. Las propuestas de los líderes de la Ciudad para debilitar nuestras leyes Santuario son divisivas, nos harán a nosotros y a todos los habitantes de San Francisco menos seguros, y violan la dignidad de nuestra gente.

Les preguntamos estimados supervisores: ¿Qué significa Santuario? ¿Quién merece vivir y quien no merece vivir en esta ciudad?

*"El extranjero que resida con vosotros os será como uno nacido entre vosotros, y lo amarás como a ti mismo, porque extranjeros fuisteis vosotros en la tierra de Egipto; yo soy el SEÑOR vuestro Dios."*

*levítico 19 : 34*

Atentamente,  
Líderes comunitarios de Fe en Acción



February 28, 2023

Dear Supervisors,

As Faith in Action community leaders, we are deeply concerned about the fact that this city's status as a Sanctuary City may be in doubt. With the efforts by City leaders to weaken our Sanctuary City protections, once again our community is being criminalized and human beings are being told that they are worth less simply because they are immigrants. This dangerous narrative of fear, crime, and insecurity that is being imposed on our community is divisive, exclusionary, and encourages racism toward our community. It exposes people to double jeopardy and the risk of deportation simply for being accused of a crime.

As people of faith, we cannot remain indifferent when there is a violation of basic values and the right of all to live with dignity. 35 years ago, San Francisco became one of the first Sanctuary Cities in the country: We must defend what is morally right and stand up for true San Francisco values. We must not let "Sanctuary" become a false hope.

We know firsthand the experiences and traumas that our families have suffered when the police have collaborated with ICE, a process that once again will lead to family separation. We know that there should be consequences for criminal acts, and that there already is a process by which a person who has committed a crime is held accountable for their actions. But when local police start doing the job of ICE, community members stop trusting the police, and everyone is less safe.

We are fathers, mothers, grandfathers and grandmothers, sons, daughters, grandchildren, cousins, uncles, and nephews. We live each day with worry for our family members because we know that our skin color exposes us to being accused and condemned in the very same moment. The proposals by City leaders to weaken our Sanctuary laws are divisive, they will make us and all San Franciscans less safe, and they violate the dignity of our people.

We ask you, esteemed Supervisors: What does Sanctuary mean? Who deserves to live in this City, and who does not?

*"The foreigner residing among you must be treated as your native-born. Love them as yourself, for you were foreigners in Egypt. I am the Lord your God."*

*Leviticus 19:34*

Sincerely,  
Faith in Action Community Leaders

## Introduction Form

*(by a Member of the Board of Supervisors or the Mayor)*



I hereby submit the following item for introduction (select only one):

- 1. For reference to Committee (Ordinance, Resolution, Motion or Charter Amendment)
- 2. Request for next printed agenda (For Adoption Without Committee Reference)  
*(Routine, non-controversial and/or commendatory matters only)*
- 3. Request for Hearing on a subject matter at Committee
- 4. Request for Letter beginning with "Supervisor  inquiries..."
- 5. City Attorney Request
- 6. Call File No.  from Committee.
- 7. Budget and Legislative Analyst Request (attached written Motion)
- 8. Substitute Legislation File No.
- 9. Reactivate File No.
- 10. Topic submitted for Mayoral Appearance before the Board on

The proposed legislation should be forwarded to the following (please check all appropriate boxes):

- Small Business Commission       Youth Commission       Ethics Commission
- Planning Commission       Building Inspection Commission       Human Resources Department

General Plan Referral sent to the Planning Department (proposed legislation subject to Charter 4.105 & Admin 2A.53):

- Yes                       No

*(Note: For Imperative Agenda items (a Resolution not on the printed agenda), use the Imperative Agenda Form.)*

Sponsor(s):

Subject:

Long Title or text listed:

Signature of Sponsoring Supervisor: