

File No. 180248

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

Board Item No. 23

## COMMITTEE/BOARD OF SUPERVISORS

### AGENDA PACKET CONTENTS LIST

Committee: \_\_\_\_\_  
Board of Supervisors Meeting

Date: \_\_\_\_\_  
Date: March 20, 2018

#### Cmte Board

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|--------------------------|-------------------------------------|--|
| <input type="checkbox"/> | <input type="checkbox"/>            | Motion                                       |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Resolution                                   |
| <input type="checkbox"/> | <input type="checkbox"/>            | Ordinance                                    |
| <input type="checkbox"/> | <input type="checkbox"/>            | Legislative Digest                           |
| <input type="checkbox"/> | <input type="checkbox"/>            | Budget and Legislative Analyst Report        |
| <input type="checkbox"/> | <input type="checkbox"/>            | Youth Commission Report                      |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Introduction Form                            |
| <input type="checkbox"/> | <input type="checkbox"/>            | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/> | <input type="checkbox"/>            | MOU  |
| <input type="checkbox"/> | <input type="checkbox"/>            | Grant Information Form                       |
| <input type="checkbox"/> | <input type="checkbox"/>            | Grant Budget                                 |
| <input type="checkbox"/> | <input type="checkbox"/>            | Subcontract Budget                           |
| <input type="checkbox"/> | <input type="checkbox"/>            | Contract/Agreement                           |
| <input type="checkbox"/> | <input type="checkbox"/>            | Form 126 – Ethics Commission                 |
| <input type="checkbox"/> | <input type="checkbox"/>            | Award Letter                                 |
| <input type="checkbox"/> | <input type="checkbox"/>            | Application                                  |
| <input type="checkbox"/> | <input type="checkbox"/>            | Public Correspondence                        |

#### OTHER

- |                          |                                     |                                      |
|--------------------------|-------------------------------------|--------------------------------------|
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | US House of Representatives Bill 669 |
| <input type="checkbox"/> | <input type="checkbox"/>            | _____                                |
| <input type="checkbox"/> | <input type="checkbox"/>            | _____                                |
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Prepared by: Jocelyn Wong  
Prepared by: \_\_\_\_\_

Date: March 15, 2018  
Date: \_\_\_\_\_

1 [Declaring Support for United States House of Representatives Bill 669 - Restricting First Use  
2 of Nuclear Weapons Act of 2017]

3 **Resolution declaring support for United States House of Representatives Bill 669, the**  
4 **Restricting First Use of Nuclear Weapons Act of 2017, which prohibits the conduct of a**  
5 **first-use nuclear strike absent a declaration of war by Congress.**

6  
7 WHEREAS, It is estimated that there are over 15,000 nuclear weapons globally; and

8 WHEREAS, Most possessed by the United States and Russia are significantly more  
9 destructive than those used to kill hundreds of thousands of people in Hiroshima and  
10 Nagasaki; and

11 WHEREAS, A single nuclear detonation in San Francisco would cause upwards of  
12 700,000 fatalities and upwards of 1,000,000 injuries; and

13 WHEREAS, Use and detonation of even a small number of nuclear weapons would  
14 have catastrophic human, environmental and economic consequences globally – impacting  
15 everyone on the planet; and

16 WHEREAS, Nuclear weapons testing and uranium extraction has caused irreparable  
17 harm to indigenous communities and the natural environment, from Bikini Atoll to the Nevada  
18 Test Site; and

19 WHEREAS, San Francisco's proximity to key communication and information  
20 technology infrastructure make it a top target for a nuclear strike; and

21 WHEREAS, All of humanity and every individual has the right to live a life free from the  
22 threat of nuclear violence; and

23 WHERAS, Nuclear weapons fail to address 21st century national security concerns  
24 such as climate change, cyberattacks and terrorism while draining precious resources from  
25 programs that make us safer and more secure; and

1           WHEREAS, California State Assembly Joint Resolution 30, introduced by Assembly  
2 Member Cecilia Aguiar-Curry, urges Congress to assert its role in the approval of acts of war  
3 in a nuclear first-strike scenario; and

4           WHEREAS, California State Assembly Joint Resolution 33, introduced by Assembly  
5 Member Monique Limón, urges our federal leaders and nation to embrace the Treaty on the  
6 Prohibition of Nuclear Weapons, make nuclear disarmament the centerpiece of our national  
7 security policy, and spearhead a global effort to prevent nuclear war; and

8           WHEREAS, Over 300 former heads of state, experts, and religious and military leaders  
9 have called for urgent action to eliminate all nuclear weapons globally; and

10          WHEREAS, Every American President since Ronald Reagan has worked to reduce  
11 global nuclear stockpiles in an effort to ultimately eliminate these weapons of mass  
12 destruction; and

13          WHEREAS, President Donald Trump has called for a major buildup of nuclear  
14 weapons, which will incite other countries to do the same and dramatically increase the risks  
15 of nuclear war; and

16          WHEREAS, The United States is on track to spend \$1 trillion over the next 30 years to  
17 upgrade its nuclear arsenal, money that could be better spent on education, healthcare, jobs  
18 or infrastructure, according to the Congressional Budget Office; now, therefore, be it

19          RESOLVED, That the City and County of San Francisco condemns President Trump's  
20 reckless agenda that makes us targets of a nuclear war; and, be it

21          FURTHER RESOLVED, That San Francisco adds its name to a growing list of  
22 communities that refuse to be complicit in President Trump's march toward nuclear war and  
23 calls on neighboring communities to do the same; and, be it

24          FURTHER RESOLVED, That San Francisco supports the Restricting First Use of  
25 Nuclear Weapons Act of 2017 (H.R. 669) which would prevent the President from unilaterally

1 launching a nuclear first strike without a Congressional declaration of war authorization; and,  
2 be it

3 FURTHER RESOLVED, That nuclear weapons anywhere are a threat to people  
4 everywhere, and that the total elimination of these weapons is central to the pursuit of a more  
5 just and peaceful world; and, be it

6 FURTHER RESOLVED, That San Francisco calls on United States Senators Dianne  
7 Feinstein and Kamala Harris, United States Congresswomen Jackie Speier and Nancy Pelosi,  
8 to publically reject President Trump's nuclear agenda, support H.R. 669 and urge world  
9 leaders to adopt an emergency agreement to prevent the use of nuclear weapons; and, be it

10 FURTHER RESOLVED, The San Francisco Board of Supervisors hereby directs the  
11 Clerk of the Board to send a copy of the resolution to United States Senators Dianne  
12 Feinstein and Kamala Harris, United States Congresswomen Jackie Speier and Nancy Pelosi.

115TH CONGRESS  
1ST SESSION

# H. R. 669

To prohibit the conduct of a first-use nuclear strike absent a declaration of war by Congress.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 24, 2017

Mr. TED LIEU of California (for himself, Mr. MCGOVERN, Mr. GARAMENDI, Ms. CLARKE of New York, Mr. BLUMENAUER, Mr. GRIJALVA, Mr. POCAN, Ms. LEE, and Mr. WELCH) introduced the following bill; which was referred to the Committee on Foreign Affairs

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## A BILL

To prohibit the conduct of a first-use nuclear strike absent a declaration of war by Congress.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Restricting First Use  
5 of Nuclear Weapons Act of 2017”.

6 **SEC. 2. FINDINGS AND DECLARATION OF POLICY.**

7 (a) FINDINGS.—Congress finds the following:

8 (1) The Constitution gives Congress the sole  
9 power to declare war.

1           (2) The framers of the Constitution understood  
2 that the monumental decision to go to war, which  
3 can result in massive death and the destruction of  
4 civilized society, must be made by the representa-  
5 tives of the people and not by a single person.

6           (3) As stated by section 2(c) of the War Powers  
7 Resolution (Public Law 93-148; 50 U.S.C. 1541),  
8 “the constitutional powers of the President as Com-  
9 mander-in-Chief to introduce United States Armed  
10 Forces into hostilities, or into situations where im-  
11minent involvement in hostilities is clearly indicated  
12 by the circumstances, are exercised only pursuant to  
13 (1) a declaration of war, (2) specific statutory au-  
14thorization, or (3) a national emergency created by  
15 attack upon the United States, its territories or pos-  
16 sessions, or its armed forces”.

17           (4) Nuclear weapons are uniquely powerful  
18 weapons that have the capability to instantly kill  
19 millions of people, create long-term health and envi-  
20ronmental consequences throughout the world, di-  
21rectly undermine global peace, and put the United  
22 States at existential risk from retaliatory nuclear  
23 strikes.

1           (5) By any definition of war, a first-use nuclear  
2           strike from the United States would constitute a  
3           major act of war.

4           (6) A first-use nuclear strike conducted absent  
5           a declaration of war by Congress would violate the  
6           Constitution.

7           (b) DECLARATION OF POLICY.—It is the policy of the  
8           United States that no first-use nuclear strike should be  
9           conducted absent a declaration of war by Congress.

10       **SEC. 3. PROHIBITION ON CONDUCT OF FIRST-USE NU-**  
11                               **CLEAR STRIKES.**

12           (a) PROHIBITION.—Notwithstanding any other provi-  
13           sion of law, the President may not use the Armed Forces  
14           of the United States to conduct a first-use nuclear strike  
15           unless such strike is conducted pursuant to a declaration  
16           of war by Congress that expressly authorizes such strike.

17           (b) FIRST-USE NUCLEAR STRIKE DEFINED.—In this  
18           section, the term “first-use nuclear strike” means an at-  
19           tack using nuclear weapons against an enemy that is con-  
20           ducted without the President determining that the enemy  
21           has first launched a nuclear strike against the United  
22           States or an ally of the United States.

○

Print Form

# Introduction Form

By a Member of the Board of Supervisors or the Mayor

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2018 MAR 13 PM 3:38  
Time stamp  
of meeting date

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

- 1. For reference to Committee. (An Ordinance, Resolution, Motion, or Charter Amendment)
- 2. Request for next printed agenda Without Reference to Committee.
- 3. Request for hearing on a subject matter at Committee.
- 4. Request for letter beginning "Supervisor [ ] inquires"
- 5. City Attorney request.
- 6. Call File No. [ ] from Committee.
- 7. Budget Analyst request (attach written motion).
- 8. Substitute Legislation File No. [ ]
- 9. Reactivate File No. [ ]
- 10. Question(s) submitted for Mayoral Appearance before the BOS on [ ]

Please check the appropriate boxes. The proposed legislation should be forwarded to the following:

- Small Business Commission       Youth Commission       Ethics Commission
- Planning Commission       Building Inspection Commission

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

**Sponsor(s):**

Tang

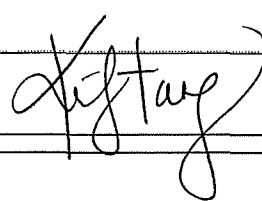
**Subject:**

Declaring Support-HR 669 Restricting First Use of Nuclear Weapons Act of 2017

**The text is listed below or attached:**

[ ]

Signature of Sponsoring Supervisor: \_\_\_\_\_



For Clerk's Use Only: