

ORDINANCE NO. 998 FOURTH SERIES

AN ORDINANCE PROHIBITING ANY PERSON FROM OFFERING OR AGREEING TO COMMIT OR COMMITTING PROSTITUTION OR OFFERING TO SECURE OR SECURING ANOTHER FOR THE PURPOSE OF PROSTITUTION, FORNICATION, ASSIGNATION OR ANY OTHER LEWD ACT, OR BEING IN OR NEAR ANY PUBLIC PLACE FOR THE PURPOSE OF ENTICING OR PROCURING ANOTHER TO COMMIT ANY SUCH ACT, OR KNOWINGLY TRANSPORTING ANY PERSON TO ANY PLACE FOR THE PURPOSE OF COMMITTING ANY SUCH ACT, OR KNOWINGLY RECEIVING OR AGREEING TO RECEIVE ANY PERSON INTO ANY PLACE OR BUILDING OR BUILDINGS FOR THE PURPOSE OF COMMITTING ANY SUCH ACT, OR KNOWINGLY PERMITTING ANY PERSON TO REMAIN IN ANY SUCH PLACE OR BUILDING FOR SUCH PURPOSES, OR DIRECTING ANY PERSON TO A PLACE FOR THE PURPOSE OF COMMITTING ANY SUCH ACT, OR IN ANY WAY AIDING OR ABETTING OR PARTICIPATING IN THE DOING OF ANY SUCH ACT AND MAKING REPUTATION ADMISSABLE AS EVIDENCE AND CONTAINING A SEVERABILITY CLAUSE; DECLARING AN EMERGENCY TO EXIST AND PROVIDING A PENALTY THEREFOR.

WHEREAS, it is essential to the successful prosecution of the war that the manpower of the United States be recruited, conserved and utilized to its utmost limit, and

WHEREAS, the contracting and spreading of venereal diseases are injurious to the health, welfare and efficiency of our military forces and others engaged in our war effort, and

WHEREAS, the War and Navy Departments and the United States Public Health Service have determined that the repression of prostitution is essential in any venereal disease control program, and

WHEREAS, it has been declared a matter of military necessity that prostitution be aggressively repressed in the City of Sacramento, and

WHEREAS, the effective repression of prostitution needs the active cooperation of civilian law enforcement agencies, and

WHEREAS, it is the policy of this body to cooperate to the fullest degree with the Army, Navy and the Federal Agency in protecting the public health and welfare through the repression of prostitution.

NOW, THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

SECTION 1: Every person who:

(a) Aids, offers or agrees to commit or commits any lewd or indecent act or any act of prostitution; or

(b) Offers to secure or secures another for the purpose of committing any act of prostitution, fornication, assignation or for any other lewd or indecent act with any other person; or

(c) Is in or near any thoroughfare or public place for the purpose of inducing, enticing or procuring another to commit an act of lewdness, fornication or unlawful sexual intercourse; or

(d) Knowingly transports any person to any place where he may commit, or for the purpose of committing any lewd or indecent act or any act of prostitution; or

(e) Knowingly receives, offers or agrees to receive any person into any place or building for the purpose of assignation or of performing any act of lewdness or fornication, or knowingly permits any person to remain there for any of such purposes; and

(f) Directs any person to any place for the purpose of committing any lewd or indecent act, or any act of prostitution or fornication; or

(g) Conducts or behaves himself or herself in such a manner as to be injurious to the health or morals of others; or

(h) In any manner aids or abets or participates in the doing of any of the acts prohibited by subdivisions (a) to (g) inclusive of this ordinance is guilty of a violation of this ordinance and punishable upon conviction by imprisonment in the City Jail for a term of not to exceed ninety days or by a fine not exceeding three hundred dollars (\$300.00), or by both such fine and imprisonment.

SECTION 2: The common repute of any person as a prostitute or as a lewd or dissolute person, or as a person who has resided in a house of prostitution shall be admissible and received as a circumstance of evidence in proving a violation of this ordinance.

SECTION 3: If any provision of this ordinance or the application thereof to any person or citizen is held invalid, such invalidity shall not affect any other provision, or application thereof, which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance is declared to be severable.

SECTION 4: WHEREAS, the immediate operation of the provisions of this ordinance is necessary for the preservation of the public peace, health, and safety, an emergency is hereby declared to exist and this ordinance shall be in full force and effect from and after its passage by the City Council and its publication as required by law.

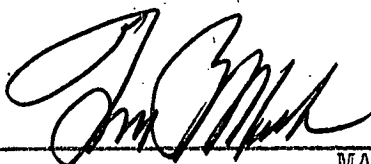
PASSED: February 4, 1944

EFFECTIVE: February 4, 1944

ATTEST:



CITY CLERK



MAYOR.

ORDINANCE No. 998