

# PROPOSED

## RESOLUTION NO. 2019-

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, SUPPORTING HOUSE BILL 1091 AND SENATE BILL 1450, WHICH SEEK TO STRIP RETIRED DEPUTY SCOT PETERSON OF RETIREMENT BENEFITS UNDER THE FLORIDA RETIREMENT SYSTEM DUE TO HIS WANTON AND WILLFUL NEGLECT IN CONNECTION WITH THE MARJORY STONEMAN DOUGLAS TRAGEDY; DIRECTING THE COUNTY ADMINISTRATOR TO TRANSMIT COPIES OF THIS RESOLUTION TO ALL STATE LEGISLATORS REPRESENTING BROWARD COUNTY RESIDENTS; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

(Sponsored by Mayor Mark D. Bogen)

WHEREAS, on February 14, 2018, Deputy Scot Peterson (“Deputy Peterson”) of the Broward County Sheriff’s Office was the only school resource officer assigned to Marjory Stoneman Douglas High School;

WHEREAS, the initial report of the Marjory Stoneman Douglas High School Public Safety Commission (“MSDPSC”) indicates that Deputy Peterson was trained on active shooter response and knew that the appropriate response was to call for a Code Red response and seek out the shooter;

WHEREAS, according to the MSDPSC’s report, Deputy Peterson never called for a Code Red response, failed to engage the shooter as required by applicable training, and instead fled to a position of personal safety while the gunman shot and killed Marjory Stoneman Douglas High School students and staff;

WHEREAS, in light of the tragedy inflicted upon the students and staff of Marjory Stoneman Douglas High School and the entire community, the retirement of Deputy Scot Peterson with full benefits is an offense to the community;

1           WHEREAS, there appears to be ample evidence that Deputy Scot Peterson  
2 contravened his oath of office as set forth in Article II, Section 5 of the Florida Constitution,  
3 to “faithfully perform the duties” of a deputy sheriff of Broward County, Florida, and that  
4 he is guilty of wanton or willful neglect in the performance of his assigned duties on  
5 February 14, 2018; and

6           WHEREAS, House Bill 1091 and Senate Bill 1450 provide that Deputy Scot  
7 Peterson forfeit his retirement benefits (other than the return of accumulated  
8 contributions) under the Florida Retirement System, NOW, THEREFORE,

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

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13           Section 1.    The Board hereby encourages the Florida Legislature to pass House  
14 Bill 1091 and Senate Bill 1450.

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16           Section 2.    The Board hereby directs the County Administrator to transmit a copy  
17 of this Resolution to all Florida legislators representing Broward County residents.

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19           Section 3.    Severability.

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