

PROPOSED

ORDINANCE NO. 2020-

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO THE HUMAN RIGHTS ACT; AMENDING SECTION 16½-3 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"); PROVIDING FOR THE PROTECTION OF HAIRSTYLES AS A TRAIT OF RACE; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by Mayor Dale V.C. Holness)

WHEREAS, in conjunction with skin color, society has historically considered hair texture, hair type, and hairstyle to classify individuals on the basis of race;

WHEREAS, hair has been, and remains, a source of racial discrimination that has caused serious economic ramifications to individuals, including in Broward County; and

WHEREAS, the Broward County Board of County Commissioners finds it appropriate to include hair as a characteristic of race as part of the prohibition of discrimination under the Human Rights Act,

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA:

Section 1. Section 16½-3 of the Broward County Code of Ordinances is hereby amended to read as follows, with all remaining definitions being relettered accordingly:

Sec. 16½-3. Definitions.

...

Coding: Words in ~~struck-through~~ type are deletions from existing text. Words in underscored type are additions.

1 (ss) Race includes traits historically associated with race, including, but not
2 limited to, hair texture, hair type, and protective hairstyles such as braids, locks, and
3 twists.

4 (~~ss~~) (tt) *Real estate broker, salesperson, ~~or~~ or agent* includes any person authorized
5 to perform an action on behalf of another person regarding any matter related to the sale
6 or rental of dwellings, including offers, solicitations, or contracts, and the administration
7 of matters regarding such offers, solicitations, or contracts, or any real estate-related
8 transactions.

9 . . .

10 11 Section 2. Severability.

12 If any portion of this Ordinance is determined by any court to be invalid, the invalid
13 portion will be stricken, and such striking will not affect the validity of the remainder of this
14 Ordinance. If any court determines that this Ordinance, in whole or in part, cannot be
15 legally applied to any individual, group, entity, property, or circumstance, such
16 determination will not affect the applicability of this Ordinance to any other individual,
17 group, entity, property, or circumstance.

18 19 Section 3. Inclusion in the Broward County Code of Ordinances.

20 It is the intention of the Board of County Commissioners that the provisions of this
21 Ordinance become part of the Broward County Code of Ordinances as of the effective
22 date. The sections of this Ordinance may be renumbered or relettered and the word
23 "ordinance" may be changed to "section," "article," or such other appropriate word or
24 phrase to the extent necessary in order to accomplish such intention.

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Section 4. Effective Date.

This Ordinance is effective as of the date provided by law.

ENACTED

PROPOSED

FILED WITH THE DEPARTMENT OF STATE

EFFECTIVE

PROPOSED

Approved as to form and legal sufficiency:
Andrew J. Meyers, County Attorney

By /s/ Adam M. Katzman 11/06/2020
Adam M. Katzman (date)
Senior Assistant County Attorney

By /s/ René D. Harrod 11/06/2020
René D. Harrod (date)
Deputy County Attorney

AMK/jl
Human Rights Act Amendments Hairstyle
11/06/2020
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