

1  
2  
3 **RESOLUTION NO. 2013-25**

4 **A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE**  
5 **VILLAGE OF PALMETTO BAY, FLORIDA, SUPPORTING SENATE**  
6 **BILL 294 AND HOUSE BILL 619 RELATING TO CONTROLLED**  
7 **SUBSTANCES; ADDING CERTAIN NEW DRUGS TO THE SCHEDULE**  
8 **I LIST FOR ENFORCEMENT; PROVIDING FOR DISTRIBUTION BY**  
9 **THE VILLAGE CLERK; PROVIDING FOR SEVERABILITY;**  
10 **PROVIDING FOR CONFLICTING RESOLUTIONS; PROVIDING AN**  
11 **EFFECTIVE DATE. [Sponsored by Mayor Shelley Stanczyk].**

12 WHEREAS, the Mayor and Village Council desire to establish their legislative agenda items  
13 and to express their concerns as to State legislative items; and,

14  
15 WHEREAS, the Mayor and Village Council support Senator Bradley with Senate Bill 294,  
16 and Representative Ingraham as to House Bill 619, in their efforts to update the "Controlled  
17 Substances Regulations;" and,

18  
19 WHEREAS, the Bills seek to address the public safety risk of new synthetic substances  
20 being sold and abused in Florida; and,

21  
22 WHEREAS, the Attorney General filed an emergency rule on December 11, 2012, that  
23 schedules several new synthetic cannabinoids, cathinones, and phenethylamines as Schedule I  
24 Controlled substances; and,

25  
26 WHEREAS, this rule is temporary and scheduling will lapse when the rule expires on June  
27 30, 2013, unless enacted by the Legislature as a law; and,

28  
29 WHEREAS, the items identified are chemicals that act as cannabinoid receptor agonists,  
30 chemically, they are not similar, but they are "cannabinoid-like in their activity; or similar to  
31 amphetamines if "cathinone" like; and,

32  
33 WHEREAS, these drugs, per the Attorney General, can cause short term side effects of  
34 increased heart rate, agitation, diminished requirement for sleep, lack of appetite, increased alertness  
35 and awareness, anxiety fits and delusions, and nosebleeds; and,

36  
37 WHEREAS, more serious side effects include muscle spasms,, blood circulation problems,  
38 including increased blood pressure, kidney failure, seizures, muscle damage, loss of bowel control,  
39 hallucinations, aggression, severe paranoia, panic attacks, sharp increase in body temperature, risk of  
40 renal failure and cardiac arrest; and,

41  
42 WHEREAS, the proposed legislative items amend section 893.03, Florida Statutes, adding to  
43 the list of Schedule I controlled substances certain specified materials, compounds, mixtures, or  
44 preparations that contain hallucinogenic substances, or any of their salts, isomers, and salts of

1 isomers, if the existence of such salts, isomers, and salts of isomers is possible within the specific  
2 chemical designation; and,  
3

4 WHEREAS, the Bills amend section 893.135, Florida Statutes, and provide criminal  
5 penalties for a person who knowingly sells, purchases, manufactures, delivers, or brings into this  
6 State, or who is knowingly in actual or constructive possession of a specified quantity of specified  
7 controlled substances; and,  
8

9 WHEREAS, the Bills reenacts section 893.13(1)-(6), Florida Statutes, and section  
10 921.0022(3)(b)-(e), Florida Statutes, relating to prohibited acts involving controlled substances and  
11 the Criminal Punishment Code, respectively, to incorporate the amendments made to s. 893.03,  
12 Florida Statutes, in references thereto; and,  
13

14 WHEREAS, the Mayor and Council in their desire to provide for the public welfare and the  
15 health of our youth support the ongoing war on drugs through Senate Bill 294 and House Bill 619.  
16

17 NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND VILLAGE  
18 COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, AS FOLLOWS:  
19

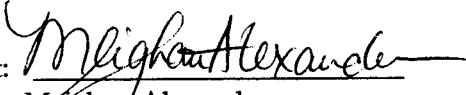
20 Section 1. The foregoing "Whereas" clauses are hereby ratified as true and correct and  
21 are incorporated herein by this reference.  
22

23 Section 2. The Village hereby files its support of the legislative priority of Senator  
24 Bradley with Senate Bill 294, and Representative Ingraham as to House Bill 619, in their efforts to  
25 update the "Controlled Substances Regulations."  
26

27 Section 3. The Village Clerk is authorized to provide executed copies of this resolution  
28 to the Village's lobbyist, and to the Florida Legislature, the Mayor of Miami-Dade County, each  
29 member of the Miami-Dade Board of County Commissioners, as well as each municipal clerk in  
30 Miami-Dade County for the purpose of distributing copies to members of their respective governing  
31 councils.  
32

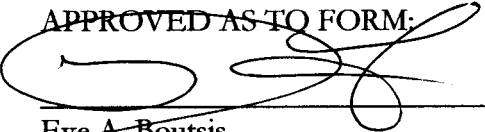
33 Section 4. This resolution shall be effective immediately upon its adoption.  
34

35 PASSED and ADOPTED this 4<sup>th</sup> day of March, 2013.

36  
37 Attest:   
38 Meighan Alexander  
39 Village Clerk  
40

  
Shelley Stanczyk  
Mayor

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21

APPROVED AS TO FORM:  
  
\_\_\_\_\_  
Eve A. Boutsis  
Village Attorney

FINAL VOTE AT ADOPTION:

- Council Member Patrick Fiore YES
- Council Member Tim Schaffer YES
- Council Member Joan Lindsay YES
- Vice-Mayor John DuBois YES
- Mayor Shelley Stanczyk YES