

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.
6 **Additions to Codes** are in *single-underline italics Times New Roman font*.
7 **Deletions to Codes** are in *strikethrough italics Times New Roman font*.
8 **Board amendment additions** are in double-underlined Arial font.
9 **Board amendment deletions** are in ~~strikethrough Arial font~~.
10 **Asterisks (* * * *)** indicate the omission of unchanged Code
11 subsections or parts of tables.

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

13 Section 1. Article I of Chapter 16 of the Administrative Code is hereby amended by
14 revising Section 16.4, to read as follows:

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 (dc) 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 (ed) 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.

15
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.

20
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
25

1 additions, and Board amendment deletions in accordance with the "Note" that appears under
2 the official title of the ordinance.

3
4 APPROVED AS TO FORM:
5 DENNIS J. HERRERA, City Attorney

6 By:



7 JON GIVNER
8 Deputy City Attorney

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City and County of San Francisco
Tails
Ordinance

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

File Number: 190285

Date Passed: October 01, 2019

Ordinance amending the Administrative Code to update and revise the legislative findings in support of Indigenous Peoples Day.

September 16, 2019 Rules Committee - RECOMMENDED

September 24, 2019 Board of Supervisors - PASSED ON FIRST READING

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton and Yee

October 01, 2019 Board of Supervisors - FINALLY PASSED

Ayes: 11 - Brown, Fewer, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Stefani, Walton and Yee

File No. 190285

I hereby certify that the foregoing
Ordinance was **FINALLY PASSED** on
10/1/2019 by the Board of Supervisors of
the City and County of San Francisco.

f Angela Calvillo
Clerk of the Board

London N. Breed
Mayor

Date Approved