



OFFICE OF THE CITY ATTORNEY
Long Beach, California

C-1

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March 2, 2021

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HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Adopt a Resolution of the City Council of the City of Long Beach in Support of the Certification and Publication by the National Archivist of the State of Virginia's Ratification of the Equal Rights Amendment (ERA); and in Support of the Joint Resolution Introduced in Congress on January 21, 2021 to Eliminate the Arbitrary Deadline Towards Full Constitutional Ratification. (Citywide)

DISCUSSION:

Pursuant to your request of February 16, 2021, this office has prepared and submits the above-described resolution for your consideration.

SUGGESTED ACTION:

Approve recommendation.

Very truly yours,

CHARLES PARKIN, City Attorney

By: AMY R. WEBBER
Deputy City Attorney

ARW:bg A21-00492
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RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONG BEACH IN SUPPORT OF THE CERTIFICATION AND PUBLICATION BY THE NATIONAL ARCHIVIST OF THE STATE OF VIRGINIA'S RATIFICATION OF THE EQUAL RIGHTS AMENDMENT (ERA); AND IN SUPPORT OF THE JOINT RESOLUTION INTRODUCED IN CONGRESS ON JANUARY 21, 2021 TO ELIMINATE THE ARBITRARY DEADLINE TOWARDS FULL CONSTITUTIONAL RATIFICATION

WHEREAS, the United States Constitution does not explicitly guarantee equal rights and equal protection for the sexes; and

WHEREAS, the 14th Amendment to the United States Constitution and state constitutional statements of equality generally do not provide the strict scrutiny for sex-based classifications that is provided for classifications based on race, religion, and national origin; and

WHEREAS, state laws are not uniform and federal laws are not comprehensive, and these laws can be repealed or reduced; and

WHEREAS, the people of the United States continue to experience the negative effects of lack of political parity between men and women, workplace discrimination, health care inequities, disparate rates of poverty, rape and domestic violence assaults; and

WHEREAS, the Equal Rights Amendment (ERA) provides that "Equality of rights under the law shall not be denied or abridged by the United States or by any State on account of sex"; and

WHEREAS, the ERA would help ensure women and men have the same

1 constitutional protections; and

2 WHEREAS, the ERA was passed by Congress in 1972, and has been ratified
3 by 38 states, the most recent being Nevada in 2017, Illinois in 2018, and Virginia in January
4 2020; and

5 WHEREAS, the time limit for the ERA appears only in the preamble; and

6 WHEREAS, a joint resolution has been introduced in Congress on January
7 21, 2021 that removes the time limit for ratification of the ERA;

8 NOW, THEREFORE, the City Council of the City of Long Beach hereby
9 resolves as follows:

10 Section 1. The City Council of the City of Long Beach does hereby
11 indicate its support of the certification and publication by the National Archivist of the
12 State of Virginia's ratification of the Equal Rights Amendment.

13 Section 2. The City Council of the City of Long Beach does hereby
14 indicate its support for the joint resolution introduced in Congress on January 21, 2021 to
15 eliminate the arbitrary deadline towards full constitutional ratification

16 Section 3. This resolution shall take effect immediately upon its adoption
17 by the City Council, and the City Clerk shall certify the vote adopting this resolution.

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OFFICE OF THE CITY ATTORNEY
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I hereby certify that the foregoing resolution was adopted by the City Council
of the City of Long Beach at its meeting of _____, 2021
by the following vote:

Ayes: Councilmembers: _____

Noes: Councilmembers: _____

Absent: Councilmembers: _____

Recusal(s): Councilmembers: _____

City Clerk