

# CITY COUNCIL RESEARCH DIVISION

## LEGISLATIVE SUMMARY



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**Bill Type and Number:** 2021-879

**Introducer/Sponsor(s):** Council Member Cumber

**Date of Introduction:** December 14, 2021

**Committee(s) of Reference:** NCSPHS, R

**Date of Analysis:** December 13, 2021

**Type of Action:** Ordinance Code amendment and emergency one cycle passage

**Bill Summary:** This bill amends Section 150.103 (Definitions), Part 1 (General Provisions), Chapter 150 (Adult Entertainment and Services Code), *Ordinance Code*. One cycle emergency passage is requested to resolve relevant litigation cases and to reduce related litigation expenses.

**Background Information:** The purpose of this legislation is to clarify definitions for adult bookstores and adult materials. As defined, an adult bookstore is one in which more than forty percent of the merchandise displayed for sale consists of adult material. As defined, adult material is new or used books, magazines, periodicals, or other printed matter, or photographs, films, motion pictures, digital video disks, video cassettes, videotape, slides, prints, computer digital graphic recordings, or other visual representations, regardless of medium, which are distinguished or characterized by their emphasis on matters depicting, describing or relating to specified sexual activities or specified anatomical areas; or 2. Instruments, novelties, devices, or paraphernalia that are designed for use in connection with specified sexual activities, excluding bona fide birth control devices.

**Policy Impact Area:** Adult bookstores and materials

**Fiscal Impact:** No direct cost to the City

**Analyst:** Hampsey