City of Boynton Beach
Agenda Item Request Form

Meeting Date: 05/ 6/2025

Proposed Ordinance No. 25-007- First Reading, An Ordinance of the City of Boynton Beach, Florida, repealing Article XIII, Section 15-134 through 15-137 of Chapter 15 and any amendments thereafter which established and revised the prohibition of conversion therapy on minors in the City of Boynton Beach; providing for conflicts; severability; and an effective date.

Requested Action: Staff recommends approval of Proposed Ordinance No. 25-007, on First Reading.

Explanation of Request: Article XIII of Chapter 15 of the Code of Ordinances of the City of Boynton Beach currently prohibits the practice of conversion therapy on minors. However, the United States Court of Appeals for the Eleventh Circuit, the controlling Federal authority over Florida, in *Otto v. City of Boca Raton*, 981 F.3d 854 (11th Cir. 2020), has provided new guidance regarding local regulation of professional counseling services, and prohibiting such content based regulations as contrary to the First Amendment, which guarantees of Free Speech. Accordingly, the current Ordinance must be repealed.

How will this affect city programs or services? No effect on City programs or services.

Account Line Item and Description: N/A

Fiscal Impact: There is no fiscal impact to the budget for this item.

Attachments:
Ord. 25-007 Repealing_Ordinance_-_Article_XIII_of_Chapter_15_-_Conversion_Therapy_-_Final.docx
Ordinance_Repeal - Conversion Therapy - Business_Impact_Statement.docx
Otto v City of Boca Raton Florida.pdf