

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

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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.**  
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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

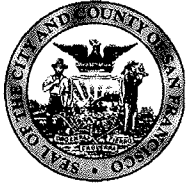
20          WHEREAS, It is legally unnecessary for San Francisco to pass an Ordinance in order  
21 for the accused to be extradited; and

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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**City and County of San Francisco**  
**Tails**  
**Resolution**

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

**File Number:** 230178

**Date Passed:** March 07, 2023

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

February 28, 2023 Board of Supervisors - CONTINUED

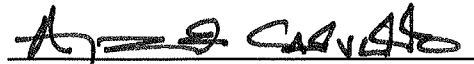
Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

March 07, 2023 Board of Supervisors - ADOPTED

Ayes: 10 - Chan, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton  
Noes: 1 - Dorsey

File No. 230178

I hereby certify that the foregoing Resolution was ADOPTED on 3/7/2023 by the Board of Supervisors of the City and County of San Francisco.

  
Angela Calvillo  
Clerk of the Board


**Unsigned**

\_\_\_\_\_  
London N. Breed  
Mayor

**03/17/2023**

\_\_\_\_\_  
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.



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Angela Calvillo  
Clerk of the Board

03/17/2023

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Date

File No. 230178