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[Urging Passage of AB 2216 (Keeley)]

Resolution urging the California State Legislature to pass and Governor Gray Davis to sign, AB 2216 providing domestic partners with rights regarding intestate succession.

WHEREAS, The death of a domestic partner is a tragic and painful time for the surviving partner and other family members; and,

WHEREAS, California law regarding intestate succession determines what happens to separately held property when someone dies without a will, and currently, domestic partners have no standing in these situations; and,

WHEREAS, The absence of laws dealing with domestic partnership in this situation leads to unnecessary injustice and litigation for the surviving family members; and,

WHEREAS, A majority of Californians, regardless of their family status, pass without a will or other estate plan leaving State laws regarding intestate succession to determine ownership of valuable assets like homes and vehicles; and,

WHEREAS, In the case of the death of a domestic partner without a will, separate property is often left to estranged parents, distant siblings, or even relatives who may have never known the deceased, instead of the surviving domestic partner; and,

1 WHEREAS, Assembly Speaker Pro Tem Fred Keeley has
2 introduced AB 2216 which gives surviving domestic partners the
3 right to inherit a specified share of a partner's separate
4 property should that partner die without a will; and,

5 WHEREAS, It is reasonable to expect that the deceased
6 partner would want a portion of his or her separate property to
7 be retained by the surviving partner; and,

8 WHEREAS, The City and County of San Francisco is comprised
9 of a diverse population, has been a pioneering jurisdiction with
10 regard to domestic partners, and has an interest in promoting
11 fairness in California's intestate succession laws; now,
12 therefore, be it

13 RESOLVED, That the Board of Supervisors of the City and
14 County of San Francisco does hereby urge the California State
15 Legislature to pass and Governor Gray Davis to sign, AB 2216
16 amending intestate succession to include domestic partners; and,
17 be it

18 FURTHER RESOLVED, That the Clerk of the Board of
19 Supervisors shall transmit copies of this resolution to
20 Assemblymembers Carole Migden and Kevin Shelley, State Senators
21 John Burton and Jackie Speier, and to Governor Gray Davis.
22
23
24
25

Mark Leno

BOARD OF SUPERVISORS



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails
Resolution

File Number: 020979

Date Passed:

Resolution urging the California State Legislature to pass and Governor Gray Davis to sign, AB 2216 providing domestic partners with rights regarding intestate succession.

June 10, 2002 Board of Supervisors — ADOPTED

Ayes: 8 - Ammiano, Daly, Gonzalez, Leno, McGoldrick, Newsom, Peskin, Yee

Absent: 3 - Hall, Maxwell, Sandoval

File No. 020979

I hereby certify that the foregoing Resolution was ADOPTED on June 10, 2002 by the Board of Supervisors of the City and County of San Francisco.

Madeleine Licavoli
Acting Clerk of the Board

JUN 21 2002

Date Approved

Mayor Willie L. Brown Jr.