OFFICIAL FILE COPY
CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

MEMORANDUM

Agenda Item No. 11(A)(38)

TO: Honorable Chairman Bruno A. Barreiro and Members, Board of County Commissioners

DATE: March 4, 2008

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

SUBJECT: Resolution urging Florida Legislature to strengthen laws related to assault weapons

Resolution No. R-275-08

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

R. A. Cuevas, Jr.
County Attorney

RAC/bw

MEMORANDUM

(Revised)

TO: Honorable Chairman Bruno A. Barreiro and Members, Board of County Commissioners

DATE: March 4, 2008

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

SUBJECT: Agenda Item No. 11(A)(38)

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 Manager'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. 11(A)(38)
3-4-08

RESOLUTION NO. **R-275-08**

RESOLUTION URGING THE FLORIDA LEGISLATURE TO PASS LEGISLATION STRENGTHENING LAWS RELATED TO ASSAULT WEAPONS, INCLUDING BUT NOT LIMITED TO THE "OFFICER JOSE SOMOHANO ASSAULT WEAPONS ACT"

WHEREAS, on November 6, 2007, this Board passed Resolution No. 1246-07, which urged the U.S. Congress and the Florida Legislature to impose a ban on assault weapons; and

WHEREAS, bills have been filed in the Florida Legislature for consideration during the 2008 regular session that would strengthen laws related to assault weapons though not banning them; and

WHEREAS, S.B. 1664 by Senator Larcenia Bullard and H.B. 447 by Representative Yolly Roberson entitled the "Officer Jose Somohano Assault Weapons Act" would make it a third degree felony to store or leave an assault weapon within the reach or easy access of another person if the person obtains the weapon and uses it to inflict injury or death; and

WHEREAS, S.B. 782 by Senator Gwen Margolis and H.B. 425 by Representative Evan Jenne would increase the penalties for possessing, discharging or seriously harming another person with an assault weapon; and

WHEREAS, this Board supports legislation that strengthens laws related to assault weapons,

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 pass legislation strengthening laws related to assault weapons, including but not limited to the "Officer Jose Somohano Assault Weapons Act", S.B. 1664, H.B. 447, S.B. 782 and H.B. 447 or similar legislation.

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

Section 3. Directs the County's state lobbyists to advocate for the passage of the legislation set forth in Section 1 above and directs the Office of Intergovernmental Affairs to include this item in the 2008 State Legislative Package.

The foregoing resolution was sponsored by Commissioner Rebeca Sosa and offered by Commissioner **Rebeca Sosa**, who moved its adoption. The motion was seconded by Commissioner **Jose "Pepe" Diaz** and upon being put to a vote, the vote was as follows:

Bruno A. Barreiro, Chairman **aye**
Barbara J. Jordan, Vice-Chairwoman **nay**

Jose "Pepe" Diaz	**aye**	Audrey M. Edmonson	**aye**
Carlos A. Gimenez	**aye**	Sally A. Heyman	**aye**
Joe A. Martinez	**aye**	Dennis C. Moss	**aye**
Dorrin D. Rolle	**aye**	Natacha Seijas	**aye**
Katy Sorenson	**absent**	Rebeca Sosa	**aye**
Sen. Javier D. Souto	**aye**		

The Chairman thereupon declared the resolution duly passed and adopted this 4th day of March, 2008. 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: **Kay Sullivan**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency. JMM

Jess M. McCarty

C:\WP\RESO\A510.DOC