

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, URGING THE FLORIDA LEGISLATURE TO ADOPT HOUSE JOINT RESOLUTION 167 AND THE RELATED HOUSE BILL 169, FILED FOR CONSIDERATION DURING THE 2024 LEGISLATIVE SESSION, WHICH SEEK TO REPEAL THE STATE CONSTITUTION'S OUTDATED DEFINITION OF A LEGAL UNION OF MARRIAGE AND TO REMOVE PROHIBITION ON RECOGNITION OF SAME-SEX MARRIAGES, RESPECTIVELY; AND FURTHER, DIRECTING THE CITY CLERK TO TRANSMIT A COPY OF THIS RESOLUTION TO THE SPEAKER OF THE FLORIDA HOUSE OF REPRESENTATIVES.**

**WHEREAS**, House Joint Resolution 167 ("HJR 167") and House Bill 169 ("HB 169") have been filed for consideration during the Florida Legislature's 2024 session by House Representative Fabian Basabe, and aim to repeal the state constitution's outdated definition of a legal union of marriage and to remove the prohibition on recognition of same-sex marriages; and

**WHEREAS**, the State Constitution, at Article I Section 27, defines marriage as a legal union between only one man and only one woman as husband and wife; and

**WHEREAS**, same-sex marriage was recognized as a constitutionally protected right in 2015, when the United States Supreme Court, in the landmark *Obergefell v. Hodges* decision, granted same-sex couples in all 50 states the fundamental right to marry under the U.S. Constitution; and

**WHEREAS**, it is imperative to ensure that the State Constitution aligns with the principles of equality, non-discrimination, and inclusivity, reflected by the U.S. Supreme Court's legal recognition of same-sex marriage as protected under the U.S. Constitution; and

**WHEREAS**, if adopted, HJR 167 would call for a statewide referendum during the 2024 General Election proposing the removal of language in the Florida Constitution defining marriage as only being between one man and one woman, and HB 169 would effectuate HJR 167 by repealing Section 741.212 of the Florida Statutes, which asserts the same definition and prohibits same-sex marriage.

**NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA**, that the Mayor and City Commission hereby urge the Florida Legislature to adopt House Joint Resolution 176 and the related House Bill 169, filed for consideration during the 2024 Legislative session, which seek to repeal the State Constitution's outdated definition of a legal union of marriage and to remove the prohibition on recognition of same sex marriages, respectively; and further, direct the City Clerk to transmit a copy of this Resolution to the Speaker of the Florida House of Representatives.

**PASSED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2024.

**ATTEST:**

\_\_\_\_\_  
Steven Meiner, Mayor

\_\_\_\_\_  
Rafael E. Granado, City Clerk

(Sponsored by Commissioner Alex J. Fernandez)

APPROVED AS TO  
FORM & LANGUAGE  
& FOR EXECUTION

\_\_\_\_\_  
City Attorney  
FD

1-23-24  
\_\_\_\_\_  
Date