

RESOLUTION IN SUPPORT OF AN INDEPENDENT REVIEW OF THE KEITA O'NEIL OFFICER-INVOLVED SHOOTING

Sponsors: Keith Baraka, Gloria Berry; Anabel Ibáñez, Peter Gallotta,
Leah LaCroix, Li Miao Lovett, Carolina Morales

WHEREAS, The California Democratic Party (CDP) believes in a criminal justice system that is fair, transparent, accountable and supports measures that ensure police departments are held responsible for their actions and officers who engage in excessive force or other forms of misconduct are held responsible for their actions; and

WHEREAS, Under a relatively new California state law, the State Attorney General's office can conduct an independent investigation of a police shooting if requested by a local district attorney or if it determines that an investigation is necessary to ensure public trust in the impartiality of the process. The Attorney General's office can also take over the case's prosecution if it believes the local district attorney is unable or unwilling to do so. AB 1506 was signed into law in response to the high-profile police shootings of unarmed Black men and women nationwide and the subsequent protests and calls for police reform. Having an independent entity investigate police shootings can help rebuild trust between law enforcement and the communities they serve; and

WHEREAS, Mr. Keita O'Neil was a 42-year-old African-American man who was shot and killed by San Francisco Police Officer Christopher Samayoa on December 1, 2017; Officer Samayoa was permanently relieved of duty shortly thereafter. The O'Neil family filed a federal lawsuit against the city of San Francisco and the police department in October 2018, alleging wrongful death, excessive force, and racial profiling. The City & County of San Francisco paid a substantial settlement in the civil case to the O'Neil family. Currently, the criminal case against Samayoa is under review by Attorney General Bonta. AG Bonta's office is interested in not only the case but also District Attorney Jenkins' handling of it. On March 7, 2023, a continuance was granted. Attorney General Bonta requested and received ninety (90) days to analyze the facts and decide if he would take up the case. The family of Mr. O'Neil has lost faith in DA Jenkins' ability to provide an unbiased adjudication of the matter and would like AG Bonta's office to assume responsibility for the case; now, therefore, be it

RESOLVED, That the San Francisco Democratic Party supports Attorney General Bonta's review and analysis of the facts and respectfully requests that his office take control of the case; and be it

FURTHER RESOLVED, That copies of this Resolution be sent to Attorney General Rob Bonta to express the support of the San Francisco Democratic County Central Committee for an independent investigation of the Keita O'Neil officer-involved shooting.

PROPOUNDED BY: Keith Baraka, Gloria Berry
ADOPTED: March 22, 2023
RESOLUTION NO. 2023-03-Keita O'Neill Review

RESOLUTION IN OPPOSITION TO EXPLOITATIVE IMMIGRANT CHILD LABOR

Sponsors: Honey Mahogany, Carolina Morales; Anabel Ibáñez, Suzy Loftus, Fiona Ma

WHEREAS, The Fair Labor Standards Act of 1938, established a federal minimum wage, overtime rules, and child labor rules generally prohibiting the employment of minors in nonagricultural occupations under the age of 14, restricting the hours and types of work that can be performed by minors under 16, and prohibiting the employment of minors under the age of 18 in any hazardous occupation; and

WHEREAS, The Trafficking Victims Protection Reauthorization Act of 2008, has created a perverse incentive structure that makes it easier for children to gain entry to the US than for adults who flee their homes due to poverty and crime most acutely affecting Central Americans from Guatemala, Honduras, and El Salvador; and

WHEREAS, Since 2014 the number of unaccompanied minors has been growing and last year more than 130,000 minors, a threefold increase from five years ago, were admitted into the US with only one third being released to their parents creating opportunities for traffickers and employers to exploit children's labor now aided by states changing their labor laws to broaden the types of jobs young workers are permitted to do, and shield employers from liability for injuries, illnesses or workplace fatalities involving young workers these laws include: Alabama HB 1410, New Jersey AB 4222, Iowa SF 167, Ohio SB 30, and Minnesota HF 260; now, therefore, be it

RESOLVED, That the San Francisco Democratic Party denounces the use of exploitative immigrant child labor and the effort underway in legislatures across the country to weaken more than 100 years of progressive policy to protect children from labor exploitation; and be it

FURTHER RESOLVED, That copies of this Resolution be sent to President Joseph Biden, Secretary of Labor Martin Walsh, and Secretary of the Department of Health and Human Services Xavier Becerra.

PROPOUNDED BY: Honey Mahogany

ADOPTED: March 22, 2023

RESOLUTION NO. 2023-03-Child Labor Laws