



# Town of Cutler Bay

Town Hall  
10720 Caribbean Blvd  
Cutler Bay, FL 33189

## Legislation Details (With Text)

<b>File #:</b>	Item # 2019-48	<b>Version:</b>	1	<b>Name:</b>	
<b>Type:</b>	Resolution	<b>Status:</b>	Passed		
<b>File created:</b>	2/15/2019	<b>In control:</b>	Town Council		
<b>On agenda:</b>	2/20/2019	<b>Final action:</b>	2/20/2019		
<b>Title:</b>	A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, REAFFIRMING SUPPORT FOR A STATE BAN ON TEXT MESSAGING WHILE OPERATING A MOTOR VEHICLE; PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE.				
<b>Sponsors:</b>	Tim Meerbott				
<b>Indexes:</b>					
<b>Code sections:</b>					
<b>Attachments:</b>	1. Mayor Memo-Reaffirming Support of Ban on Texting and Driving, 2. Mayor Memo-Attach A-Reso No 09-59 Supporting Ban on Texting and Driving, 3. Resolution-Reaffirming Support for Ban on Texting and Driving				

Date	Ver.	Action By	Action	Result
2/20/2019	1	Town Council	adopted	Pass

## MEMORANDUM

To: Members of the Town Council

From: Mayor Tim Meerbott

Date: February 20, 2018

Re: Reaffirming Support for "Florida Ban on Texting While Driving Law"

### REQUEST

**A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, REAFFIRMING SUPPORT FOR A STATE BAN ON TEXT MESSAGING WHILE OPERATING A MOTOR VEHICLE; PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE.**

### BACKGROUND AND ANALYSIS

In 2009 the Town Council of the Town of Cutler Bay adopted Resolution No. 09-59 supporting legislation to ban text messaging while operating a motor vehicle.

Tens of thousands of motor vehicle fatalities happen each year due to distracted driving caused by text messaging. The Town Council has adopted their 2019 legislative priorities which support a ban on text messaging while operating a motor vehicle.

The State of Florida enacted State Statute 316.305, known as the “Florida Ban on Texting while Driving Law” in 2013 and updated it in 2014. A person may not operate a motor vehicle while manually typing or entering multiple letter, numbers, symbols, or other characters into a wireless communications device or while sending or reading data on such a device for the purpose of nonvoice interpersonal communication, including, but not limited to, communication methods known as texting, e-mailing, and instant messaging.

### **RECOMMENDATION**

It is recommended that the Town Council adopt this Resolution formalizing their support for a ban on text messaging while operating a motor vehicle and directing the Town Clerk to provide a copy of the resolution to the Governor of the State of Florida, the President of the Senate and the Speaker of the House of Representatives and Miami-Dade County members of the Florida Senate and House of Representatives.

### **ATTACHMENTS**

- Attachment “A” - Town Resolution No. 09-59