

San Francisco Democratic County Central Committee

Wednesday, July 22, 2020

6:30pm

Virtual Meeting via Zoom Video Call

(More details to be provided)

10 Day Meeting Agenda

1. Call to Order and Roll Call

Call to Order by Chair, David Campos. Roll Call of Members: John Avalos, Keith Baraka, Gloria Berry, David Campos, Queena Chen, Bevan Dufty, Peter Gallotta, Matt Haney, Anabel Ibáñez, Jane Kim, Leah LaCroix, Janice Li, Suzy Loftus, Li Miao Lovett, Honey Mahogany, Rafael Mandelman, Gordon Mar, Faauuga Moliga, Carolina Morales, Mano Raju, Hillary Ronen, Amar Thomas, Nancy Tung, Shanell Williams. Ex-Officio Members: U.S. Senator Dianne Feinstein; Speaker of the House of Representatives Nancy Pelosi; U.S. House Representative Jackie Speier; Lieutenant Governor Eleni Kounalakis, State Treasurer Fiona Ma; Board of Equalization Member Malia Cohen, State Senator Scott Wiener; Assemblymember Phil Ting and Assemblymember David Chiu.

2. Approval of Meeting Agenda (Discussion and possible action)

Discussion and possible action regarding the approval of this agenda.

3. Approval of May Meeting Minutes (Discussion and possible action)

Approval of the minutes of the DCCC's meeting of June 24, 2020 (minutes attached).

4. General Public Comment (2 minutes per speaker)

The DCCC will take public comment on all items on the agenda and, in addition, other matters germane to party business but not on the agenda.

5. Reports (Discussion and possible action) (20 minutes)

DCCC member reports, including discussion and possible actions, to offer updates on work assignments and discuss ongoing objectives.

a) Chair (Campos)

b) Outreach (LaCroix)

c) Voter Registration (Baraka)

d) Club Chartering (Mahogany)

i. Arab-American Democratic Club

ii. Edwin M. Lee Asian Pacific Democratic Club

iii. Harvey Milk LGBTQ Democratic Club

iv. Pacific Islander Democratic Club

v. Rose Pak Democratic Club

vi. San Francisco Eastern Neighborhoods Democratic Club

vii. San Francisco Young Democrats

- e) Issues & Resolutions** (Lovett)
- f) Partnerships** (Gallotta)
- g) Treasurer** (Thomas)
- h) Committees**
 - Endorsements (Berry, Ibáñez)
- i) Executive Director** (Lynch)
- j) CDP Region 6 Update** (Kelly)

6. Endorsements of Candidates for Local Office for the November 3, 2020 Election (Berry, Campos, Ibáñez, Li) (Discussion and possible action) The vote on candidate endorsements will include the following positions:

- a. **Board of Supervisor**, District 1
- b. **Board of Supervisor**, District 3
- c. **Board of Supervisor**, District 5
- d. **Board of Supervisor**, District 7
- e. **Board of Supervisor**, District 9
- f. **Board of Supervisor**, District 11

7. Resolution supporting California State Senate Bill No. 793 (SB 793), authored by Senator Jerry Hill and co-authored by Senators Glazer, McGuire, Pan, Skinner, and Wiener, to restrict sales of flavored e-cigarettes and all other flavored tobacco products to combat use by youths (Lovett) (Discussion and possible action)

8. RESOLUTION IN SUPPORT OF THE CAREN ACT AND CRIMINALIZING RACIALLY-DISCRIMINATORY 911 CALLS (Berry) (Discussion and possible action)

9. Adjournment

Agenda Item Information

For more information concerning agendas, minutes, and meeting information, and materials relating to agenda items: visit the DCCC website at <http://www.sfdemocrats.org>; or email DCCC Corresponding Secretary Janice Li at info@sfdemocrats.org; or write to the San Francisco Democratic County Central Committee at P.O. Box 210119, San Francisco, CA 94121-0119. Other related materials received by the DCCC after the posting of the agenda are available for public inspection at the meeting time and location listed at the beginning of this agenda.

Meeting Procedures

Each member of the public will be allotted the same maximum number of minutes to speak as set by the Chair.

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The ringing of and use of cell phones, pagers and similar soundproducing electronic devices are prohibited at this meeting. Please be advised that the Chair may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar soundproducing electronic devices.

Note: Several members of the San Francisco Board of Supervisors (who may comprise a majority of one or more Board committees) currently also serve as members of the San Francisco Democratic County Central Committee (DCCC). The law is not clear as to whether the open meeting requirements of state and local law apply to DCCC meetings attended by these Board members. Out of an abundance of caution, Board members and the DCCC have agreed to comply with these open meeting laws.

San Francisco Democratic County Central Committee

Wednesday, June 24, 2020
6:30pm
Virtual Meeting via Zoom Video Call

DRAFT MINUTES

1. Call to Order and Roll Call

Meeting called to order at 6:35pm by Chair Campos.

Roll Call of Members: John Avalos, Keith Baraka, Gloria Berry, David Campos, Queena Chen, Bevan Dufty, Peter Gallotta, Matt Haney (proxy: Han Zou), Anabel Ibañez, Janice Li, Suzy Loftus, Li Miao Lovett, Carolina Morales, Honey Mahogany, Gordon Mar (proxy: Edward Wright), Fauuga Moliga (proxy: Gaynorann Siataga), Mano Raju, Hillary Ronen (proxy: Santiago Lerma), Amar Thomas, Nancy Tung, Shanell Williams

Ex-Officio Members present: U.S. Senator Dianne Feinstein (proxy: Kathleen McDonough); Speaker of the House of Representatives Nancy Pelosi (proxy: Gary McCoy); State Treasurer Fiona Ma (proxy: Isabelle Malouf); Board of Equalization Member Malia Cohen (proxy: Tyra Fennell), State Senator Scott Wiener (proxy: Matthew Rothschild); Assemblymember Phil Ting (proxy: Mark Chekhal-Bain) and Assemblymember David Chiu (proxy: Kate MacKenzie), U.S. House of Representatives Jackie Speier (proxy: Brian Perkins)

Members absent/excused: Jane Kim, Leah LaCroix, Rafael Mandelman, Fauuga Moliga; Lieutenant Governor Eleni Kounalakis

At 7:16pm, Member Dufty has been excused and asked Member Williams to serve as his proxy for the remainder of the meeting.

At 7:28pm, Member Kim has joined the meeting.

At 8:31pm, Member Ma excused herself from the meeting.

2. Approval of Meeting Agenda

- Chair Campos motions to approve agenda and withdraw Item #9 because a budget agreement has been reached to deal with the issue for the time being, recognizing that this issue could return in the future; second by Member Dufty
- Agenda is amended and approved with no objection.

3. Approval of May Meeting Minutes

- Motion by Member Dufty, seconded by Member Loftus to approve, with amendments.

- Amendments:
 - Member Lovett amends minutes regarding her amendment on resolution (item #7) - seconded by Member Ibanez, who notes this has already been changed for the 72-hour agenda
 - Member Berry notes that construction vehicles were present at the Shipyard recently
 - Motion to amend passes unanimously; Abstention: Speier
 - Member Ma amends minutes to remove her abstention on ACA 5; Chair Campos notes minutes reflect what happen, and so this amendment is rejected

4. General Public Comment

Chair Campos has changed speaking time to 1 minute.

- Gabriella Ruiz: Co-president of Latinx Young Democrats; gives background on mission of LYD, which includes “[engaging] young Latinx folks effectively in public service.” Urges members to support chartering.
- Kevin Ortiz: Associate delegate to CDP and Vice President of Latinx Young Democrats; speaks to engaging new Latinx folks, which make up 15% of SF’s population. Notes recent D7 Supervisor candidate debate. Asks for support to charter the club.
- Camila Andrea Mena: Founding member of Latinx Young Democrats; originally from Colombia, now call SF home after family sought political asylum. Asks for support to charter the club.
- Luis Avalos: Asks for support to charter Latinx Young Democrats.
- Susan Shain: With Swing Left, thanks Peter Gallotta and Suzy Loftus for continued support especially with event promotion. Continuing to focus on Central Valley with phonebanks, textbanks, postcards, highlights voter suppression here. Asks us to make sure our constituents fill out Census 2020, where SF is behind.
- Sarah Souza: Asks for support for resolution (item #10), noting it’s officially on the ballot and passed unanimously by Board of Supervisors already. Would benefit youth, increase democratic participation. Learn more at commissionsforall.com. Also here to support Latinx Young Democrats’ chartering, to build pipeline of black and brown young Democrats.
- Brandon Harami: Chair of SF Berniecrats, appointed CDP delegate. Support all clubs that have properly completed chartering application; specifically gives support to Latinx Young Democrats’ chartering and spoke to the success of the D7 debate. Additionally asks support for item #7. Also asks SF DCCC to reject any funding from police unions and Deputy Sheriff’s Association; also asks SF DCCC to bring additional scrutiny to endorsements and candidates’ positions on enforcement.
- Kia Kolderup-Lane: Serve as director of national politics and federal government affairs at United Democratic Club; asks for support in re-chartering of UDC.
- Susan Pfeifer: Welcomes new Nancy Pelosi Interns at SF DCCC. Democracy Action has phonebanks on Wed mornings at 10:30am for AZ and NC Senate races; Sundays are now phonebanks for Joe Biden to develop volunteer base in CA. This June 27th is regular call with CDP Chair Rusty Hicks. July 11th is CADEM “Soul Talk 2” put on by

African American Caucus. Voter registration is still on hold at Paramount Theater but events are getting canceled due to COVID pandemic; oath ceremonies will be rescheduled.

- David Goldman: President of Brownie Mary Democratic Club, which is a cannabis policy Democratic Club. Has been in SF for 47 years, homeowner, lives in the Castro. Worked on Prop 215 in 1996. Supporting approvals of local dispensaries, including the recent three approvals by Planning Commission.
- Christian Medina Beltz: Member of Latinx Young Democrats, also supporting its chartering.
- Okan Sengun: With the LGBTQ Asylum Project, asking for support for item #10.
- Catie Arbona: Co-president of Alice B. Toklas Club, here along with co-president David Fuji-Ramos. Support chartering of Alice, but also supporting chartering of all the other clubs who've completed application.
- Noelle Bonner: Vice President of Events for United Democratic Club; asks for support for the re-chartering of UDC. Focused on voter registration, getting out the vote, educating voters. Also refocusing on club's values statement this year. Recently launched Race Talks series.
- Gabriel Medina: CDP delegate for AD19; asking for support for item #10, thanks Sups. Yee and Ronen as well as many others who've supported already. Especially important given decline of people of color on boards/commissions. Also supporting Latinx Young Democrats' chartering to build leadership within Latinx community.
- Corey Smith: Former president of United Democratic Club; proud that UDC's board has a significant number of people of color. Asks for support for club's re-chartering.
- Christopher Christensen: Supports re-chartering of all Democratic clubs, specifically supports chartering of Latinx Young Democrats. Also supports item #10.
- Amy Beinart: President of Bernal Heights Democratic Club; excited to see Latinx Young Democrats. BHDC has been around since 1988, asking support for re-chartering.
- Kayleigh Lloyd: President of United Democratic Club; asks for support for re-chartering. Engaged thousands of people through many events, many panels included DCCC members. Supported 2018's Red to Blue, hosted a job fair last year, co-hosted with DCCC. Notes that UDC's executive team is now majority women/POC.
- Bobak Esfandiari: Board member of United Democratic Club, asks for support in re-chartering. Says UDC helped engage him in local politics after working on Obama's campaign.
- Kelly Groth: President of New Avenues Democratic Club, asks for re-chartering of the club; founded in 2014, engages west side of SF.
- Adlah Chisti: Supports chartering of Latinx Democratic Club, gave praise to the D7 debate they just held.
- Wesley Footracer: Board member of United Democratic Club, joined club in 2018 and has helped run a variety of events to engage people.
- Cyn Wang: State Political Director at United Democratic Club, asks for support in re-chartering, expresses their demonstrated commitment to strengthening the Party.

- Nadia Rahman: Vice President of United Democratic Club, asks for support in re-chartering club. Got engaged through their programming, inspired her to run for office.
- Sachi Takahashi: Board member of United Democratic Club, asks for support in re-chartering.
- Jessica Montes: Founding member of Latinx Democratic Club; asks for support
- Diana Le: Asks for re-chartering of District 2 Democratic Club.
- Alida Fisher: President of District 11 Democratic Club; D11 is one of the most diverse districts, and more than 25% of residents identify as Latinx. Asks for support next month when D11 Dems presents re-chartering.
- Michelle Roberts: Vice President of New Avenues Democratic Club; asks for support in re-chartering to support progressive engagement on the west side.
- Hans How: Vice President of ASAN Connect; asks for support on item #10 to ensure all immigrants in SF have a seat at the table on boards/commissions.
- Gina Simi: Immediate past co-chair of Alice B. Toklas Club and board member of District 2 Democratic Club; supports chartering of both clubs.
- Karol Ruiz: Founding member, director of community engagement of Latinx Young Democrats, asks for chartering of the club.
- Eric Kingsbury: President of District 2 Democratic Club; advocate for chartering of the club after getting restarted last year.
- Jen Low: Strongly support item #10; if passed, looking for support from DCCC to recruit candidates.
- Linda Litehiser: Representing Homesharers Democratic Club as a new chair; been chartered since 2015 and asks for support to re-charter. Represent homeowners with short-term rentals, especially seniors.
- Bivett Brackett: Support all clubs looking to be chartered, shoutouts to Brownie Mary, Alice B Toklas, District 2 Dems, UDC, Homesharers, and Young Latinx Democrats. Asking DCCC to specifically engage black community, especially with voter registration. Also support items #10 and #7.
- Adoubou Traore: Director of African Advocacy Network; provide services for black immigrant community. Worked with Sarah Souza and Gabriel Medina and asks for support of item #10
- Nima Rahimi: Gives support for item #10, worked with Sarah Souza and Gabriel Medina in his role on the Immigrant Rights Commission where a similar resolution passed. Also asks for support in re-chartering United Democratic Club. Also excited for Latinx Young Democrats and look forward to their chartering.
- Nomvula O'Meara: On executive board on Harvey Milk LGBTQ Democratic Club, but is speaking on their own capacity. Talked about experience running in two elections in the past year. Want DCCC to re-charter SF Black Women's Caucus and SF Women's Political Committee.

5. Reports

- a. Chair (Campos)

- i. Chair Campos first recognizes Member Lovett to introduce SF DCCC's new interns. Member Lovett welcomes two high school interns (Emmanuel Ching, Alan Turanes) and three college interns (Zoe Bishop, Priscilla Jin, Fidel Gilchrist).
 - ii. Calls out two in memoriams for George Floyd and Harry Britt.
 - iii. Thanks every member for their personal contribution to fundraise for the Party. Finance Committee met to develop fundraising strategies, especially for the federal account.
 - iv. Calls for the creation of a Black Lives Matter Committee that Member Berry will be chairing to center DCCC work on black lives and asks for the chair of the committee to be elevated to the executive committee as well.
- b. Outreach (LaCroix) - not present
- c. Voter Registration (Baraka)
 - i. Asks for support to promote voter registration websites. In talks with Emily Lee at SF Rising to reach more disenfranchised communities. Looking to engage interns once the partnership solidifies.
- d. Club Chartering (Mahogany)
 - i. Thanks Karima for her support. Asks to charter all eight clubs with a single motion.
 - ii. Club applications
 - Alice B. Toklas LGBTQ Democratic Club
 - Bernal Heights Democratic Club
 - Brownie Mary Democratic Club
 - District 2 Democratic Club
 - Home Sharers Democratic Club
 - Latinx Young Democratic Club
 - New Avenues Democratic Club
 - United Democratic Club
 - iii. Motion by Member Mahogany; seconded by Member Wiener. Motion approved unanimously.
- e. Issues & Resolutions (Lovett)
 - i. Looking to meet approximately a week before monthly meetings (between 10-day notice and 72-hour notice) to discuss resolutions more in depth. Would help provide recommendations to the full DCCC board. This change would require a bylaw amendment.
 - ii. Looking to develop a database of resolutions so there can be necessary follow-ups when a resolution passes.
 - iii. A new priority issue that has emerged is the closing of CA detention centers. Now working with CDP to elevate this resolution, which would go before e-board in July.
 - iv. Member Li recommends that Bylaws Committee meets to discuss new ideas that have come up. Chair Campos shares that the committee will look to convene in the next few days.
- f. Partnership (Gallotta)

- i. Interns have already begun jumping in; Priscilla and Emmanuel helped produce the most recent newsletter. Interns will also be supporting Swing Left to participate in virtual phone banks to gain experience.
 - ii. Looking to host virtual action meetings to get more people excited and involved in November 2020 elections. Member Gallotta has committed to hosting a meeting and will ask other members to help host.
- g. Treasurer (Thomas)
 - i. Balance on account was distributed this morning; federal account has over \$13,000; state account has over \$62,000. Increase is due to DCCC member contributions, along with a Speaker Pelosi \$5,000 contribution to support the internship program.
 - ii. Member Thomas has looked into other treasury options but has learned that other firms are no longer taking on DCCC accounts. Will continue to look at different alternatives to reduce cost as possible.
 - iii. Looking at reclassifying interns to be able to pay their stipends through the state account.
 - iv. Finance Committee met in June to discuss challenges, identify fundraising goals/targets. Called out need for call time and possibly additional DCCC member contribution asks.
- h. Committees
 - i. Endorsement Committee (Berry, Ibanez)
 - Important dates, will all be held virtually:
 - a. Sat, July 18: Interviews for Supervisor candidates
 - b. Wed, July 22: Vote on Supervisor endorsements
 - c. Sat, August 22: Interviews for all other candidates and measures
 - d. Wed, August 26: Vote on other candidates and measures
 - Questionnaires for Supervisor candidates will be distributed this week, deadline to complete is July 6th. Received lots of feedback from other DCCC members on questions.
 - i. Executive Director (Lynch)
 - i. Have been working to onboard interns and get them to work right away.
 - ii. Asks DCCC members to follow official social media accounts (@sfdemocrats on Twitter and Instagram). If you have ideas, please reach out to Communications committee (Gallotta, Loftus, Li).
 - j. CDP Region 6 Update (Kelly)
 - i. CDP Region 6 meeting was held last week. Resolution on closing CA detention centers was passed unanimously and will now be heard by CDP Legislation Committee.

6. Updates to the SFCCC Policy & Procedures Manual

- 6a: Moved by Member Gallotta; seconded by Member Baraka; motion passes unanimously.

- 6b: Moved by Member Ibanez; seconded by Member Gallotta; motion passes unanimously.

7. Resolution Supporting the Adoption of the Black to the Future Action Fund Black Agenda 2020 (Berry; cosponsors: Williams, Ibanez, Gallotta, Lovett)

Member Berry introduces the resolution. Last year, under the direction of Chair Campos, multiple DCCC members came together with Gloria Berry to form a Black Agenda working group. Member Berry speaks to Alicia Garza's leadership in developing a Black Agenda 2020 and shares a quote of hers: "Black people have always played a role in unlocking the promise of an America that has not yet been realized, and if there's ever been a time to tap into that power, it's now."

Motion by Member Berry, seconded by Member Baraka.

Co-sponsors to be added: Campos, Baraka, Loftus, Avalos, Chen, Mahogany, Kim, Li, Mar

Motion to amend language by Member Baraka around language of "amputation"; seconded by Member Berry; amendment taken without objection.

Motion to amend language by Member Kim on some grammatical changes; seconded by Baraka; amendment taken without objection. Motion passes unanimously; Member Feinstein abstains.

8. Resolution in Opposition to the Prison Spending Initiative (Loftus; co-sponsor: Morales)

Member Loftus introduces the resolution to ensure Prop 47 reforms continue rather than get rolled back by this initiative, which is funded by law enforcement unions along with supermarket chains Safeway and Ralph's.

Co-sponsors to be added: Ting, Li, Baraka, Wiener, Williams, Lovett, Ibanez, Avalos, Campos

Motion by Member Wiener to approve by acclamation, seconded by Member Williams; passes by acclamation; Member Feinstein abstains.

~~**9. Resolution Calling on Governor, State Legislature & San Francisco's State Delegates to Reject the Department of Finance's Efforts to Balance the State's Budget Deficit on the Back of San Francisco and Other Northern California Counties, Cities and School Districts (Campos)**~~

10. Resolution Supporting the Aspiring Citizens Charter Amendment (Ibanez)

Member Ibanez provides introductory remarks, thanks Aspiring Citizens Committee that's formed to develop the amendment and specifically thanks the leadership and work of Sarah Souza and Gabriel Medina.

Co-sponsors to be added: Mahogany Gallotta, Williams, Loftus, Lovett, Campos, Baraka, Chen, Morales, Pelosi, Moliga, Ting, Dufty, Li

Member Gallotta inquires whether this can be considered for an early endorsement; Chair Campos states that procedurally, this would require noticing and could be considered for the July meeting.

Motion by Member Morales; seconded by Member Williams; passes by acclamation; Member Feinstein abstains.

11. Resolution Calling on Congress to Take Legislative Action to Block the Roll Back of Civil Rights Protections based on Gender-Identity or Sexual Orientation in Healthcare (Mahogany)

12. Resolution Condemning the Proposal by the Department of Housing and Urban Development to Remove Protections for Transgender People Accessing Shelters (Mahogany)

Member Mahogany asks to combine her remarks for items #11 and #12; acknowledged by Chair Campos. Member Mahogany provides introductory remarks calling out President Trump's actions to undo all the progress during President Obama's administration to advance trans rights.

Motion by Member Mahogany, seconded by Loftus.

Co-sponsors to be added: Gallotta, Thomas, Mar, Loftus, Avalos, Morales, Ibanez, Tung, Berry, Li, Wiener, Baraka, Chen, Dufty

Vote for item #11 passes unanimously by voice vote; Member Pelosi abstains.

Vote for item #12 passes unanimously by voice vote; no abstentions.

13. New Business

- Member Li: New Avenues Democratic Club event on July 30th with Leah LaCroix, Ivy Lee and Katy Tang.
- Member Berry: ACA 5 rally on July 4th at 10am at City Hall

14. Adjournment

- In memoriam for Vincent Chin (Member Tung)
- In memoriam for Sean Monterrosa (Member Lovett)
- In memoriam for George Floyd (Member Berry)
- In memoriam for Lottie Titus (Member Williams)
- In memoriam for Harry Britt (Member Mandelman)

Resolution supporting California State Senate Bill No. 793 (SB 793), authored by Senator Jerry Hill and co-authored by Senators Glazer, McGuire, Pan, Skinner, and Wiener, to restrict sales of flavored e-cigarettes and all other flavored tobacco products to combat use by youths.

Sponsors: Lovett, Ibáñez, Avalos, Li, Williams

WHEREAS, The Stop Tobacco Access to Kids Enforcement Act (STAKE) prohibits a person from selling or otherwise furnishing tobacco products, as defined, to a person under 21 years of age and despite the progress reducing smoking, tobacco use remains the leading cause of preventable death in the United States, killing more than 480,000 people each year through many forms of cancer, heart disease and respiratory diseases, while FDA advisories point to a greater risk from smoking and vaping of contracting coronavirus and poorer outcomes due to adverse impacts on lung function from tobacco and the inflammatory risks of additives and flavorings from vaping products in particular; moreover, studies have shown that nicotine exposure during adolescence can harm the developing brain impacting learning, memory, attention and increasing addiction to other drugs; and

WHEREAS, Flavored tobacco products promote youth initiation of tobacco use and help young occasional smokers to become daily smokers by reducing or masking the natural harshness and taste of tobacco smoke and thereby increasing the appeal of tobacco products as tobacco companies well know, while menthol cigarettes soothe irritation thus appealing to youth who are initiating tobacco use and increasing their likelihood to consume menthol-, candy- and fruit-flavored tobacco products, including not just cigarettes but also e-cigarettes, cigars, cigarillos, and hookah tobacco, and the tobacco industry has a well-documented history of developing and marketing flavored tobacco brands to racial and ethnic minorities and youth; and

WHEREAS, To address the appeal of flavored tobacco products to youth, San Francisco enacted Ordinance No. 140-17, prohibiting tobacco retail establishments from selling flavored tobacco products and as a result of the referendum process, the ordinance was placed before the voters, who approved the ordinance in June 2018 (Proposition E) by a majority of 68.39% and in 2019, San Francisco enacted Ordinance No. 122-19 amending the Health Code to prohibit the sale by tobacco retail establishments of electronic cigarettes that do not have approval from the Food and Drug Administration (FDA); in reaction, using the referendum process, the tobacco industry tried to overturn the ordinance through the November 2019 election (Proposition C) where voters overwhelmingly voted against the tobacco industry's agenda by a majority of 81.81%, upholding the ordinance; therefore

BE IT RESOLVED, that the San Francisco Democratic County Central Committee supports Senate Bill No. 793 to expand these efforts to prohibit the sale of flavored tobacco products statewide; and, be it

FURTHER RESOLVED, that the San Francisco Democratic County Central Committee urges the California State Legislature to pass SB 793 and Governor Gavin Newsom to sign this law into effect.

PROPOUNDED BY: Li Miao Lovett

ADOPTED: (Date _____) By the San Francisco Democratic County Central Committee

RESOLUTION IN SUPPORT OF THE CAREN ACT AND CRIMINALIZING RACIALLY-DISCRIMINATORY 911 CALLS

Sponsors: Berry,

WHEREAS in San Francisco and across the country, video footage has brought awareness to the fact that people are making racially-biased 911 calls in the absence of an emergency. These prejudiced calls have proven very dangerous, particularly for Black people, as extreme (but by no means rare) cases can end in death. Calls made on Black people for swimming, driving, napping, dancing, barbecuing, selling water, working, jogging, being at home, etc. must be deemed cruel and have significant consequences. The infamous case in recent history is that of Emmett Till, who was lynched in 1955 because a white woman claimed that Till, a fourteen-year-old Black boy, whistled at her. In 2017, the accuser, Carolyn Bryant, disclosed she had fabricated additional testimony that Till had grabbed and verbally threatened her. In May of this year, a white woman in Ohio called the police on a Black Pastor who was closing his church, reporting he was breaking in and had threatened her with a gun. The Pastor has been unsuccessful at bringing charges against the woman who still stands by her story. In June of this year in San Francisco, a white woman called the police on a Filipino man because he was stenciling “Black Lives Matter” in chalk on his own property.

WHEREAS on Tuesday, July 9, 2020, San Francisco District 10 Supervisor Shamann Walton introduced the CAREN Act (Caution Against Racially Exploitative Non-Emergencies), an ordinance that will amend the Police Code to make it unlawful for an individual to summon law enforcement because they perceive an individual to be a threat solely based on their race, ethnicity, religious affiliation, gender, sexual orientation, or gender identity. The CAREN Act will also allow a civil cause of action for the individual or persons harmed by the fraudulent 911.

WHEREAS California Assemblyman Rob Bonta is introducing a statewide bill with similar goals, AB 1550, which will classify racially-motivated, fabricated 911 calls as hate crimes and provide victims a legal remedy in civil court.

BE IT RESOLVED that the San Francisco Democratic County Central Committee supports Supervisor Walton’s ordinance and encourages the San Francisco Board of Supervisors and Mayor to ensure that it passes. Furthermore, the San Francisco Democratic County Central Committee urges the California Democratic Party and the Democratic National Committee to support similar measures of the same magnitude at the state and federal level.

AND BE IT FURTHER RESOLVED that copies of this resolution shall be sent to the San Francisco Board of Supervisors, Mayor London Breed, the California Democratic Party, and the Democratic National Committee.

PROPOUNDED BY: Gloria Berry

Adopted: (Date _____) By the San Francisco Democratic County Central Committee

ADDENDUM

<https://drive.google.com/file/d/1RJdi6TZuQV7pvGg9UD0LuT7F0wAokuqT/view?usp=sharing>

[Police Code - Discriminatory Reports to Law Enforcement (CAREN Act)]

Ordinance known as the Caution Against Racially Exploitative Non-Emergencies (CAREN) Act amending the Police Code to make it unlawful to cause a peace officer to contact a person solely to discriminate against the person on the basis of the person's race, ethnicity, religious affiliation, gender, sexual orientation, or gender identity; creating a civil cause of action and providing for damages for violating the prohibition.

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

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

Section 1. Findings.

(a) There have been numerous incidents across the country involving individuals contacting law enforcement to report innocuous behaviors as suspicious, or to falsely report alleged criminal behavior, for what appear to be solely discriminatory reasons. Discriminatory law enforcement reports against people of color for racially motivated reasons are common enough that many people of color have experienced one or more incident of being contacted by law enforcement when engaging in normal day-to-day activities. These incidents cause serious harm to the person falsely accused of a crime, cause anxiety and distrust among people of color, and put an unnecessary strain on law enforcement officers responding to frivolous and false calls.

(b) The misuse of law enforcement by members of the public to discriminate against others should not be tolerated and the City should take action to stop such behavior in every way possible. Creating a means for people who suffer this kind of discrimination to seek redress from those who have targeted them through a civil cause of action for damages will discourage this type of behavior and provide a tangible way for these victims to be compensated for this wrong.

Section 2. The Police Code is hereby amended by adding Section 637, to read as follows:

SEC. 637. DISCRIMINATORY REPORTS TO LAW ENFORCEMENT.

- (a) Discriminatory Reports to Law Enforcement Prohibited. It shall be unlawful to knowingly cause a peace officer to arrive at a location to contact a person with the specific intent to discriminate against that person on the basis of the person's actual or perceived race, ethnicity, religious affiliation, gender, sexual orientation, or gender identity.*
- (b) Civil Cause of Action. Any aggrieved person may enforce the provisions of this Section 637 by means of a civil action.*
- (c) A person found to have violated subsection (a) in a cause of action under subsection (b) shall be liable to the aggrieved person for special and general damages, but in no case less than \$1,000 plus attorneys' fees and the costs of the action. In addition, punitive damages may be awarded in a proper case.*
- (d) Nothing in this Section 637 shall preclude any person from seeking any other remedies, penalties, or procedures provided by law.*

Section 3. Undertaking for the General Welfare. In enacting and implementing this ordinance, the City is assuming an undertaking only to promote the general welfare. It is not assuming, nor is it imposing on its officers and employees, an obligation for breach of which it is liable in money damages to any person who claims that such breach proximately caused injury.

Section 4. No Conflict with Federal or State Law. Nothing in this ordinance shall be interpreted or applied so as to create any requirement, power, or duty in conflict with any federal or state law.

Section 5. Effective Date. This ordinance shall become effective 30 days after enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board of Supervisors overrides the Mayor's veto of the ordinance.

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

**By:
BRADLEY A. RUSSI
Deputy City Attorney**