

Meeting Date
8/22/2017



AGENDA	
Section	Resolution
Item No.	I C

**AGENDA REPORT
BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS**

SUBJECT:	RESOLUTION, RE: TEXTING WHILE DRIVING (DISTRICT 5)
DEPT/OFFICE:	Community Services Group / Housing & Human Services

Requested Action:

It is requested that the Board of County Commissioners approved the attached resolution regarding Texting While Driving which urges the State Legislature to amend Section 316.305 (5), Florida Statutes, to make texting while driving a primary offense.

Summary Explanation & Background:

During the August 8, 2017 Board of County Commissioner regular meeting a presentation was heard from Representative Slosberg (District 91) regarding the dangers of texting while driving. Several Commissioners expressed interest in having a resolution brought back for discussion.

FY 16-17:None

FY 17-18: None

Clerk to the Board Instructions: Transmit a certified copy of this resolution to the Governor, Senate President, House Speaker, and the Chair and Members of the Brevard County State Legislative Delegation.

Exhibits Attached: 1) Resolution

Contract /Agreement (If attached): Reviewed by County Attorney Yes No PR

County Manager	Interim Assistant County Manager	Department Director / Extension
Frank Abbate	Jim Liesenfelt	Ian Golden, Director (X52007)



Tammy Rowe, Clerk to the Board, 400 South Street • P.O. Box 999, Titusville, Florida 32781-0999

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Fax: (321) 264-6972
Tammy.Rowe@brevardclerk.us

August 23, 2017

M E M O R A N D U M

TO: Ian Golden. Housing and Human Services Director

RE: Item I.C., Resolution Approved Regarding Texting While Driving

The Board of County Commissioners, in regular session on August 22, 2017, adopted Resolution No. 17-140, to amend Section 316.305 (5) to make texting while driving a primary offense. Enclosed is a copy of the Resolution.

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK

Tammy Rowe, Deputy Clerk

/dt

Encl. (1)

RESOLUTION NO. 17 - 140

WHEREAS, distracted driving is performing another activity that shifts a driver's attention away from the road, and texting while driving is a form of distracted driving; and

WHEREAS, according to a University of Utah study, the degree of distraction associated with mobile phone use is so high that drivers exhibit greater impairment than legally intoxicated drivers; and

WHEREAS, texting while driving makes the likelihood of a crash 23 times greater than driving while not distracted according to the VirginiaTech Transportation Institute; and

WHEREAS, in 2016 the Florida Department of Highway Safety and Motor Vehicles reported 1,045 instances of crashes involving distracted drivers in Brevard County; and

WHEREAS, the County Manager has approved several Administrative Orders (most recently on June 28, 2017), prohibiting County employees from texting while driving; and

WHEREAS, during the 2002 regular session, the Florida Legislature enacted Chapter 2002-179, Law of Florida (Senate Bill 358), which **pre-empted** local governments from regulating the use of electronic communications devices in motor vehicles; and

WHEREAS, Florida is among the five states that do not enforce texting while driving as a primary offense, but instead as a secondary offense.

NOW, THEREFORE, BE IT RESOLVED, THAT THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA, does hereby urge the Florida Legislature to enact legislation to amend Section 316.305 (5), Florida Statutes, to make texting while driving a primary offense.

DONE, ORDERED, AND ADOPTED in regular session, this 22nd day of August, 2017.

ATTEST:



SCOTT ELLIS, CLERK



CURT SMITH, CHAIRMAN
BOARD OF COUNTY COMMISSIONERS
BREVARD COUNTY, FLORIDA

Approved by Board Aug. 22, 2017

Brevard



County

BOARD OF COUNTY COMMISSIONERS

Resolution

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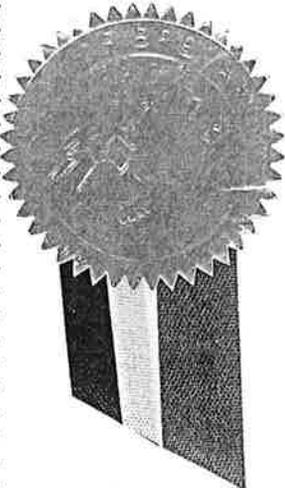
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SCOTT ELLIS, CLERK

CURT SMITH, CHAIRMAN
BOARD OF COUNTY COMMISSIONERS
BREVARD COUNTY, FLORIDA





Housing & Human Services Department
 2725 Judge Fran Jamieson Way
 Building B, Suite 103
 Viera, Florida 32940

BOARD OF COUNTY COMMISSIONERS

INTER-OFFICE MEMO

TO: Clerk to the Board

FROM: Ian Golden, Director
 Housing and Human Services Department

DATE: August 22, 2017

RE: *Texting While Driving* Resolution Distribution List

TITLE	NAMES	ADDRESS
Governor:	Governor Rick Scott	400 S. Monroe St. Tallahassee, FL 32399
Senate President:	Joe Negrón	404 S. Monroe Street Tallahassee, FL 32399-1100
House Speaker:	Richard Corcoran	402 South Monroe Street Tallahassee, FL 32399-1300
Chairman of Brevard County State Legislative Delegation:	Debbie Mayfield	900 E. Strawbridge Avenue Melbourne, FL 32901
Brevard County State Legislative Delegation:	Dorothy L. Hukill	209 Dunlawton Avenue, Unit 17 Port Orange, FL 32127
Brevard County State Legislative Delegation:	Rene "Coach P" Plasencia	Suite 216 7217 East Colonial Drive Orlando, FL 32807-6379
Brevard County State Legislative Delegation:	Thad Altman	150 5th Avenue Indialantic, FL 32903-3154
Brevard County State Legislative Delegation:	Randy Fine	2539 Palm Bay Road NE Palm Bay, FL 32905
Brevard County State Legislative Delegation:	Tom Goodson	Suite 108 2460 North Courtenay Parkway Merritt Island, FL 32953- 4193