

File No. 200344

Committee Item No. \_\_\_\_\_

Board Item No. 21

# COMMITTEE/BOARD OF SUPERVISORS

## AGENDA PACKET CONTENTS LIST

Committee: \_\_\_\_\_  
Board of Supervisors Meeting

Date: \_\_\_\_\_  
Date: April 7, 2020

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- Form 126 – Ethics Commission
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- Application
- Public Correspondence

### OTHER

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Prepared by: Lisa Lew  
Prepared by: \_\_\_\_\_

Date: April 3, 2020  
Date: \_\_\_\_\_

1 [Urging the End of the Blood Donation Ban by Gay and Bisexual Men]

2

3 **Resolution urging the United States Food and Drug Administration to end the federal**  
4 **ban on blood donation by gay and bisexual men.**

5

6 WHEREAS, In 1983 the Federal Drug Administration (FDA) banned blood donation by  
7 any man who has had sex with another man at least one time since 1977 in response to the  
8 AIDS epidemic; and

9 WHEREAS, In 2015, the FDA amended the policy to ban donations from any man who  
10 has had sex with another man at least once within the last year; and

11 WHEREAS, A number of countries including Italy, Spain and Mexico allow men who  
12 have sex with men to donate blood without any regard to sexual activity; and

13 WHEREAS, The American Medical Association, the Human Rights Campaign, the  
14 AIDS Research Institute at the University of California San Francisco and the American  
15 Association of Blood Banks are among many organizations that support lifting the FDA  
16 prohibition on blood donations from men who have sex with men; and

17 WHEREAS, Blood banks are already required to test blood donations for HIV and other  
18 infections; and

19 WHEREAS, A 2010 study by the University of California Los Angeles found that lifting  
20 the 12 month ban would add another 300,000 pints of blood per year; and

21 WHEREAS, As a result of the COVID-19 pandemic and the resulting shelter-in-place  
22 and social distancing orders, blood banks across our nation are facing a severe blood  
23 shortage; and

24

25

1           WHEREAS, The American Red Cross has noted that one of the most important things  
2 one can do to prevent another health care crisis amid the COVID-19 pandemic is to donate  
3 blood; and

4           WHEREAS, The San Francisco Board of Supervisors has passed resolutions urging  
5 the FDA to end the federal ban on blood donation by gay and bisexual men in 2010, 2014 and  
6 2016; and

7           WHEREAS, On March 24, 2020, California State Senator Scott Wiener wrote a letter to  
8 Dr. Stephen M. Hahn, Commissioner of Food and Drugs, requesting the elimination of the  
9 FDA's prohibition on blood donations from gay and bisexual men unless they have been  
10 celibate for one year to address a nationwide blood shortage as a result of COVID-19; and

11           WHEREAS, On March 26, 2020, a group of United States Senators including Senators  
12 Kamala Harris, Tammy Baldwin, Elizabeth Warren, Bernie Sanders, Amy Klobuchar and Cory  
13 Booker wrote a letter to Dr. Hahn expressing concern with the FDA's prohibition on blood  
14 donations from gay and bisexual men unless they have been celibate for one year and urging  
15 the FDA to update its policy in light of the COVID-19 nationwide blood shortage; now,  
16 therefore, be it

17           RESOLVED, That the San Francisco Board of Supervisors calls upon the United  
18 States Food and Drug Administration to end the federal policy that prohibits blood donations  
19 from any man who has had sex with another man at least once within the last year to address  
20 the nationwide blood shortage as a result of COVID-19; and, be it

21           FURTHER RESOLVED, That upon final adoption of this resolution, the Clerk of the  
22 Board of Supervisors is directed to transmit a copy to Dr. Stephen M. Hahn, Commissioner of  
23 Food and Drugs at the United States Food and Drug Administration.

24  
25

## Lew, Lisa (BOS)

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**From:** Rafael Mandelman <rafaelmandelman@gmail.com>  
**Sent:** Tuesday, March 31, 2020 2:19 PM  
**To:** Temprano, Tom (BOS)  
**Cc:** BOS Legislation, (BOS); Mundy, Erin (BOS); Bintliff, Jacob (BOS)  
**Subject:** Re: Introduction: Urging the end of the Blood Donation Ban by Gay and Bisexual Men  
**Categories:** 200344

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Thank you Tom. Confirmed.  
Rafael

Sent from my iPhone

On Mar 31, 2020, at 2:15 PM, Temprano, Tom (BOS) <[tom.temprano@sfgov.org](mailto:tom.temprano@sfgov.org)> wrote:

Hello,

Attached please find the following documents re: Supervisor Mandelman's Resolution urging the United States Food and Drug Administration to end the federal ban on blood donation by gay and bisexual men.

- 1) Introduction Form (Supervisor Mandelman is the signatory and is CC'd here to confirm his approval)
- 2) Resolution in Word Format
- 3) Resolution in PDF Format

Please confirm receipt of this email and let us know if any other documents need to be submitted via email. We will submit physical copies to the clerks office within 48 hours per the Clerk's instructions.

Best,

**Tom Temprano** 譚盼龍  
Legislative Aide  
Office of Supervisor Rafael Mandelman  
City Hall, 1 Dr. Carlton B. Goodlett Place, Room 284  
San Francisco, California 94102  
(415) 554-6987 | [tom.temprano@sfgov.org](mailto:tom.temprano@sfgov.org)  
*Pronouns: he, him, his*

<Resolution FDA Blood Ban 3.30.20. V4.pdf>

<Resolution FDA Blood Ban 3.30.20. V4.doc>

<Introduction Form\_Resolution to end Blood Donation Ban\_Mandelman 3.31.20.pdf>

# Introduction Form

By a Member of the Board of Supervisors or Mayor

Time stamp  
or meeting date

I hereby submit the following item for introduction (select only one):

- 1. For reference to Committee. (An Ordinance, Resolution, Motion or Charter Amendment).
- 2. Request for next printed agenda Without Reference to Committee.
- 3. Request for hearing on a subject matter at Committee.
- 4. Request for letter beginning : "Supervisor  inquiries"
- 5. City Attorney Request.
- 6. Call File No.  from Committee.
- 7. Budget Analyst request (attached written motion).
- 8. Substitute Legislation File No.
- 9. Reactivate File No.
- 10. Topic submitted for Mayoral Appearance before the BOS on

Please check the appropriate boxes. The proposed legislation should be forwarded to the following:

- Small Business Commission
- Youth Commission
- Ethics Commission
- Planning Commission
- Building Inspection Commission

**Note: For the Imperative Agenda (a resolution not on the printed agenda), use the Imperative Form.**

Sponsor(s):

Mandelman

Subject:

Urging the end of the Blood Donation Ban by Gay and Bisexual Men

The text is listed:

Resolution urging the United States Food and Drug Administration to end the federal ban on blood donation by gay and bisexual men.

Signature of Sponsoring Supervisor:

For Clerk's Use Only