

July 3, 2003

Ray -

Thought you might like to see this if you haven't already. The Advocate says that most homosexual liaison's are in public or start with such things. I wouldn't know but if that is the case, the CAN law can still be used to stigmatize because it is the behavior at issue.

The statistics cited above came from in The Advocate (a national homosexual magazine) did a 1994 survey of 2,500 homosexual men. The results were published in the August 23, 1994 issue. The results of this survey are as follows:

Where they met their "partners" (last five years):

Bar/disco 65%
Bathhouse, sex club 29%
Adult bookstore 27%
Park, bathroom 26%
Roadside rest area 15%

Most (57%) report having had more than 30 partners over their lifetime, and about a third (35%) report more than 100 partners.

Even if you do it in the "privacy" of your home Ray - when you say you are a practicing homosexual you are admitting that you break the law and hence are a de facto criminal (albeit one that can't be prosecuted until you are caught doing it a park or bush, etc...). The law doesn't say private or public, the Court precluded prosecution in private it did not prohibit prosecution of the statute. A big difference between the two.

Tara does a great job on this but in the end, as long as the police continue to use the CAN law, my "not much of a lawyer" letter must have some facts behind it for the police to state they intend on continuing using it. The reason that I don't wish to get rid of CAN is because I don't want homosexuals adopting children, being foster parents; because homosexuality is perversity not diversity. I understand that isn't your position. Using CAN even in public places is still a good tool use to drive home those points.

I will continue to encourage our public DA and police chief to apply the CAN law as they have- in public places.

Bill