

# PROPOSED

EXHIBIT 2

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## ORDINANCE NO. 2018-

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO AIRPORT ISSUED IDENTIFICATION MEDIA AND EMERGENCY RESPONSE TRAINING; AMENDING SECTIONS 2-2 AND 2-43 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"); PROVIDING THAT CERTAIN INDIVIDUALS MUST OBTAIN AIRPORT ISSUED IDENTIFICATION MEDIA; PROVIDING THAT CERTAIN INDIVIDUALS MUST COMPLETE EMERGENCY RESPONSE TRAINING, THE TIME FOR WHICH SHALL BE PAID BY SUCH INDIVIDUALS' EMPLOYERS; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

WHEREAS, the Board of County Commissioners of Broward County, Florida ("Board"), desires to amend the Broward County Code of Ordinances ("Code") to codify the requirement that certain individuals obtain Airport Issued Identification Media; and

WHEREAS, the Board additionally desires to amend the Code to require that individuals with Airport Issued Identification Media complete the emergency response training required by the Broward County Aviation Department, and that the employers of such individuals compensate them for the time spent completing the emergency response training; and

WHEREAS, the Board finds that the implementation of this Ordinance, as set forth herein, promotes, protects, and improves the health, safety, and welfare of the residents and visitors of Broward County, Florida,

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

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

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

3 **Sec. 2-2. Definitions.**

4 ...

5 (e) *Airport Issued Identification Media* shall mean the ~~pictured~~ security  
6 identification badge issued by the Department ~~which is magnetically encoded to permit~~  
7 ~~controlled access through the Airport's computerized access system and that~~ serves as  
8 the officially recognized security identification for access to the AOA as required by  
9 federal regulations at FLL.

10 ...

11 Section 2. Section 2-43 of the Broward County Code of Ordinances is hereby  
12 amended to read as follows:

13 **Sec. 2-43. Reserved Airport Issued Identification Media and Emergency**  
14 **Response Training.**

15 (a) All individuals who require unescorted access to the SIDA, the AOA, or  
16 any portion of FLL in which certain security measures specified in 49 CFR Part 1542 are  
17 carried out, must obtain Airport Issued Identification Media in accordance with the  
18 procedures, rules, and requirements of the Airport Security Program.

19 (b) Commencing upon the date specified by the Aviation Director and no later  
20 than December 31, 2018, all employees, agents, representatives, contractors, and  
21 subcontractors of any person or entity holding an agreement with the County for  
22 operations at FLL, including, but not limited to, a Field Usage Agreement, an Airline  
23 Service Provider Agreement, and any other lease, sublease, license, operating,  
24 construction, or concession agreement, must obtain Airport Issued Identification Media

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1 in accordance with the procedures, rules, and requirements of the Aviation Department,  
2 unless the Aviation Director, in his or her sole discretion, determines Airport Issued  
3 Identification Media is not required or unless otherwise required to obtain Airport Issued  
4 Identification Media in accordance with Section 2-43(a).

5 (c) Effective upon the date specified by the Aviation Director, all individuals  
6 required to obtain Airport Issued Identification Media ("Airport Personnel") must  
7 complete the emergency response training required by the Aviation Department before  
8 the issuance of such Airport Issued Identification Media and before each renewal  
9 thereof. Airport Personnel who obtained Airport Issued Identification Media before the  
10 effective date specified by the Aviation Director pursuant to this Section 2-43(c) shall  
11 complete such training after such effective date but before December 31, 2018, or  
12 before the renewal of any Airport Issued Identification Media, whichever occurs first,  
13 and before each subsequent renewal.

14 (d) All employers of Airport Personnel shall compensate their respective  
15 Airport Personnel at the pay rate applicable to such Airport Personnel for the time spent  
16 completing the emergency response training required by this Section 2-43, and such  
17 employers shall follow all procedures, rules, and requirements of the Aviation  
18 Department regarding Airport Issued Identification Media.

19 Section 3. SEVERABILITY.

20 If any portion of this Ordinance is determined by any Court to be invalid, the  
21 invalid portion shall be stricken, and such striking shall not affect the validity of the  
22 remainder of this Ordinance. If any Court determines that this Ordinance, or any portion  
23 hereof, cannot be legally applied to any individual(s), group(s), entity(ies), property(ies),  
24

1 or circumstance(s), such determination shall not affect the applicability hereof to any  
2 other individual, group, entity, property, or circumstance.

3 Section 4. INCLUSION IN CODE.

4 It is the intention of the Board of County Commissioners that the provisions of  
5 this Ordinance shall become and be made a part of the Broward County Code; and that  
6 the sections of this Ordinance may be renumbered or relettered and the word  
7 "ordinance" may be changed to "section," "article," or such other appropriate word or  
8 phrase in order to accomplish such intentions.

9 Section 5. EFFECTIVE DATE.

10 This Ordinance shall become effective as provided by law.

11  
12 ENACTED

13 FILED WITH THE DEPARTMENT OF STATE

14 EFFECTIVE

15  
16 Approved as to form and legal sufficiency:  
Andrew J. Meyers, County Attorney

17 By /s/ Carlos A. Rodriguez-Cabarrocas 03/20/18  
18 Carlos A. Rodriguez-Cabarrocas (date)  
19 Assistant County Attorney

20 By /s/ Alexander J. Williams, Jr. 03/20/18  
21 Alexander J. Williams, Jr. (date)  
22 Senior Assistant County Attorney

23 CRC/ch  
03/20/18  
24 Emergency Training Ord.doc  
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