

PROPOSED

ORDINANCE NO.

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO SOLICITATIONS BY PERSONS EIGHTEEN YEARS OF AGE OR YOUNGER OF DONATIONS FROM OCCUPANTS OF VEHICLES IN TRAFFIC; AMENDING SECTION 21-2 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"); AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

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

Section 1. Section 21-2 of the Broward County Code of Ordinances is hereby amended to read as follows:

Sec. 21-2. Solicitation by persons eighteen years of age or younger of ~~charitable contributions~~ donations from occupants of vehicles in traffic prohibited.

(a) *Legislative Findings.* Motor vehicle accidents, personal injuries, and hindrance to the normal and expeditious flow of traffic are potential consequences of the presence of persons of any age standing in the traffic lanes of streets, roads, and highways trying to engage drivers and solicit ~~charitable contributions~~ donations from the occupants of temporarily stopped vehicles. When soliciting in traffic is conducted by persons eighteen (18) years of age or younger, the risk of accidents and injuries

significantly increases because persons in that age group are generally less safety conscious and many of them are less visible to motorists than adults.

(b) *Prohibition.* No person eighteen (18) years of age or younger shall solicit ~~charitable contributions~~ donations from a driver or occupant of a motor vehicle that is temporarily stopped in traffic on any street, road, or highway.

Section 2. Severability.

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

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

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

40 Section 4. Effective Date.

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

ENACTED

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FILED WITH THE DEPARTMENT OF STATE

EFFECTIVE

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

By: /s/ Alexis Marrero Koratich 08/29/2022
Alexis Marrero Koratich (date)
Assistant County Attorney

By: /s/ Maite Azcoitia 08/29/2022
Maite Azcoitia (date)
Deputy County Attorney