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CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

MEMORANDUM

Agenda Item No. 11(A)(25)

TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

DATE: March 6, 2012

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

SUBJECT: Resolution supporting SB 1726 and HB 1467 or similar legislation that would prohibit public high school students from leaving school grounds during his or her designated lunch period

Resolution No. R-249-12

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 Joe A. Martinez
and Members, Board of County Commissioners

DATE: March 6, 2012

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

SUBJECT: Agenda Item No. 11(A)(25)

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**

_____ **Ordinance creating a new board requires detailed County Manager'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)(25)
3-6-12

RESOLUTION NO. R-249-12

RESOLUTION SUPPORTING SB 1726 AND HB 1467 OR SIMILAR LEGISLATION THAT WOULD PROHIBIT PUBLIC HIGH SCHOOL STUDENTS FROM LEAVING SCHOOL GROUNDS DURING HIS OR HER DESIGNATED LUNCH PERIOD

WHEREAS, on September 18, 1999, 14-year-old Mayra Capote, along with two other students from Hialeah-Miami Lakes Senior High School, was killed in an automobile accident while returning to school after an off-campus lunch break; and

WHEREAS, it was reported that during 1998, 1999, and 2000 traffic accidents in Florida, which involved young people between the ages of 15 through 18, killed a total of 22 young people and injured 4,496 others; and

WHEREAS, it was further reported that the aforementioned young people were injured or killed between the hours of 11:00 a.m. and 1:00 p.m.; and

WHEREAS, the State of Florida should mandate the closure of public high schools statewide during the lunch period in the interest of the health and safety of our most valuable asset, our young people; and

WHEREAS, companion Senate and House bills have been filed for consideration during the 2012 session of the Florida Legislature that would prohibit public high school students from leaving school grounds during the designated lunch period, SB 1726 by Rene Garcia (R-Miami), and HB 1467 by Representative Eduardo Gonzalez (R-Miami) and Co-Introducers Mark S. Pafford (D-Palm Beach) and Ari Abraham Porth (D-Broward),

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 1726 and HB 1467 or similar legislation prohibiting public high school students from leaving school grounds during the designated lunch period.

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

Section 3. Directs the County's state lobbyists to advocate the passage of the legislation identified in Section 1 above, and directs the Office of Intergovernmental Affairs to include this item in the 2012 and 2013 State Legislative Package.

The Prime Sponsor of the foregoing resolution is Commissioner Rebeca Sosa. It was 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:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 6th day of March, 2012. 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: Christopher Agrippa
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency. APW/RAR

Rodolfo A. Ruiz

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