

PROPOSED

ORDINANCE NO.

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO THE BROWARD COUNTY RACIAL EQUITY TASK FORCE; AMENDING SECTION 1-118 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)

WHEREAS, on December 8, 2020, the Board of County Commissioners of Broward County, Florida ("County Commission"), enacted Sections 1-116 through 1-121 of the Broward County Code of Ordinances ("Code") to create the Racial Equity Task Force ("Task Force");

WHEREAS, Section 1-118(a) provides for the composition of the Task Force and requires members to complete an onboarding process developed by the Human Services Department (the "Department");

WHEREAS, House Bill 7 was enacted by the Florida Legislature on March 31, 2022, and was signed by Governor Ron DeSantis on April 22, 2022, as Chapter 2022-72, Laws of Florida (the "Act"), which prohibits employers from teaching concepts related to race, sex, or national origin as a condition of employment or "membership";

WHEREAS, the County Commission desires to ensure that the composition of the Task Force and onboarding process are not inconsistent with the Act; and

WHEREAS, the County Commission also wishes to update the names of organizations that nominate individuals for appointment to the Task Force,

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

Section 1. Section 1-118 of the Broward County Code of Ordinances is hereby amended to read as follows:

Sec. 1-118. Membership.

(a) The Task Force ~~shall~~ may consist of representatives of communities that have been negatively impacted by systemic and institutional racial inequities, and organizations and institutions that have a role to play in eliminating such racial inequities, as well as individuals who have demonstrated a commitment to eliminating systemic racism and creating greater racial equity. Upon appointment, Task Force members shall participate in an onboarding process developed by the Human Services Department, Equity and Community Investment Section that is consistent with state law.

(b) The Task Force shall be composed of thirty-seven (37) members appointed by the County Commission, with each County Commissioner nominating one (1) member and the remaining members nominated in the following manner:

...

(6) One (1) member nominated by the National Association for the Advancement of Colored People ("NAACP") Fort Lauderdale/Broward Branch;

...

(9) One (1) member nominated by the Law Office of the Public Defender for the Seventeenth Judicial Circuit of Florida;

(10) One (1) member nominated by Black Lives Matter Alliance of Broward;

(11) One (1) member nominated by ~~New Florida Majority~~ Florida Rising;

...

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

1 (18) One (1) member nominated by the Women of Color Empowerment Institute,
2 Inc.;

3 . . .
4

5 Section 2. Severability.

6 If any portion of this Ordinance is determined by any court to be invalid, the invalid
7 portion will be stricken, and such striking will not affect the validity of the remainder of this
8 Ordinance. If any court determines that this Ordinance, in whole or in part, cannot be
9 legally applied to any individual, group, entity, property, or circumstance, such
10 determination will not affect the applicability of this Ordinance to any other individual,
11 group, entity, property, or circumstance.
12

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

14 It is the intention of the Board of County Commissioners that the provisions of this
15 Ordinance become part of the Broward County Code of Ordinances as of the effective
16 date. The sections of this Ordinance may be renumbered or relettered and the word
17 "ordinance" may be changed to "section," "article," or such other appropriate word or
18 phrase to the extent necessary in order to accomplish such intention.
19
20
21
22
23
24

Section 4. Effective Date.

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

ENACTED

PROPOSED

FILED WITH THE DEPARTMENT OF STATE

EFFECTIVE

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

By /s/ Kristin M. Carter 05/25/2022
Kristin M. Carter (date)
Assistant County Attorney

By /s/ Annika E. Ashton 05/25/2022
Annika E. Ashton (date)
Deputy County Attorney

KMC/jl
Racial Equity Task Force Ord Amendment
05/25/2022
608883_11

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