

**PROPOSED**

## RESOLUTION NO. 2010-

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO THE RULES OF PROCEDURE OF THE COUNTY COMMISSION; CREATING SECTION 18.8 OF PART I OF THE BROWARD COUNTY ADMINISTRATIVE CODE, RULES OF PROCEDURE OF THE COUNTY COMMISSION ADDRESSING ELECTRONIC COMMUNICATIONS DURING MEETINGS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE BROWARD COUNTY ADMINISTRATIVE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, a concern exists about email and other electronic transmissions or communications between Commissioners during County Commission meetings; and

WHEREAS, this form of communication during meetings is potentially disruptive and could invite potential violations of Florida's open government laws; NOW, THEREFORE,

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

Section 1. Section 18.8 of the Broward County Administrative Code is created to provide as follows:

**Sec. 18.8 Electronic Communications During Public Meetings.**

County Commissioners shall not transmit any form of electronic communication, including emails and text messages, regardless of content, to another Commissioner at any County Commission or other public meeting in which both Commissioners are participating as members of the Commission or other public entity.

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

1 Section 2. SEVERABILITY.

2 If any portion of this Resolution is determined by any Court to be invalid, the  
3 invalid portion shall be stricken, and such striking shall not affect the validity of the  
4 remainder of this Resolution. If any Court determines that this Resolution, or any  
5 portion hereof, cannot be legally applied to any individual(s), group(s), entity(ies),  
6 property(ies), or circumstance(s), such determination shall not affect the applicability  
7 hereof to any other individual, group, entity, property, or circumstance.

8 Section 3. INCLUSION IN THE ADMINISTRATIVE CODE.

9 It is the intention of the Board of County Commissioners that the provisions of  
10 this Resolution shall become and be made a part of the Broward County Administrative  
11 Code; and that the sections of this Resolution may be renumbered or relettered and the  
12 word "resolution" may be changed to "section," "article," or such other appropriate word  
13 or phrase in order to accomplish such intentions.

14 Section 4. EFFECTIVE DATE.

15 This Resolution shall become effective upon adoption.

16  
17  
18 ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

**PROPOSED**

23 RLT/mm  
24 08/24/10  
Electronic Communications Reso.doc  
#10-189

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