

DRAFT

Approved as to Form and Legality

OFFICE OF THE CITY CLERK
OAKLAND

Oakland City Attorney's Office

2008 MAR 13 PM 8:33 **OAKLAND CITY COUNCIL**

REVISED

Resolution No. _____ C.M.S.

**RESOLUTION IN SUPPORT OF ASSEMBLY BILL 1984 (SWANSON)
PROVIDING VOLUNTARY HIV/AIDS TESTING FOR INDIVIDUALS
IMMEDIATELY UPON RELEASE FROM STATE PRISON**

WHEREAS, according to information from current Transitional Case Management Providers (TCMP – a current statewide CDCR program) approximately 50% of HIV positive male inmates contracted the disease during incarceration; and

WHEREAS, with the availability of HIV testing immediately upon release from state prison and the opportunity, if an individual who tests positive, to have local public health agencies identify that individual's eligibility for potentially life-saving medical and support services available in their home community; and

WHEREAS, knowledge of one's HIV status and allowing the individual to receive treatment and support services will have the potential of reducing the transmission of HIV to unaffected partners in the local community thereby benefiting the individual and the community; and

WHEREAS, AB 1984 requires the State Department of Public Health in coordination with the Department of Corrections and Rehabilitation, to make tests for the probable causative agent of AIDS available at each state prison or at another location convenient to the prison, for each inmate of a state prison on a voluntary basis, immediately upon the inmate's release from the prison; and

WHEREAS, AB 1984 provides for confidential testing but also, with authorization from the tested individual, for the results of that testing to be shared with local public agencies so they can facilitate their access to and eligibility for services upon release; now therefore be it

RESOLVED: that the City of Oakland declares its support for AB1984 (Swanson); and be it

FURTHER RESOLVED: that the City Administrator and the City's state lobbyist are directed to advocate the City's position to the State Legislature and urge the State Legislature to allocate funding for this vital program.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, AND
PRESIDENT DE LA FUENTE

NOES -

ABSENT -

ABSTENTION -

ATTEST:

LATONDA SIMMONS
City Clerk and Clerk of the Council of
the City of Oakland, California