

CAL. PENAL CODE § 261.7 EVIDENCE THAT VICTIM REQUESTED THAT DEFENDANT USE CONDOM OR OTHER BIRTH CONTROL DEVICE; CONSENT

In prosecutions under Section 261, 262, 286, 288a, or 289, in which consent is at issue, evidence that the victim suggested, requested, or otherwise communicated to the defendant that the defendant use a condom or other birth control device, without additional evidence of consent, is not sufficient to constitute consent.

California is a comprehensive, mandatory Public Law 280 state.