



COUNCIL REFERRAL MEMORANDUM

To: Hayward Mayor and City Council
From: Council Members Angela Andrews and Elisa Márquez
Subject: Council Consideration (AB256 - Racial Justice Act for All)
Date: 5/23/22

Background:

Council Members Andrews and Márquez request approval of the full Council for this referral to be assigned to staff to promptly evaluate AB 256 and its original statute, AB 2542, and return with an analysis and resolution.

The Council has received requests from community members Collin Thormoto, Diana Thormoto, and Jeffra Bussmann (below) in support of a resolution in support of AB 256, the 'Racial Justice Act for All.' As explained in those messages, AB 256 would extend AB 2542, which was enacted two years ago, and provide protections against all racial bias in courts to everyone, regardless of when they were charged or convicted.

Council Member Andrews and I believe adoption of the requested resolution is the right thing to do at the right time in our community. Adoption of a resolution tells the community we are listening to them.

The 'Racial Justice Act for All' applies to the state's criminal justice system, so we do not anticipate a fiscal impact on City operations.

Timeline: 1st Quarter of FY23

Angela Andrews
Hayward City Council Member

Elisa Márquez
Hayward City Council Member

References:

https://leginfo.ca.gov/faces/billNavClient.xhtml?bill_id=202120220AB256
<https://aclucalaction.org/bill/ab-256/>
<https://openstates.org/ca/bills/20212022/AB256/>