

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 554-5227

May 22, 2020

Stephen M. Hahn M.D.
Commissioner of Food and Drugs
United States Food and Drug Administration
10903 New Hampshire Avenue
Silver Spring, MD 20993-0002

Re: Board of Supervisors Resolution No. 152-20

Dear Dr. Hahn:

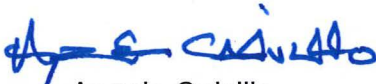
On April 7, 2020, the Board of Supervisors of the City and County of San Francisco adopted Resolution No. 152-20 (Urging the End of the Blood Donation Ban by Gay and Bisexual Men), which was enacted on April 17, 2020.

The Board of Supervisors directs the Clerk of the Board to forward the following document to your attention:

- One certified copy of Resolution No. 152-20 (File No. 200344)

If you have any questions or require additional information, please contact the Office of the Clerk of the Board at (415) 554-5184, or by e-mail: board.of.supervisors@sfgov.org.

Sincerely,


Angela Calvillo
Clerk of the Board

- c. Members of the Board of Supervisors, Supervisors Rafael Mandelman, Norman Yee, Sandra Lee Fewer, Dean Preston, Matt Haney, Hillary Ronen, Ahsha Safai, Shamann Walton
Sophia Kittler, Mayor's Liaison to the Board of Supervisors
Eddie McCaffrey, Mayor's Manager of State and Federal Legislative Affairs
Andres Power, Mayor's Policy Director
Rebecca Peacock, Mayor's Office



City and County of San Francisco

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

Certified Copy

Resolution

200344

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

Sponsors: Mandelman; Yee, Fewer, Preston, Haney, Ronen, Safai and Walton

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

4/7/2020 Board of Supervisors - ADOPTED

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

4/17/2020 Mayor - RETURNED UNSIGNED

STATE OF CALIFORNIA
CITY AND COUNTY OF SAN FRANCISCO

CLERK'S CERTIFICATE

I do hereby certify that the foregoing Resolution is a full, true, and correct copy of the original thereof on file in this office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City and County of San Francisco.

May 22, 2020

Date

Angela Calvillo

Clerk of the Board

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.



City and County of San Francisco

Tails
Resolution

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

File Number: 200344

Date Passed: April 07, 2020

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

April 07, 2020 Board of Supervisors - ADOPTED

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

File No. 200344

I hereby certify that the foregoing Resolution was ADOPTED on 4/7/2020 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Unsigned

London N. Breed
Mayor

04/17/2020

Date Approved

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, or time waived pursuant to Board Rule 2.14.2, became effective without her approval in accordance with the provision of said Section 3.103 of the Charter or Board Rule 2.14.2.

Angela Calvillo
Clerk of the Board

04/17/2020

Date