

BOARD of SUPERVISORS



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

March 13, 2019

The Honorable Erika Contreras
Secretary of the Senate
California State Senate
California State Capitol, Room 3044
Sacramento, CA 95814

Re: Board of Supervisors Resolution No. 100-19

Dear Secretary Contreras:

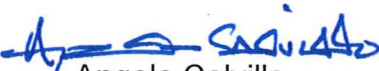
On February 26, 2019, the Board of Supervisors of the City and County of San Francisco adopted Resolution No. 100-19 (Supporting California State Senate Bill No. 233 (Wiener) - Immunity From Arrest), which was enacted on March 8, 2019.

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

- One certified copy of Resolution No. 100-19 (File No. 190175)

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. Supervisors Matt Haney, Hillary Ronen, Rafael Mandelman, Members of the Board of Supervisors Kanishka Karunaratne Cheng, Mayor's Liaison to the Board of Supervisors Eddie McCaffrey, Mayor's Manager of State and Federal Legislative Affairs Paul Yoder, Karen Lange, Erica Smith, City Lobbyists - Shaw/Yoder/Antwih Inc.



City and County of San Francisco

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

Certified Copy

Resolution

190175 [Supporting California State Senate Bill No. 233 (Wiener) - Immunity From Arrest]

Sponsors: Haney; Ronen and Mandelman

Resolution supporting California State Senate Bill No. 233, authored by Senator Scott Wiener and co-authored by Assembly Members Bill Quirk and Laura Friedman, establishing protections for sex workers when reporting a crime and preventing condoms from being used as probable cause to arrest those suspected of sex work.

2/26/2019 Board of Supervisors - ADOPTED

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

3/8/2019 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.

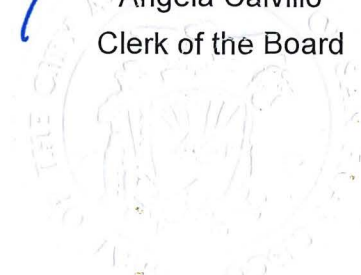
IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City and County of San Francisco.

March 13, 2019

Date



Angela Calvillo
Clerk of the Board



1 [Supporting California State Senate Bill No. 233 (Wiener) - Immunity From Arrest]

2
3 **Resolution supporting California State Senate Bill No. 233, authored by Senator Scott**
4 **Wiener and co-authored by Assembly Members Bill Quirk and Laura Friedman,**
5 **establishing protections for sex workers when reporting a crime and preventing**
6 **condoms from being used as probable cause to arrest those suspected of sex work.**
7

8 WHEREAS, The passage of the Stop Enabling Sex Traffickers Act and Allow States
9 and Victims to Fight Online Sex Trafficking Act (SESTA-FOSTA) led to the closure of websites
10 and online platforms that were once used by people engaging in sex work to screen clients,
11 share knowledge, and report bad behavior, putting them at greater risk of violence, sex
12 trafficking, and other forms of abuse; and

13 WHEREAS, Sex workers have a well-founded fear of arrest or harassment by police
14 officers and this fear prevents them from reporting crimes; and

15 WHEREAS, Those most impacted by violence against sex workers are predominantly
16 women, and women of color, transgender women, the poor, and immigrants are even more
17 disproportionately impacted by this violence; and

18 WHEREAS, Using the number of condoms a person is carrying as probable cause to
19 arrest those suspected of sex work is bad public health policy as it discourages sex workers
20 from practicing safer sex and contributes to the spread of HIV and other sexually transmitted
21 infections; and

22 WHEREAS, Using the number of condoms a person is carrying as probable cause to
23 arrest those suspected of sex work is also bad public safety policy as it discourages those
24 carrying multiple condoms from reporting crimes or otherwise cooperating with law
25 enforcement and puts them at risk for wrongful arrest; and

1 WHEREAS, The Human Rights Commission (HRC) and the Department on the Status
2 of Women (DOSW) alongside community groups like St. James Infirmary worked to change
3 policies regarding sex workers resulting in a first-of-its-kind department-wide bulletin being
4 issued by the San Francisco Police Department (SFPD) in 2017 stating not only that sex
5 workers reporting serious crimes would not face arrest, but that any officer misconduct against
6 sex workers, including retaliation, coercion or coercive intimate acts, is subject to disciplinary
7 and/or criminal action; and

8 WHEREAS, California State Senator Scott Wiener introduced a Senate Bill No. 233
9 (SB233) protecting sex-workers reporting a crime from arrest, harassment, or coercion; and

10 WHEREAS, SB233 also prevents the number of condoms an individual carries as
11 being used as evidence of prostitution and probable cause for arrest; now, therefore, be it

12 RESOLVED, That the Board of Supervisors of the City and County of San Francisco
13 gives its full endorsement of SB233; and, be it

14 FURTHER RESOLVED, The San Francisco Board of Supervisors hereby directs the
15 Clerk of the Board to send a copy of the Resolution to the State Legislature.



City and County of San Francisco

Tails
Resolution

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

File Number: 190175

Date Passed: February 26, 2019


Resolution supporting California State Senate Bill No. 233, authored by Senator Scott Wiener and co-authored by Assembly Members Bill Quirk and Laura Friedman, establishing protections for sex workers when reporting a crime and preventing condoms from being used as probable cause to arrest those suspected of sex work.

February 26, 2019 Board of Supervisors - ADOPTED

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

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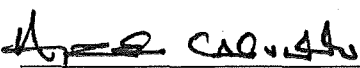
I hereby certify that the foregoing Resolution was ADOPTED on 2/26/2019 by the Board of Supervisors of the City and County of San Francisco.


Angela Calvillo
Clerk of the Board

Unsigned
London N. Breed
Mayor

3/8/19
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

3/8/19
Date

BOARD of SUPERVISORS



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1 Dr. Carlton B. Goodlett Place, Room 244
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March 13, 2019

The Honorable E. Dotson Wilson
Chief Clerk of the Assembly
California State Assembly
California State Capitol, Room 3196
Sacramento, CA 95814

Re: Board of Supervisors Resolution No. 100-19

Dear Chief Clerk Wilson:

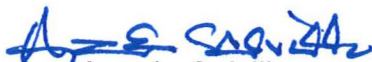
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Paul Yoder, Karen Lange, Erica Smith, City Lobbyists - Shaw/Yoder/Antwih Inc.



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

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STATE OF CALIFORNIA
CITY AND COUNTY OF SAN FRANCISCO

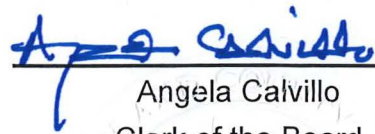
CLERK'S CERTIFICATE

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.

March 13, 2019

Date


Angela Calvillo
Clerk of the Board



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File Number: 190175

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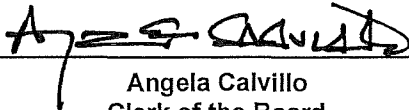
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File No. 190175


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Angela Calvillo
Clerk of the Board

Unsigned
London N. Breed
Mayor

3/8/19
Date Approved

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Angela Calvillo
Clerk of the Board

3/8/19
Date