



Business Impact Estimate

This form should be included in the "set for public hearing" agenda item for ordinances, and must be posted on the County's website by the time notice of the proposed ordinance is published.

Ordinance title/reference:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, REPEALING DIVISION 4, PROCUREMENT FROM BUSINESSES WITH DRUG-FREE WORKPLACE PROGRAM, AND SECTIONS 1-71 THROUGH 1-73 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)

If any of the following exceptions to the Business Impact Estimate requirement apply, check the applicable box and leave the remainder of the form blank.

- ☐ The ordinance is required for compliance with federal or state law or regulation;
- ☐ The ordinance relates to the issuance or refinancing of debt;
- ☐ The ordinance relates to the adoption of budgets or budget amendments, including revenue sources necessary to fund the budget;
- ☐ The ordinance is required to implement a contract or an agreement, including, but not limited to, any federal, state, local, or private grant, or other financial assistance accepted by the County;
- ☐ The ordinance is an emergency ordinance;
- ☐ The ordinance relates to procurement; or
- ☐ The ordinance is enacted to implement the following:
 - a. Development orders and development permits, as defined in Section 163.3164, and development agreements authorized under the Florida Local Government Development Agreement Act;
 - b. Comprehensive plan amendments and land development regulation amendments initiated by application by a non-municipal private party;
 - c. Sections 190.005 and 190.046, regarding community development districts;
 - d. Section 553.73, relating to the Florida Building Code; or
 - e. Section 633.202, relating to the Florida Fire Prevention Code.

1. Summary of the proposed ordinance (must include statement of the public purpose, such as serving the public health, safety, morals, and welfare):

This Ordinance repeals the local requirement that vendors maintain a drug-free workplace program. Florida state law already incentivizes and/or requires drug-free workplace programs in various circumstances, including a procurement preference in certain competitive solicitations (Section 287.087, Florida Statutes), discounted workers' compensation and employer's liability insurance (Section 440.102(2), Florida Statutes), and a mandatory requirement for certain public works contracts (Section 440.102(13), Florida Statutes).

2. Estimate of direct economic impact of the proposed ordinance on private, for-profit businesses in Broward County, including, if applicable:

a. Estimate of direct compliance costs that businesses may reasonably incur;

It is estimated that there will be no adverse direct economic impact on private for-profit businesses in Broward County. It is assumed that drug free programs require some costs.

b. Any new charge or fee imposed by the proposed ordinance; and

There are no new charges or fees imposed by the proposed ordinance.

c. Estimate of the County's regulatory costs, including estimated revenues from any new charges or fees to cover such costs.

It is estimated that there will be no additional regulatory costs associated with the proposed ordinance. The proposed ordinance does not impose any new charges or fees.

3. Estimate of the number of businesses likely to be impacted by the proposed ordinance:

It is estimated that there will be no adverse direct economic impact of the proposed ordinance. The ordinance would apply to all non-public works bidders.

4. Additional information (if any):