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

MEMORANDUM

Agenda Item No. 11(A)(6)

TO: Honorable Chairman Jean Monestime and Members, Board of County Commissioners

DATE: February 18, 2015

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

SUBJECT: Resolution opposing HB 4005, SB 176 or similar legislation that would allow concealed carry licensees to carry a firearm into public college and university facilities

Resolution No. R-178-15

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Barbara J. Jordan.

R. A. Cuevas, Jr.
County Attorney

RAC/cp

MEMORANDUM

(Revised)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: February 18, 2015

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

SUBJECT: Agenda Item No. 11(A)(6)

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 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)(6)
2-18-15

RESOLUTION NO. R-178-15

RESOLUTION OPPOSING HB 4005, SB 176 OR SIMILAR LEGISLATION THAT WOULD ALLOW CONCEALED CARRY LICENSEES TO CARRY A FIREARM INTO PUBLIC COLLEGE AND UNIVERSITY FACILITIES

WHEREAS, Florida law currently prohibits concealed carry licensees from carrying a handgun or firearm into a public college or university facility; and

WHEREAS, House Bill (HB) 4005 has been filed for consideration during the 2015 session of the Florida Legislature by Representative Gregory Stuebe (R – Sarasota); and

WHEREAS, companion Senate Bill (SB) 176 has been filed for consideration during the 2015 session of the Florida Legislature by Senator Greg Evers (R – Pensacola); and

WHEREAS, HB 4005 and SB 176 would repeal Florida's prohibition on carrying a weapon or firearm into a public college or university facility; and

WHEREAS, although the impetus for such legislation is related to violent shooting incidents on college and university campuses, allowing individuals to carry firearms into college and university facilities is not the solution; and

WHEREAS, colleges and universities are places of learning; and

WHEREAS, allowing guns into such facilities would distract from the learning environment and lead to an escalation in violent crimes; and

WHEREAS, despite strong opposition against HB 4005 and SB 176, on January 20, 2015, the House Criminal Justice Subcommittee recommended HB 4005 favorably by a vote of 8-4; and

WHEREAS, HB 4005 is now in the House Higher Education and Workforce Subcommittee; and

WHEREAS, the Florida Legislature should consider the danger associated with passing HB 4005, SB 176 or similar legislation that would allow concealed carry licensees to carry firearms into public college and university facilities,

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

Section 1. Opposes HB 4005, SB 176 or similar legislation that would allow concealed carry licensees to carry a firearm into public college and university facilities.

Section 2. Directs the Clerk of the Board to transmit a certified copy of this resolution to the Governor, Senate President, House Speaker, Senator Greg Evers, Representative Gregory Stuebe, and the Chair and 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 2015 State Legislative Package to include this item.

The Prime Sponsor of the foregoing resolution is Commissioner Barbara J. Jordan. It was offered by Commissioner **Barbara J. Jordan**, who moved its adoption. The motion was seconded by Commissioner **Jean Monestime** and upon being put to a vote, the vote was as follows:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 18th day of February, 2015. 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: **Christopher Agrippa**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

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