

# MEMORANDUM

Agenda Item No. 11(A)(5)

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**TO:** Honorable Chairman Esteban L. Bovo, Jr.  
and Members, Board of County Commissioners

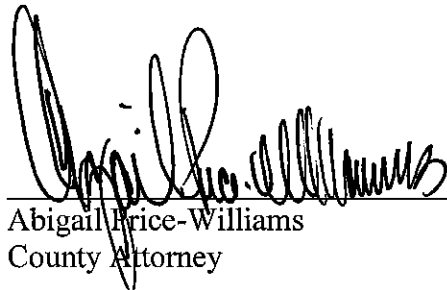
**DATE:** February 22, 2017

**FROM:** Abigail Price-Williams  
County Attorney

**SUBJECT:** Resolution urging the Florida  
Legislature to enact SB 148,  
HB 85 or similar legislation that  
would require schools in certain  
districts to obtain written parental  
consent before permitting  
students to leave school grounds  
during the lunch period

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

  
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Abigail Price-Williams  
County Attorney

APW/lmp



# MEMORANDUM

(Revised)

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and Members, Board of County Commissioners

**DATE:** February 22, 2017

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County Attorney

**SUBJECT:** Agenda Item No. 11(A)(5)

Please note any items checked.

- "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
- Statement of social equity required
- Ordinance creating a new board requires detailed County Mayor's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's \_\_\_\_, 3/5's \_\_\_\_, unanimous \_\_\_\_ ) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved \_\_\_\_\_ Mayor  
Veto \_\_\_\_\_  
Override \_\_\_\_\_

Agenda Item No. 11(A)(5)  
2-22-17

RESOLUTION NO. \_\_\_\_\_

RESOLUTION URGING THE FLORIDA LEGISLATURE TO ENACT SB 148, HB 85 OR SIMILAR LEGISLATION THAT WOULD REQUIRE SCHOOLS IN CERTAIN DISTRICTS TO OBTAIN WRITTEN PARENTAL CONSENT BEFORE PERMITTING STUDENTS TO LEAVE SCHOOL GROUNDS DURING THE LUNCH PERIOD

**WHEREAS**, Mayra Capote was a high school student at Hialeah-Miami Lakes Senior High School; and

**WHEREAS**, on September 8, 1999, Mayra Capote and two students from Hialeah-Miami Lakes Senior High School were involved in a car accident while returning to school after an off-campus lunch break; and

**WHEREAS**, Mayra Capote tragically lost her life in the car accident; and

**WHEREAS**, in 1998, 1999, and 2000 a total of 22 young people between the ages of 15 and 18 were killed, and 4,496 were injured in traffic accidents between the hours of 11:00 a.m. and 1:00 p.m.; and

**WHEREAS**, the State of Florida should require parental consent for all students who leave school grounds during the lunch period; and

**WHEREAS**, Senate Bill (SB) 148 has been filed for consideration during the 2017 session of the Florida Legislature by Senator Rene Garcia (R – Miami); and

**WHEREAS**, House Bill (HB) 85 has been filed for consideration during the 2017 session of the Florida Legislature by Representative Emily Slosberg (D – Palm Beach); and

**WHEREAS**, SB 148 and HB 85 would require schools in certain districts to obtain written parental consent before permitting students to leave school grounds during lunch; and

WHEREAS, this Board supports SB 148, HB 85, or similar legislation that would require schools in certain districts to obtain written parental consent before permitting students to leave school grounds during lunch,

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 enact SB 148, HB 85, or similar legislation that would require schools in certain districts to obtain written parental consent before permitting students to leave school grounds during lunch.

**Section 2.** Directs the Clerk of the Board to transmit a certified copy of this resolution to the Governor, Senate President, House Speaker, Senator Rene Garcia, Representative Emily Slosberg, and the Chair and remaining Members of the Miami-Dade County State Legislative Delegation.

**Section 3.** Directs the County's state lobbyists to advocate for the passage of the legislation set forth in Section 1 above, and authorizes and directs the Office of Intergovernmental Affairs to amend the 2017 State Legislative Package 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:

Esteban L. Bovo, Jr., Chairman  
Audrey M. Edmonson, Vice Chairwoman  
Bruno A. Barreiro  
Jose "Pepe" Diaz  
Barbara J. Jordan  
Jean Monestime  
Rebeca Sosa  
Xavier L. Suarez  
Daniella Levine Cava  
Sally A. Heyman  
Joe A. Martinez  
Dennis C. Moss  
Sen. Javier D. Souto


The Chairperson thereupon declared the resolution duly passed and adopted this 22<sup>nd</sup> day of February, 2017. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the 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.



Suzanne Villano-Charif