

MEMORANDUM

GO
Agenda Item No. 2(H)

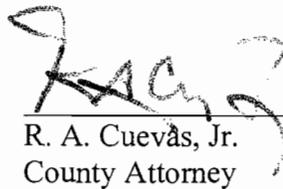
TO: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

DATE: May 12, 2009

FROM: R. A. Cuevas, Jr.
County Attorney

SUBJECT: Resolution urging the Florida
Legislature to prohibit
manufacturers, distributors
and/or retailers from charging
more than a reasonable profit
for specialized brassieres sold
to women who have undergone
mastectomies

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Rebeca Sosa.



R. A. Cuevas, Jr.
County Attorney

RAC/jls



MEMORANDUM

(Revised)

TO: Honorable Chairman Dennis C. Moss **DATE:** April 7, 2009
and Members, Board of County Commissioners

FROM: 
R. A. Cuevas, Jr.
County Attorney

SUBJECT: Agenda Item No.

Please note any items checked.

- "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- 6 weeks required between first reading and public hearing
- 4 weeks notification to municipal officials required prior to public hearing
- Decreases revenues or increases expenditures without balancing budget
- Budget required
- Statement of fiscal impact required
- Bid waiver requiring County Mayor's written recommendation
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- Housekeeping item (no policy decision required)
- No committee review

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No.
4-7-09

RESOLUTION NO. _____

RESOLUTION URGING THE FLORIDA LEGISLATURE TO PROHIBIT MANUFACTURERS, DISTRIBUTORS AND/OR RETAILERS FROM CHARGING MORE THAN A REASONABLE PROFIT FOR SPECIALIZED BRASSIERES SOLD TO WOMEN WHO HAVE UNDERGONE MASTECTOMIES

WHEREAS, according to the Centers for Disease Control (CDC), aside from non-melanoma skin cancer, breast cancer is the most common form of cancer in women; and

WHEREAS, breast cancer is, according to the CDC, the number one cause of cancer death in Hispanic women; and

WHEREAS, according to the CDC, breast cancer is the second most common cause of cancer death in white, black, Asian/Pacific islander, and American Indian/Alaska Native women; and

WHEREAS, in 2005 (the most recent year that numbers are available), 186,467 women and 1,764 men were diagnosed with breast cancer and 41,116 women and 375 men died from breast cancer; and

WHEREAS, mastectomy is one of the procedures available to women diagnosed with breast cancer; and

WHEREAS, special brassieres are available for women who have undergone mastectomies; and

WHEREAS, there is an unreasonably large sale's price disparity between regular brassieres and specialized brassieres for women who have undergone mastectomies; and

WHEREAS, Florida Statutes currently prohibit most local price controls on the sale of goods such as these specialized brassieres,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board:

Section 1. Urges the Florida Legislature to prohibit manufacturers, distributors and/or retailers from charging more than a reasonable profit for specialized brassieres sold to women who have undergone mastectomies.

Section 2. Directs the Clerk of the Board to transmit certified copies of this resolution to the Governor, Senate President, House Speaker, and the Chair and Members of the Miami-Dade State Legislative Delegation.

Section 3. Directs the County's state lobbyists to advocate for the legislation set forth in Section 1 above, and authorizes and directs that the 2009 and 2010 state legislative packages be amended to include this item.

The Prime Sponsor of the foregoing resolution is Commissioner Rebeca Sosa. It was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

Dennis C. Moss, Chairman	
Jose "Pepe" Diaz, Vice-Chairman	
Bruno A. Barreiro	Audrey M. Edmonson
Carlos A. Gimenez	Sally A. Heyman
Barbara J. Jordan	Joe A. Martinez
Dorin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

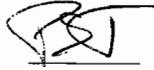
The Chairperson thereupon declared the resolution duly passed and adopted this 7th day of April, 2009. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.



Peter S. Tell

