1   [Administrative Code - Indigenous Peoples Day]

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3   **Ordinance amending the Administrative Code to update and revise the legislative**

4   **findings in support of Indigenous Peoples Day.**

5   NOTE: **Unchanged Code text and uncodified text** are in plain Arial font.
            Additions to Codes are in _single-underline italics Times New Roman font_.
6   **Deletions to Codes** are in ~~_strikethrough italics Times New Roman font_~~.
            Board amendment additions are in double-underlined Arial font.
7   **Board amendment deletions** are in ~~strikethrough Arial font~~.
            Asterisks (*   *   *) indicate the omission of unchanged Code
8   subsections or parts of tables.

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10   Be it ordained by the People of the City and County of San Francisco:

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12   Section 1. Article I of Chapter 16 of the Administrative Code is hereby amended by

13   revising Section 16.4, to read as follows:

14

15   **SEC. 16.4. INDIGENOUS PEOPLES DAY.**

16   (a) **Findings.**

17   (1)   Indigenous ~~_nations_~~ _peoples_ have lived upon this land since time immemorial.

18   The City and County of San Francisco recognizes that the original inhabitants of the area now

19   known as San Francisco were the ~~_Muwekma_~~ _Ramaytush_ Ohlone ~~_tribe_~~ _and that other neighboring_

20   _tribes, like the Chochenyo Ohlone, Tamyen Ohlone, Karkin, Bay Miwok, Coast Miwok, and Patwin_

21   _lived in the surrounding Bay Area_. Despite the near decimation of ~~_the tribe_~~ _indigenous peoples_ due

22   to ~~_European migration_~~ _colonization and genocide_, descendants of the ~~_tribe_~~ _original peoples_

23   continue to live in the Bay Area. The City _especially_ recognizes _and supports_ the campaign of

24   the Muwekma Ohlone to become federally recognized, _as reflected in Resolution No. 489-02_. ~~_In_~~

25   ~~_2002, the Board of Supervisors passed Resolution 489-02 urging the federal government to formally_~~

1   *recognize the tribe. The City values the progress our society has accomplished through Native*

2   *American technology, thought, and culture.*

3   (2)   San Francisco has a responsibility to oppose the systematic racism towards

4   indigenous peoples in the United States, which perpetuates high rates of poverty and income

5   inequality, ~~exacerbating~~ *exacerbates inequities in* health~~,~~ *and* education, and *contributes to*

6   *numerous other* social crises among Native Americans.

7   (3)   San Francisco recognizes the historic discrimination and violence inflicted

8   upon indigenous peoples in the United States, including their forced removal from ancestral

9   lands, and the deliberate and systematic destruction of their communities and culture. *As a*

10   *result of this forced removal, San Francisco has become home to one of the largest populations of*

11   *urban Indians in the nation. The City values the progress our society has accomplished through their*

12   *many contributions.*

13   (4)   In ~~the late 1970's~~ *1977*, a movement began to replace the Columbus Day

14   holiday with a celebration known as Indigenous Peoples Day to recognize and commemorate

15   the contribution of indigenous peoples to the United States and to condemn the atrocities that

16   were committed against them. *In 1992, the City of Berkeley, California became the first city to*

17   *officially declare October 12 a "Day of Solidarity with Indigenous People" and symbolically renamed*

18   *Columbus Day "Indigenous Peoples' Day." Since then, several states, cities, and towns have followed*

19   *suit.*~~Many cities and states have since chosen to recognize Indigenous Peoples Day on the same date~~

20   ~~as, and in lieu of, Columbus Day.~~

21   (5)   The San Francisco Human Rights Commission adopted and published a

22   report titled "Discrimination by Omission," written by a Native American Taskforce in 2007,

23   that called for the City to recognize Indigenous Peoples Day.

24   ~~(6)   In 2011, the Affiliated Tribes of Northwest Indians, representing 59 Tribes from~~

25   ~~Washington, Oregon, Idaho, Northern California, Western Montana, and Alaska, passed Resolution~~

1 *#11-57 expressing "Support to Change Columbus Day (2nd Monday of October) to Indigenous*

2 *Peoples' Day."*

3   (b) The second Monday in October each year shall be known as Indigenous Peoples

4 Day. All official City communications, notices, calendars, and other publications, whether

5 electronic or paper, shall refer to that day as Indigenous Peoples Day rather than Columbus

6 Day.

7   *(c) Within 30 days of the effective date of the ordinance enacting this Section 16.4, the City*

8 *Administrator shall notify all City boards, commissions, committees, and other bodies, and all City*

9 *departments, of the requirements of this Section.*

10   (d̶c) This Section 16.4 does not affect the recognition or non-recognition of the second

11 Monday in October as a holiday for City departments and employees.

12   (e̶d) Nothing in this Section *16.4* shall prohibit the City from providing funds or support

13 to events that commemorate or celebrate the holiday using the name Columbus Day or other

14 descriptors.

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16   Section 2. Effective Date. This ordinance shall become effective 30 days after

17 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the

18 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board

19 of Supervisors overrides the Mayor's veto of the ordinance.

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21   Section 3. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors

22 intends to amend only those words, phrases, paragraphs, subsections, sections, articles,

23 numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal

24 Code that are explicitly shown in this ordinance as additions, deletions, Board amendment

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1   additions, and Board amendment deletions in accordance with the "Note" that appears under

2   the official title of the ordinance.

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4   APPROVED AS TO FORM:
     DENNIS J. HERRERA, City Attorney
5

6   By: _____
           JON GIVNER
7   Deputy City Attorney

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