

RESOLUTION NUMBER R- 300163

ADOPTED ON FEB 28 2005

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO DECLARING A CONTINUED LOCAL HEALTH
EMERGENCY DUE TO THE SPREAD OF THE HEPATITIS C
VIRUS AND THE HUMAN IMMUNODEFICIENCY
VIRUS (HIV) FOR THE PURPOSE OF IMPLEMENTING A
ONE-YEAR CLEAN NEEDLE AND SYRINGE EXCHANGE
PROGRAM

WHEREAS, California Government Code section 8630 authorizes local governing bodies to declare local emergencies when such events occur as described in California Government Code section 8558(c), and that such declarations be reviewed on a regular basis by the local governing body until such emergency is declared to no longer exist; and

WHEREAS, California Health and Safety Code section 11364.7 permits local jurisdictions to establish clean needle and syringe exchange programs pursuant to a declaration of a local emergency due to the existence of a critical local public health crisis; and

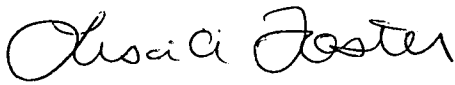
WHEREAS, on November 27, 2001, the City Council adopted Resolution No. R-295797 declaring the existence of a state of emergency in the City of San Diego due to the spread of the Hepatitis C Virus and HIV, exacerbated by the shared use of needles and syringes by injection drug users, and authorizing the implementation of a one-year clean needle and syringe exchange pilot program linked to drug abuse treatment programs at no cost to the City; and

WHEREAS, the Council finds that such local health emergency continues to exist in the City of San Diego; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that pursuant to California Government Code section 8630, a continued state of local emergency is declared to exist in the City of San Diego due to the spread of the Hepatitis C Virus and HIV, exacerbated by the shared use of needles and syringes by injection drug users.

BE IT FURTHER RESOLVED, that the measures previously taken by the City Council in Resolution No. R- 295797, including the authorization to implement a one-year clean needle and syringe exchange pilot program pursuant to the declaration of a local health emergency, shall continue to have full force and effect.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By 
Lisa A. Foster
Deputy City Attorney

LAf:jab
02/08/2005
Or.Dept:PS&NS
R-2005-833