

MEMORANDUM

Agenda Item No. 11(A)(13)

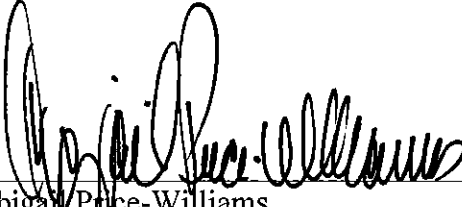
TO: Honorable Chairman Esteban L. Bovo, Jr.
and Members, Board of County Commissioners

DATE: October 2, 2018

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Resolution urging the Florida
Legislative Budget Commission
to convene to appropriate unused
funding which the Florida
Legislature appropriated in
Senate Bill 7026 for school
marshal programs, to be used
for enhancing school safety

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Vice Chairwoman Audrey M. Edmonson.


Abigail Price-Williams
County Attorney

APW/smm

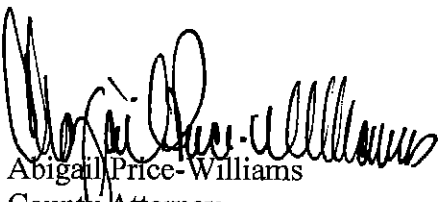


MEMORANDUM

(Revised)

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

DATE: October 2, 2018

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County Attorney

SUBJECT: Agenda Item No. 11(A)(13)

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)(13)
10-2-18

RESOLUTION NO. _____

RESOLUTION URGING THE FLORIDA LEGISLATIVE
BUDGET COMMISSION TO CONVENE TO APPROPRIATE
UNUSED FUNDING WHICH THE FLORIDA LEGISLATURE
APPROPRIATED IN SENATE BILL 7026 FOR SCHOOL
MARSHAL PROGRAMS, TO BE USED FOR ENHANCING
SCHOOL SAFETY

WHEREAS, on February 14, 2018, the deadliest high school shooting in the nation’s history occurred at Marjory Stoneman Douglas High School in Parkland, Florida; and

WHEREAS, as a direct result of that tragedy, during the 2018 Legislative Session, the Florida Legislature adopted and the Governor signed the Marjory Stoneman Douglas High School Public Safety Act, Senate Bill 7026 (“School Safety Act”), Chapter 2018-3, Laws of Florida; and

WHEREAS, among other things, the School Safety Act amended section 1006.12, Florida Statutes, to require district school boards to: (1) establish or assign safe-school officers at each district school facility within the district, (2) require school resource officers and school safety officers to undergo specified evaluations, and (3) determine whether they will participate in the school marshal program (“Guardian Program”) and, if so, meet all Guardian Program requirements; and

WHEREAS, the School Safety Act appropriated \$97.5 million to fund mandated safe-school officers and an additional \$67.5 million to be allocated to sheriffs’ offices that establish a Guardian Program; and

WHEREAS, according to the Florida Department of Education (“Department”), as most students returned to school for the 2018-2019 school year, approximately \$9 million of the \$67.5 million available for the Guardian Program had been allocated; and

WHEREAS, as such, at the behest of the Governor, the Department proposed that the Florida Legislative Budget Commission (“Budget Commission”) redirect the unused funding to school districts to enhance school safety; and

WHEREAS, in similar fashion, via a letter dated August 30, 2018, Governor Rick Scott requested that the Budget Commission approve the Department’s proposal; and

WHEREAS, thereafter, on September 5, 2018, the School Board of Miami-Dade County, Florida voted to endorse the Department’s proposal and the equitable distribution of the unused funds to school districts for the hiring of school resource and safety officers; and

WHEREAS, the Budget Commission did not include this issue in its agenda for the September 14, 2018 meeting; and

WHEREAS, thus, the Department’s proposal was not considered; and

WHEREAS, in light of the mandates of the School Safety Act, finite resources of school districts throughout the state, and the absolute and dire need to protect students, this Board requests that the Senate President and House Speaker convene the Budget Commission before its next quarterly meeting to consider the Department’s proposal and Governor’s request to redirect unused Guardian Program funding to allow it to be used to increase school safety,

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

Section 1. Incorporates and approves the foregoing recitals as if fully set forth herein.

Section 2. Urges the Florida Legislative Budget Commission to convene to appropriate unused funding which the Florida Legislature appropriated in Senate Bill 7026 for school marshal programs, to be used for enhancing school safety and complying with the mandates of the School Safety Act.

Section 3. Directs the Clerk of this 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 members of the Florida Legislative Budget Commission.

Section 4. Directs the County's state lobbyists to advocate for the actions set forth in Section 2 above, and authorizes and directs the Office of Intergovernmental Affairs to amend the 2018 State Legislative Package to include this item and include this item in the 2019 State Legislative Package when it is presented to the Board.

The Prime Sponsor of the foregoing resolution is Vice Chairwoman Audrey M. Edmonson. 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	
Daniella Levine Cava	Jose "Pepe" Diaz
Sally A. Heyman	Eileen Higgins
Barbara J. Jordan	Joe A. Martinez
Jean Monestime	Dennis C. Moss
Rebeca Sosa	Sen. Javier D. Souto
Xavier L. Suarez	

The Chairperson thereupon declared the resolution duly passed and adopted this 2nd day of October, 2018. 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.



Shanika A. Graves

