



Broward County

Legislation Details (With Text)

File #: 22-1774 **Version:** 1

Status: Agenda Ready

In control: COUNTY ADMINISTRATION

On agenda: 11/15/2022 **Final action:** 11/15/2022

Title: MOTION TO DIRECT Office of the County Attorney to draft an Ordinance amending Article VIII of Chapter 16½ of the Broward County Code of Ordinances, pertaining to the Broward County Domestic Partnership Act of 1999 (“Domestic Partnership Act”), to reflect changes in law since its original enactment.

Sponsors:

Indexes: Established Commission Goals

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
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Broward County Commission Regular Meeting

Director's Name: Monica Cepero

Department: County Administration

Information

Requested Action

MOTION TO DIRECT Office of the County Attorney to draft an Ordinance amending Article VIII of Chapter 16½ of the Broward County Code of Ordinances, pertaining to the Broward County Domestic Partnership Act of 1999 (“Domestic Partnership Act”), to reflect changes in law since its original enactment.

Why Action is Necessary

Board direction is required for the Office of the County Attorney to draft an Ordinance amending the Broward County Code of Ordinances.

What Action Accomplishes

Provides the required direction to the Office of the County Attorney.

Is this Action Goal Related

Yes

Previous Action Taken

None

Summary Explanation/Background

This item supports the Board Goal: “Ensuring economic opportunities for Broward’s diverse population and businesses.”

The Domestic Partnership Act requires County contractors to provide equal benefits to their employees' domestic partners on the same basis as they provide to their employees' spouses. When the Domestic Partnership Act was enacted in 1999, same-sex marriages were not recognized by applicable law.

In 2015, the Supreme Court's decision in *Obergefell v. Hodges* allowed same-sex partners to become legally married. Since the legalization of same-sex marriage, many contractors no longer offer benefits to domestic partners. However, under the Domestic Partnership Act, a vendor is precluded from responding to a County competitive solicitation unless the vendor offers equal benefits to domestic partners, even if the vendor offers equal benefits to same-sex spouses.

This item would direct the Office of the County Attorney to prepare an amendment to the Domestic Partnership Act to provide potential County vendors with the option to provide equal benefits to same-sex domestic partners or same-sex spouses, or both.

Source of Additional Information

Monica Cepero, County Administrator, 954-357-7000

Fiscal Impact

Fiscal Impact/Cost Summary

To be determined by the Office of Management and Budget upon presentation of a draft Ordinance.