

Lee County Board Of County Commissioners
Agenda Item Summary

Blue Sheet No. 20040266

1. REQUESTED MOTION:

ACTION REQUESTED: Adopt resolution supporting the Florida Legislature's efforts to ratify the Equal Rights Amendment to the United States Constitution.

WHY ACTION IS NECESSARY: Resolutions require Board approval.

WHAT ACTION ACCOMPLISHES: Conveys BOCC's support of the amendment.

2. DEPARTMENTAL CATEGORY:
COMMISSION DISTRICT #

A3A

3. MEETING DATE:

03-16-2004

4. AGENDA:

- CONSENT
- ADMINISTRATIVE APPEALS
- PUBLIC WALK ON
- TIME REQUIRED:

5. REQUIREMENT/PURPOSE:
(Specify)

- STATUTE
- ORDINANCE
- ADMIN. CODE
- OTHER

6. REQUESTOR OF INFORMATION:

- A. COMMISSIONER Commissioner Janes
- B. DEPARTMENT County Commission
- C. DIVISION _____

BY: _____

7. BACKGROUND:

8. MANAGEMENT RECOMMENDATIONS:

9. RECOMMENDED APPROVAL:

A Department Director	B Purchasing or Contracts	C Human Resources	D Other	E County Attorney	F Budget Services				G County Manager
					OA	OM	Risk	GC	
N/A									 3-4-04

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

RESOLUTION

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF LEE COUNTY, FLORIDA TO SUPPORT THE FLORIDA LEGISLATURE'S EFFORTS TO RATIFY THE EQUAL RIGHTS AMENDMENT TO THE UNITED STATES CONSTITUTION.

WHEREAS: a proposed concurrent resolution of the Florida House of Representatives (HB 93) and Senate (SB 238) has been filed seeking to ratify the Equal Rights Amendment to the United States Constitution; and

WHEREAS: the United States Congress approved the proposed amendment in 1972; and

WHEREAS: 35 states have ratified the Equal Rights Amendment but three more states need to ratify it before its adoption; and

WHEREAS: boards of county commissions have the constitutional authority to protect the health, safety and welfare of its citizens;

NOW, THEREFORE, BE IT RESOLVED, THAT THE BOARD OF COUNTY COMMISSIONERS OF LEE COUNTY, FLORIDA HEREBY declares its support for Florida's proposed ratification of the Equal Rights Amendment (attached hereto as Appendix A), and authorizes its staff to publicize its support and to advocate for its adoption.

The foregoing Resolution was offered by Commissioner ____, who moved its adoption. The motion was seconded by Commissioner __ and, being put to a vote, the vote was as follows:

ROBERT JANES	_____
DOUGLAS ST. CERNY	_____
RAY JUDAH	_____
ANDREW COY	_____
JOHN E. ALBION	_____

ADOPTED AND PASSED, THIS _____ DAY OF _____, 2004.

Appendix A to Resolution

Florida State Legislature - 2004
Regular Session
As Filed

SB 238/HB 93

House/Senate Concurrent Resolution No. _____

A concurrent resolution ratifying the proposed amendment to the Constitution of the United States relating to equal rights for men and women.

WHEREAS, three years after women won the right to vote, the Equal Rights Amendment to the United States Constitution, authored by Alice Paul, head of the National Women's Party, was introduced in Congress by Senator Curtis and Representative Anthony, both Republicans, and

WHEREAS, on March 22, 1972, the proposed amendment to the United States Constitution was sent to the States for ratification, and

WHEREAS, the Equal Rights Amendment to the United States Constitution states:

"SECTION 1. Equality of rights under the law shall not be denied or abridged by the United States or by any State on account of sex.

"SECTION 2. The Congress shall have the power to enforce, by appropriate legislation, the provisions of this article.

"SECTION 3. This amendment shall take effect two years after the date of ratification." and

WHEREAS, Congress placed a deadline of June 30, 1982, on the ratification process and thirty-five states ratified the proposed Amendment before the deadline, and

WHEREAS, Congress may not have the constitutional authority to place a deadline on the ratification process, and

WHEREAS, Article V of the United States Constitution allows the Legislature of the State of Florida to ratify this proposed Amendment to the Constitution of the United States, and

WHEREAS, the Legislature of the State of Florida finds that the proposed Amendment is meaningful and needed as part of the United States Constitution and that the present political, social, and economic conditions are the same or are even more demanding as when the proposed Amendment was first submitted for adoption,

NOW, THEREFORE, Be It Resolved by the Senate of the State of Florida, the House of Representatives Concurring:

That the proposed amendment set forth below to the Constitution of the United States is ratified by the Legislature of the State of Florida.

"Article _____

"SECTION 1. Equality of rights under the law shall not be denied or abridged by the United States or by any State on account of sex.

"SECTION 2. The Congress shall have the power to enforce, by appropriate legislation, the provisions of this article.

"SECTION 3. This amendment shall take effect two years after the date of ratification."

BE IT FURTHER RESOLVED, that certified copies of the foregoing preamble and resolution be immediately forwarded by the Secretary of State of the State of Florida, under the great seal, to the President of the United States, the Secretary of State of the United States, the President of the Senate of the United States, the Speaker of the House of Representatives of the United States, and the Administrator of General Services of the United States.