

1 [Urging the California State Assembly to Pass Assembly Bill 336]

2
3 **Resolution urging the California State Legislature to pass Assembly Bill 336, which**
4 **states that possession of one or more condoms shall not be used as evidence of**
5 **soliciting or engaging in prostitution in the State of California.**

6
7 WHEREAS, It is established that condoms are one of the most effective tools in
8 preventing the transmission of HIV, sexually transmitted infections and unwanted
9 pregnancies; and

10 WHEREAS, All individuals have the right to protect themselves through accessing,
11 possessing and utilizing safer sex strategies including condoms; and

12 WHEREAS, It is harmful to public health efforts to in any way deter persons from
13 possessing and utilizing condoms; and

14 WHEREAS, The practice of confiscating, photographing or otherwise using the
15 possession of condoms as evidence of a person's intent to engage in prostitution effectively
16 deters the possession and use of condoms thereby increasing their risk of HIV transmission;
17 and

18 WHEREAS, The public health cost of criminalizing condoms and thereby deterring their
19 use is found to be greater than the cost of finding alternative evidence in prostitution arrests;
20 now, therefore, be it

21 RESOLVED, That the Board of Supervisors supports the prohibition of using condoms
22 as evidence of prostitution; and, be it

23 FURTHER RESOLVED, That the Board of Supervisors supports and encourages the
24 passage of Assembly Bill 336.



City and County of San Francisco

Tails
Resolution

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

File Number: 130346

Date Passed: April 23, 2013

Resolution urging the California State Legislature to pass Assembly Bill 336, which states that possession of one or more condoms shall not be used as evidence of soliciting or engaging in prostitution in the State of California.

April 23, 2013 Board of Supervisors - ADOPTED

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener and Yee

File No. 130346

I hereby certify that the foregoing Resolution was ADOPTED on 4/23/2013 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Unsigned

Mayor

May 1, 2013

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 his 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