

1 [Urging California Governor Gavin Newsom to Extend COVID-Related Eviction Protections]

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3 **Resolution urging California Governor Gavin Newsom to extend COVID-related eviction**  
4 **protections to December 31, 2021, or later.**

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6 WHEREAS, On February 25, 2020, Mayor London N. Breed declared a state of  
7 emergency in San Francisco based on coronavirus (COVID-19); and

8 WHEREAS, On March 4, 2020, California Governor Gavin Newsom issued a  
9 proclamation of a State of Emergency based on COVID-19; and

10 WHEREAS, On March 6, 2020, the San Francisco Department of Public Health issued  
11 Recommendations to Reduce the Spread of the Coronavirus, which advise that vulnerable  
12 populations should limit outings, and non-essential large gatherings should be cancelled or  
13 postponed, among other recommendations; and

14 WHEREAS, On March 11, 2020, the San Francisco Health Officer issued a Declaration  
15 of Local Health Emergency, Order No. C19-05; and

16 WHEREAS, On March 13, 2020, Mayor Breed issued a directive banning certain  
17 nonpayment evictions arising from COVID-19 and the state of emergency; and

18 WHEREAS, On March 16, 2020, the Governor issued Executive Order N-28-20  
19 suspending state laws that would pre-empt or otherwise restrict a local government's power to  
20 impose substantive limitations on residential or commercial evictions where the basis for the  
21 eviction is nonpayment of rent arising from substantial decrease in household or business  
22 income or substantial out of pocket medical expenses, caused by the COVID-19 pandemic of  
23 any local, state, or federal response; and

24 WHEREAS, On June 16, 2020, the Board of Supervisors adopted Ordinance No. 93-20  
25 to protect tenants from being evicted due to an inability to pay rent, if the tenant could not pay

1 due to the financial impacts of COVID-19 and the missed rent payments originally came due  
2 between March 16, 2020, and September 30, 2020; and

3 WHEREAS, On January 28, 2021, the California State Legislature adopted the Tenant,  
4 Homeowner, and Small Landlord Relief and Stabilization Act of 2020 (“SB 91”), which enacted  
5 additional eviction protections for tenants who were unable to pay their rent due to COVID-19  
6 that originally came due between March 1, 2020, and June 30, 2021; and

7 WHEREAS, On June 28, 2021, the California State Legislature adopted AB 832, which  
8 extended certain eviction protections of SB 91 through September 30, 2021; and

9 WHEREAS, When AB 832 was adopted, COVID-19 rates nationwide had fallen to  
10 about 11,000 new cases per day, one of the lowest numbers since the beginning of the  
11 pandemic and a 96% decline from the peak of more than 252,000 cases a day reported in  
12 early January 2021, according to data reported in the *Los Angeles Times*; and

13 WHEREAS, Since that time, new cases of COVID-19 have increased dramatically, with  
14 the rate of Delta-variant infections increasing from 53% of sequenced cases in June to 83%  
15 the first three weeks of this month, according to the California Department of Public Health;  
16 and

17 WHEREAS, On June 8, 2021, Supervisor Dean Preston introduced File No. 210601,  
18 prohibiting landlords from evicting residential tenants for nonpayment of rent that came due  
19 between July 1, 2021, and December 31, 2021, that was not paid due to the COVID-19  
20 pandemic, provided the tenant has paid at least 25 percent of the rent owed; and

21 WHEREAS, In addition to extending eviction protections, AB 832 extended preemption  
22 of local city and county COVID-related nonpayment eviction ordinances through March 31,  
23 2022, prohibiting cities like San Francisco from creating COVID-related nonpayment eviction  
24 protections for their residents; and

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1           WHEREAS, COVID-19 incidence and mortality increased steadily in other states after  
2           eviction moratoriums expired, and were associated with doubling of COVID-19 incidence and  
3           a five-fold increase in COVID-19 mortality 16 weeks after moratoriums lapsed, according to a  
4           July 2021 study published in the *American Journal of Epidemiology*; now, therefore, be it

5           RESOLVED, That the San Francisco Board of Supervisors, in light of a resurgence in  
6           COVID vases statewide, because state law has taken authority away from localities to extend  
7           eviction protections, and for the purpose of avoiding unnecessary health risk and mortality,  
8           urges Governor Newsom to extend current protections against COVID-related nonpayment  
9           evictions to December 31, 2021, or later; and, be it

10          FURTHER RESOLVED, That the San Francisco Board of Supervisors hereby directs  
11          the Clerk of the Board to transmit a copy of this Resolution to Governor Gavin Newsom.