

## **RESOLUTION NO. 2017-11**

### **A RESOLUTION OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, SUPPORTING COMMITTEE SUBSTITUTE/HOUSE BILL 1429 AND SENATE BILL 1244 -- AN ACT RELATING TO CHILD PREDATORS; PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the City of Palm Bay continues its unwavering objective to become the safest municipality in the State of Florida, especially as it relates to protecting children from sexual predators and offenders, and

**WHEREAS**, under Chapter 134 of the City of Palm Bay Code of Ordinances, the City Council of the City of Palm Bay finds that it is in the best interest of public safety, and will serve and benefit the health and safety of the public, to adopt policies and procedures to release all information except for that made exempt or confidential by law, regarding sexual predators and offenders. [Adopted by Ordinance 2003-30, passed 8-7-03; Am. Ord. 2005-60, passed 10-20-05; upheld by the 18th Circuit Court and by the Fifth District Court of Appeals on March 13<sup>th</sup>, 2017], and

**WHEREAS**, bi-partisan legislation focused on protecting children from sexual predators and offenders has been filed this Regular Legislative Session 2017 to include: CS/HB 1429, a General Bill by Criminal Justice Subcommittee, Representative Harrison and Co-Sponsored by Representative Plasencia, a Brevard County Legislative Delegation Member; and companion SB 1244, a General Bill by Senator Steube and Co-Sponsored by Senator Mayfield, a Brevard County Legislative Delegation Member, and

**WHEREAS**, CS/HB 1429 and SB 1244 is an act relating to child predators; creating s. 794.10, F.S.; providing definitions; authorizing subpoenas in certain investigations of sexual offenses involving child victims and specifying requirements therefor; providing for specified reimbursement of witnesses; authorizing certain motions; requiring nondisclosure

of specified information in certain circumstances; providing exceptions to such nondisclosure requirement; providing for judicial review and extension of such nondisclosure requirement and specifying requirements therefor; exempting certain records, objects, and other information from production; providing for the return of records, objects, and other information produced; specifying time periods within which records, objects, and other information must be returned; providing for service and enforcement of subpoenas; providing immunity for certain persons complying with subpoenas in certain circumstances.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA,** as follows:

**SECTION 1.** The above recitals are true and correct and by this reference are hereby incorporated into and made an integral part of this resolution.

**SECTION 2.** The City Council of the City of Palm Bay supports legislation, to include but not limited to CS/HB 1429 and SB 1244 of the 2017 Regular Legislative Session, which focuses on protecting children from sexual predators and offenders.

**SECTION 3.** This resolution shall take effect immediately upon the enactment date.

This resolution was duly enacted at Meeting No. 2017- , of the City Council of the City of Palm Bay, Florida, held on , 2017.

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William Capote, MAYOR

ATTEST:

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Terese M. Jones, CITY CLERK