



TEXT OF THE PROPOSED MEASURE COUNTY OF LOS ANGELES SAFER SEX IN THE ADULT FILM INDUSTRY ACT

ARGUMENT IN FAVOR

A **YES** vote for Measure “B” is a vote to safeguard public health and for workplace protection.

The American Medical Association, the American Public Health Association, and all major public health institutions favor the use of condoms in the making of pornographic films. Nevertheless, condoms are rarely used in the making of most adult films, resulting in thousands of performers contracting preventable sexually transmitted infections, including gonorrhea, chlamydia, syphilis, herpes, hepatitis, and HIV. Reputable scientific studies have shown that adult film performers are far more likely to acquire these infections than the general population. Multiple HIV infections have been documented in this legal industry since 1998, resulting in several shutdowns of the industry. **Infections acquired within the industry are spread to the larger community.**

Porn producers claim that requiring condoms will be a financial hardship on their industry. However, the lifetime cost of treating an HIV infection is more than \$567,000. Since these performers are not provided health insurance by porn producers, this cost is most likely to be borne by taxpayers of Los Angeles County, as health care provider of last resort. The taxpayers are subsidizing the porn business. On the other hand, **100% of all costs of the permits and inspections** required by this initiative **are covered by the pornographers.**

It isn't fair to ask the general public to pick up the tab for irresponsibility of this industry. It isn't fair that people, and the community as a whole, are contracting infections, some of them life threatening and lifelong, in order to make a living. Pornographers should not be exempt from the basic safety rules that protect everyone else. Public health should not be sacrificed on the false claim that this is a free speech issue; this is a public health and safety issue.

Vote yes on “B”!

ARGUMENT AGAINST

Safe sex practices are a good idea. However, they shouldn't be forced on adult film actors. Our individual rights have been fading fast since the Patriot Act. Do-gooders such as New York Mayor Bloomberg seek to create a nanny state where our behavior is increasingly regulated for our own good. Bloomberg decreed that people must buy soft drinks in small cups, because they could become obese if they bought larger sizes. Measure B declares that adult film actors would have to wear condoms during filming. This isn't much different than regulating the size of soda a person can buy. Do you like the idea of busybodies forcing people to do what is healthful for them? If not, vote NO.

Measure B would destroy the adult film industry in Los Angeles County, and it's quite a big industry here. Film producers tried using condoms during the HIV scare of the 1990s, and people refused to watch the movies. So will the producers just stop making these films? No. They will likely move to areas where they have the freedom to make the kinds of films they want to make, most likely to other counties or other states.

Measure B also creates an expensive government bureaucracy at the same time as budgets and services are being cut. Do we really want our tax dollars paying for government agents to go to movie sets and look at how sex acts are being performed? And would the film producers who get permits for their shoots now even bother in the future, if they are being faced with all these new regulations?

Whether you agree with the supporters of Measure B or not, it's a bad idea to impose their standards through force of law. They may regulate your business or your sex life the next time around. Vote NO on Measure B.



**TEXT OF THE PROPOSED MEASURE
COUNTY OF LOS ANGELES SAFER SEX IN THE
ADULT FILM INDUSTRY ACT**

ARGUMENT IN FAVOR (Cont.)

JEFFREY D. KLAUSNER, MD, MPH
Professor of Medicine, UCLA

RICHARD POLANCO
Senator Retired

PAULA TAVROW, Ph.D.
Director Bixby Program on Population and Reproductive
Health, UCLA

MICHAEL WEINSTEIN
President, AIDS Healthcare Foundation

MARK ROY MCGRATH, MPH
Public Health Analyst, UCLA

ARGUMENT AGAINST (Cont.)

NANCY C. ZARDENETA
Chair, Libertarian Party of Los Angeles County

PAMELA J. BROWN, Ph.D.
Professor of Economics

RANDALL WEISSBUCH, M.D.
Physician

JOHN URIBE
Civil Liberties Attorney

TED BROWN
Small Business Owner



TEXT OF THE PROPOSED MEASURE COUNTY OF LOS ANGELES SAFER SEX IN THE ADULT FILM INDUSTRY ACT

REBUTTAL TO ARGUMENT IN FAVOR OF MEASURE B

Measure B is a ridiculous waste of tax dollars.

It would throw hundreds of thousands of your tax dollars, every year, at an imaginary threat. It would send government inspectors, at full salary and benefits, to adult film sets to ensure actors are not only wearing condoms but rubber gloves, goggles and lab coats. This is money we need for real public health threats.

Measure B's backers falsely claim a health threat in the adult film industry. Every single actor is tested at least monthly. In 8 years, not one has contracted HIV on a set anywhere in the U.S. In fact, by driving film productions underground where there is no testing and no industry regulations, actors would be **less** safe, not more. Moreover, the Department of Public Health warns that Measure B would expose the County to expensive lawsuits – wasting money needed for real public health risks.

While we are wasting tax dollars for no reason, we are also driving a vital source of jobs out of state. The adult film industry employs thousands of people out of L.A. County: not just actors, but lighting and sound engineers, caterers, craftspeople, etc. This is exactly what we do NOT need during this recession.

Measure B is a ridiculous waste of tax dollars, kills thousands of jobs, is unnecessary, and does nothing to protect public health.

Vote NO on Measure B.

STUART WALDMAN
President of VICA (Valley Industry and Commerce Assoc.)

DR. PETER MIAO
Infectious Disease Specialist

DIANE DUKE
CEO Free Speech Coalition

PAMELA J. BROWN, Ph.D.
Professor of Economics

RANDALL WEISSBUCH, MD
Physician



TEXT OF THE PROPOSED MEASURE COUNTY OF LOS ANGELES SAFER SEX IN THE ADULT FILM INDUSTRY ACT

REBUTTAL TO ARGUMENT AGAINST MEASURE B

Comparing drinking soda pop to the immediate risk of infection with a sexually transmitted disease on the job **trivializes the threat** facing porn performers. The current **outbreak of syphilis** in the porn industry is living proof that having sex in adult films without a condom is a clear and immediate threat to the health of these performers and our community.

It is widely accepted that when you are on the job you are afforded protection that you may or may not choose to exercise in your own home. If you wish to make home repairs without gloves or a hard hat that is your own business. When you get paid to perform a task, workplace health and safety rules apply. Porn is a legal industry. Performers are paid to perform and they are entitled to the same on the job protection that every other person enjoys.

Measure B makes clear that no public dollars will be spent to enforce condoms in porn. All of the costs will be carried by porn producers. Sex acts in your bedroom are a strictly private matter. When filming is done for money it is a public matter. Why should people or even animals that appear in Hollywood movies be protected and the young people who appear in porn be abused?

The fact that many porn producers break the law and film without permits is not a good reason to do nothing to protect any performers or our community from disease.

Vote Yes on B!

JEFFREY R. KLAUSNER, MD. MPH
Professor of Medicine, UCLA

RICHARD G. POLANCO
Senator Richard Polanco (Ret.)

PAULA TAVROW, Ph.D.
Director, UCLA Bixby Program on Population and Reproductive Health

MICHAEL WEINSTEIN
President, AIDS Healthcare Foundation

MARK ROY MCGRATH, MPH
Public Health Analyst, UCLA



TEXT OF THE PROPOSED MEASURE

COUNTY OF LOS ANGELES SAFER SEX IN THE ADULT FILM INDUSTRY ACT

The people of the County of Los Angeles ordain as follows:

SECTION 1. TITLE

This ordinance shall be known and may be cited as the County of Los Angeles Safer Sex in the Adult Film Industry Act.

SECTION 2. FINDINGS AND DECLARATION

The people of the County of Los Angeles hereby find and declare all of the following:

- (a) The HIV/AIDS crisis, and the ongoing epidemic of sexually transmitted infections as a result of the making of adult films, has caused a negative impact on public health and the quality of life of citizens living in Los Angeles.
- (b) Safer sex practices are a prime method of preventing and reducing the spread of HIV I AIDS and other sexually transmitted infections.
- (c) The California Supreme Court has determined that the production of sexually explicit adult films is legal in the State of California.
- (d) The Los Angeles County Department of Public Health has documented widespread transmission of sexually transmitted infections associated with the activities of the adult film industry within Los Angeles County.
- (e) The Los Angeles County Department of Public Health has stated that the use of condoms is the best and most effective way to stem the spread of sexually transmitted infections within the adult film industry.
- (f) Multiple organizations committed to protecting the public health have called for use of condoms in the production of adult films, including the American Medical Association, the American Public Health Association, the California Conference of Local AIDS Directors, the California STD Controllers Association, the National Coalition of STD Directors, the National Association of City and County Health Officials, AIDS Healthcare Foundation and the California Medical Association.
- (g) Producers of adult films are required by California Code of Regulations Title 8, Section 5193 to use barrier protection, including condoms, to protect employees during the production of adult films.
- (h) The Los Angeles County Department of Public Health has found that many producers of adult films in Los Angeles consistently violate the worker safety provisions of California Code of Regulations Title 8, section 5193.

SECTION 3. PURPOSE AND INTENT

The people of the County of Los Angeles hereby declare their purpose and intent in enacting this ordinance is to minimize the spread of sexually transmitted infections resulting from the production of adult films in the County of Los Angeles, which have caused a negative impact on public health and the quality of life of citizens living in Los Angeles. This Act will require the producers of adult films to obtain a permit from the Los Angeles County Department of Public Health to ensure that producers comply with preexisting law requiring, among other things, that performers are protected from sexually transmitted infections by condoms. The Act further authorizes the Los Angeles County Department of Public Health to take appropriate measures to



TEXT OF THE PROPOSED MEASURE COUNTY OF LOS ANGELES SAFER SEX IN THE ADULT FILM INDUSTRY ACT

SECTION 3. PURPOSE AND INTENT (Cont.)

enforce the Act, and conditions any film permit issued by the County for the production of an adult film on the use of condoms and other safety precautions.

SECTION 4.

Chapter 11.39 is hereby added to Division 1 of Title 11 of the Los Angeles County Code to read:

CHAPTER 11.39

ADULT FILMS

ADULT FILMS;- SHORT TITLE AND PUBLIC POLICY

Part 1 DEFINITIONS

11.39.005 *Definitions*

Unless the provision or the context otherwise requires, the definitions in this part shall govern the construction of this chapter.

11.39.010 *Adult film*

An "adult film" is defined as any film, video, multimedia or other representation of sexual intercourse in which performers actually engage in oral, vaginal, or anal penetration, including, but not limited to, penetration by a penis, finger, or inanimate object; oral contact with the anus or genitals of another performer; and/or any other sexual activity that may result in the transmission of blood and/or any other potentially infectious materials.

11.39.020 *County.*

"County" means the County of Los Angeles.

11.39.030 *Department.*

"Department" means the Los Angeles County Department of Public Health.

11.39.040 *Departmental regulations.*

"Departmental regulations" means the regulations pertaining to filming of adult films promulgated by the department as currently written or as may from time to time be amended. When adopted by the department, these regulations are incorporated in and become part of this chapter.



TEXT OF THE PROPOSED MEASURE COUNTY OF LOS ANGELES SAFER SEX IN THE ADULT FILM INDUSTRY ACT

SECTION 4. (Cont.)

11.39.050 *Exposure control plan.*

“Exposure control plan” means a written plan that meets all requirements of Title 8 California Code of Regulations sections 3203 and 5193, to minimize employees’ risk of exposure to blood or potentially infectious material.

11.39.060 *Filmed or filming.*

“Filmed” and “filming” means the recording or real-time broadcast of any adult film, regardless of the medium used.

11.39.070 *Potentially infectious material.*

“Potentially infectious material” shall have the same meaning as defined in Title 8 California Code of Regulations Section 519 3 (b), or any successor regulation.

11.39.075 *Producer of adult film*

“Producer of adult film” means any person or entity that produces, finances, or directs, adult films for commercial purposes.

11.39.076 *Permittee*

“Permittee “ means any person or entity issued an adult film production public health permit pursuant to this chapter.

Part 2 GENERAL REQUIREMENTS

11.39.080 *Adult film production public health permit.*

A. *Producers of adult films shall obtain a public health permit by filing a completed application form with the department and paying the required fee. The fee shall be set by the Department in an amount sufficient to provide for the cost of any necessary enforcement.*

1. *During the twelve (12) months immediately following the effective date of this chapter, adult film production public health permits may be issued on a conditional basis. An individual issued a conditional permit shall have up to six months from the date of application to provide the department with proof of successful completion of a blood borne pathogen training course that has been approved by the department. If permittee is a business entity rather than an individual, permittee shall have up to six months from the date of application to provide the department with proof of successful completion of a blood borne pathogen training course that has been approved by the department for all principals and management-level employees of permittee, including, but not limited to, all film directors. Failure to provide such proof within the prescribed time shall cause the conditional adult film production public health permit to be revoked immediately.*



TEXT OF THE PROPOSED MEASURE
COUNTY OF LOS ANGELES SAFER SEX IN THE
ADULT FILM INDUSTRY ACT

SECTION 4. (Cont.)

2. At all times after the twelve (12) months following the effective date of this chapter, each applicant who is an individual must also provide the department with proof of successful completion of a blood borne pathogen training course that has been approved by the department. Each applicant who is a business entity rather than an individual must provide the department with proof of successful completion of a blood borne pathogen training course that has been approved by the department for all principals and management-level employees of permittee, including but not limited to all film directors.

B. Upon successful completion of the permit application process described in subsection A of this section, the department shall issue an adult film production public health permit to the applicant. The adult film production public health permit will be valid for two years from the date of issuance, unless revoked.

C. No producer of adult films may engage in the making of adult films in Los Angeles County for commercial purposes unless that producer of adult films has a valid adult film production public health permit issued by the department.

D. An adult film production public health permit is nontransferable.

11.39.090 Posting requirements.

A. The adult film production public health permit issued to the producer of adult films must be displayed at all times at the location where any adult film is filmed in an area that is visible to performers.

B. A legible sign shall be displayed at all times at the location where any adult film is filmed in any conventional typeface with a font size not smaller than 36 points, that provides the following notice so as to be clearly visible to performers in said films:

The use of condoms is required for all acts of anal or vaginal sex during the production of adult films to protect performers from sexually transmitted infections.

Any public health concerns regarding any activities occurring during the production of any adult films should be directed to the Los Angeles County Department of Public Health:

Three horizontal lines for address and telephone number.

(the program office address and telephone number to be provided by the county health officer).

11.39.100 Permit --Reporting requirements.

Every person that possesses a valid adult film production public health permit or registration shall report to the department any changes in status to the business made reportable by departmental regulations within fifteen (15) days of the change.



TEXT OF THE PROPOSED MEASURE COUNTY OF LOS ANGELES SAFER SEX IN THE ADULT FILM INDUSTRY ACT

SECTION 4. (Cont.)

11.39.100 *Permit --Reporting requirements.*

Every person that possesses a valid adult film production public health permit or registration shall report to the department any changes in status to the business made reportable by departmental regulations within fifteen (15) days of the change.

11.39.110 *Permit--Suspension and revocation and fines.*

- A. *Any permit issued pursuant to this chapter may be suspended or revoked by the department and fines consistent with the provisions of this chapter may be imposed by the department for a violation of this chapter or any other violation of law creating a risk of exposing performers to sexually transmitted infections, including any violation of applicable provisions of the Los Angeles County Code, the California Health and Safety Code, the blood borne pathogen standard, California Code of Regulations Title 8, section 519.3 or the exposure control plan of the producer of adult films, or any combination of such violations. The failure of a producer of adult films to require performers to use condoms during any acts of vaginal or anal sexual intercourse is a violation of this chapter.*
- B. *Whenever the department determines that a permittee has failed to comply with the requirements of this chapter, any other violation of law creating a risk of exposing performers to sexually transmitted infections, including any violation of applicable provisions of the Los Angeles County Code, the California Health and Safety Code, the blood borne pathogen standard, California Code of Regulations Title 8, section 519.3 or the exposure control plan of the producer of adult films, or any combination thereof a written notice to comply shall be issued to the permittee. The notice to comply shall include a statement of the deficiencies found, set forth the corrective measures necessary for the permittee to be in compliance with this chapter, and inform the permittee that failure to comply may result in the imposition of a fine or other penalty, including suspension and/or revocation of any and all permits. The notice to comply shall also advise the permittee of his or her right to an administrative review.*
- C. *A written request for an administrative review must be made by the noticed permittee within fifteen (15) calendar days of the issuance of the notice to comply. The failure to request an administrative review within the prescribed time shall be deemed a waiver of the right to an administrative review. The administrative review shall be held within fifteen (15) calendar days of the receipt of a written request for a review. Upon the written request of permittee or on its own motion, the department may advance or postpone the scheduled administrative review date, if permittee demonstrates good cause.*
- D. *The department shall issue a written notice of decision specifying any penalties imposed on permittee to the permittee within five (5) days of the administrative review or waiver, excluding weekends and holidays. For permits that have been suspended or revoked, the notice of decision shall specify the acts or omissions found to be in violation of this chapter, and, in the case of a suspended permit, shall state the extent of the suspension. The notice of decision shall also state the terms upon which the permit may be reinstated or reissued, if any.*



TEXT OF THE PROPOSED MEASURE COUNTY OF LOS ANGELES SAFER SEX IN THE ADULT FILM INDUSTRY ACT

SECTION 4. (Cont.)

- E. Notwithstanding any other provision of this chapter, if any immediate danger to the public health or safety is found or is reasonably suspected, the department may immediately suspend the adult film production public health permit, initiate a criminal complaint and/or impose any fine permitted by this chapter, pending a determination of an administrative review, as provided herein. Immediate danger to the public health and/or safety shall include any condition, based upon inspection findings or other evidence, that can cause, or is reasonably suspected of causing, infection or disease transmission, or any known or reasonably suspected hazardous condition.*
- 1. Whenever an adult film production public health permit issued is immediately suspended or a fine is imposed pursuant to this subdivision E of this section, the department shall issue to the permittee so suspended or fined, a written notice to comply setting forth the acts or omissions with which the permittee is charged, specifying the sections of the Los Angeles County Code, California Health and Safety Code, blood borne pathogen standard, California Code of Regulations Title 8, section 5193 or the exposure control plan of the producer of adult films, or the combination of alleged violations, and informing the permittee of the right to an administrative review.*
 - 2. At any time within fifteen (15) calendar days of service of such notice to comply, the permittee may request, in writing, an administrative review by the department to show cause why the imposed suspension or fine is unwarranted. The administrative review shall be held within fifteen (15) calendar days of the receipt of a request. A failure to request an administrative review within fifteen (15) calendar days shall be deemed a waiver of the right to such review.*
 - 3. At any time prior to an administrative review or waiver thereof the recipient of a notice to comply issued pursuant to this subsection F, may correct the deficiencies noted in the notice to comply and request a reinspection at any time when the producer of adult films is actually filming an adult film.*
 - 4. In the case of a request for reinspection as set forth in subsection E.3 above, the department shall reinspect as soon as practical. In the event the deficiencies noted in the notice to comply are corrected to the satisfaction of the health officer, the department has discretion to reinstate or modify any suspension of a permit and cancel or modify any fine imposed pursuant to this subsection F. If the department determines that the deficiencies identified in the notice to comply have been corrected, but the department elects not to reinstate the suspension or cancel the fine imposed pursuant to this subsection F, the department shall notify the permittee of this decision in writing. The permittee shall have fifteen (15) calendar days from receipt of said notification to seek an administrative review of this decision.*
- F. The department may, after an administrative review or waiver thereof, modify, suspend, revoke or continue all such action previously imposed upon a permittee pursuant to this chapter or impose any fine imposed by law for violations of this chapter or any other laws or standards affecting public health and safety, including but not limited to the Los Angeles County Code, the California Health and Safety Code, the blood borne pathogen standard, California Code of Regulations Title 8, section 5193 or the exposure control plan of the permittee, or any combination thereof, or for interference with a county health officer's performance of duty.*



TEXT OF THE PROPOSED MEASURE COUNTY OF LOS ANGELES SAFER SEX IN THE ADULT FILM INDUSTRY ACT

SECTION 4. (Cont.)

- G. *A permit issued pursuant to this chapter may be reissued or reinstated, if the department determines that the conditions which prompted the suspension or revocation no longer exist and any fine imposed pursuant to this chapter has been satisfied*
- H. *In the event a permit is suspended or revoked, the producer of adult films whose permit was revoked shall cease filming any adult film unless and until the permit is reinstated or reissued.*

Part 3 COMPLIANCE AND ENFORCEMENT

11.39.120 *Compliance with the provisions in this chapter shall be mandatory:*

- A. *The provisions of this chapter are in full force and effect in the county.*
- B. *Any producer of adult films filming any adult films within the county, including any person or entity owning or operating any business regulated by this chapter, must comply with the provisions of this chapter.*
- C. *In addition to any other penalty provided for under this chapter, consistent with the process set forth herein for notice and administrative review, the department may impose a fine on persons violating any provision of this chapter or any law, regulation or standard incorporated into this chapter. The department may impose a civil fine upon such violators in an amount not to exceed \$500.00 per violation, as appropriate. The imposition of such fines shall, in no way, limit the authority or ability to impose other requirements of this chapter or seek other remedies against alleged violators.*
- D. *Any person or entity who produces or films adult films for commercial purposes within the county without a valid adult film production public health permit, or any person, who violates any law, ordinance or regulation governing any activity regulated by this chapter, or who, upon demand of the county health officer, refuses or neglects to conform to a lawful order or directive of a county health officer pertaining to conduct regulated by this chapter, is guilty of a misdemeanor, punishable by fine of \$1, 000. 00, imprisonment in the county jail for a period not to exceed six months, or both. Each such act is punishable as a separate offense.*

11.39.130 *Health officer--Enforcement.*

The county health officer may enter and inspect any location suspected of conducting any activity regulated by this chapter, and, for purposes of enforcing this chapter, the county health officer may issue notices and impose fines therein and take possession of any sample, photograph, record or other evidence, including any documents bearing upon adult film producer's compliance with the provision of the chapter. Such inspections may be conducted as often as necessary to ensure compliance with the provisions of this chapter.

11.39.140 *Noncompliance with county health officer--Injunctive relief*

Any act or failure to act which is a violation of this chapter may be the subject of a civil action to enjoin the person or entity so acting or failing to act to conform his or her conduct to the provisions of this chapter. A civil action to enforce the provisions of this section may be brought by the county counsel, the district attorney or any person directly affected by said failure to comply with the provisions of this chapter. The filing



TEXT OF THE PROPOSED MEASURE COUNTY OF LOS ANGELES SAFER SEX IN THE ADULT FILM INDUSTRY ACT

SECTION 4. (Cont.)

and prosecution of such an action shall, in no way, limit the authority or ability to impose other requirements of this chapter or remedies or penalties as permitted by law.

Part 4 OPERATIONS

11.39.150 *Exposure control plan and reporting.*

Every producer of adult films shall provide a written exposure control plan, approved by the department, describing how the requirements of this chapter will be implemented. The exposure control plan shall meet requirements established in departmental regulations.

SECTION 5.

Chapter 22.56.1925 of the Division 1 of Title 22 of the Los Angeles County Code is amended as follows:

22.56.1925 *Movie on-location filming.*

- A. *Notwithstanding the other provisions of this Part 14, applications for movie on-location filming permits shall be filed with the filming permit coordination office which shall approve such application for a time period not to exceed the time period specified in this Title 22 where it finds that the findings set forth in Section 22.56.1860 and subsection A 1 of Section 22.56.1880 have been met by the applicant. In addition, in lieu of subsection A2 of Section 22.56.1880, the filming permit office shall also find that such approval will not result in a frequency of usage likely to create incompatibility between such temporary use and the surrounding area. Where an application is denied due to frequency of usage, the filming permit office shall specify the minimum time period between approvals which, in its opinion, is necessary to prevent such incompatibility.*
- B. *In interpreting the other provisions of this Part 14 in relation to movie onlocation filming, the filming permit office shall be substituted for the director, and the provisions of Sections 22.56.1840 and 22.56.1870 shall not apply.*
- C. *Any person or entity issued a permit for the filming of an adult film, as defined in section 11.39.010 of this Code, under this chapter or any other law authorizing the issuance of permits for commercial filming are required to maintain engineering and work practice controls sufficient to protect employees from exposure to blood and/or any other potentially infectious materials controls, in a manner consistent with California Code of Regulations, Title 8, Section 519.3. Any such permit shall contain the following language: "Permittee must abide by all applicable workplace health and safety regulations, including California Code of Regulations Title 8, Section 5193, which mandates barrier protection, including condoms, to shield performers from contact with blood or other potentially infectious material during the production of films." The county shall charge, or shall direct any other person or entity contracting with the county to administer the film permitting process, to charge, entertainment industry customers seeking permits for the production of adult films a fee sufficient to allow periodic inspections to ensure compliance with the conditions set forth in Section 11.39.010.*



TEXT OF THE PROPOSED MEASURE COUNTY OF LOS ANGELES SAFER SEX IN THE ADULT FILM INDUSTRY ACT

SECTION 6. COMPETING MEASURES

In the event that this measure and another measure or measures relating to the permit process for adult films shall appear on the same ballot, the provisions of the other measures shall be deemed to be in conflict with this measure. In the event that this measure shall receive a greater number of affirmative votes, the provisions of this measure shall prevail in their entirety, and the provisions of the other relating to the permit process for adult films shall be null and void.

SECTION 7. AMENDMENT AND REPEAL

This chapter may be amended to further its purposes by an ordinance passed by a majority vote of the Board of Supervisors. This chapter may not be repealed, except by an ordinance proposed either by petition or by the Board of Supervisors at its own instance and adopted by a vote of the electors, or by an amendment of the charter superseding the ordinance.

SECTION 8. SEVERABILITY

If any provision of this Act, or part thereof, is for any reason held to be invalid or unconstitutional, the remaining provisions shall not be affected, but shall remain in full force and effect, and to this end the provisions of the Act are severable.