

**BROWARD COUNTY ADMINISTRATOR'S
EMERGENCY ORDER 20-16**

WHEREAS, COVID-19, a respiratory illness caused by a virus that spreads rapidly from person to person and may result in serious illness or death, constitutes a clear and present threat to the lives, health, welfare, and safety of the people of Broward County;

WHEREAS, on March 1, 2020, Governor DeSantis declared a Public Health Emergency as a result of COVID-19, and on March 9, 2020, Governor DeSantis issued Executive Order 20-52, declaring a State of Emergency as a result of COVID-19;

WHEREAS, on March 10, 2020, I declared a Local State of Emergency;

WHEREAS, on March 10, 2020, the Broward County Board of County Commissioners authorized me to take any appropriate and necessary action to protect the health and safety of Broward County residents and visitors in connection with COVID19, and other emergency powers, including under the state-approved emergency management plan, had previously been delegated to me (as further outlined below);

WHEREAS, on June 3, 2020, Governor DeSantis issued Executive Order 20-139 permitting pari-mutuel establishments to operate if approved by the applicable County official and the Secretary of the Department of Business and Professional Regulation, subject to written request to the Governor pursuant to Section 1(B) of that order;

WHEREAS, on June 5, 2020, I issued Broward County Emergency Order 20-15 permitting pari-mutuels to propose a Pari-Mutuel Plan and, subject to approval of that plan and operation consistent with that plan, reopen on June 15, 2020; and

WHEREAS, I find that sufficient planning and preparation has been undertaken by local pari-mutuel establishments as demonstrated by the Pari-Mutuel Plans submitted and approved to date such that the reopening date can be advanced to June 12, 2020,

with the additional condition of a required closure in the event of a positive employee COVID-19 test,

NOW, THEREFORE, I, Bertha Henry, the Broward County Administrator, pursuant to my emergency authority under Sections 8-53 and 8-56 of the Broward County Code of Ordinances, as well as the authority granted to me by the Declaration of Emergency issued by Governor DeSantis in Executive Order 20-52, by Chapter 252, Florida Statutes, by the Board of County Commissioners, and by the Broward County Comprehensive Emergency Management Plan, hereby order as follows:

Section 1. Amendment to Emergency Order 20-15

Section 1.C of Emergency Order 20-15 is hereby amended as follows with bold underlined text to indicate additions and strikethrough text to indicate deletions:

“C. Pari-Mutuel Facilities (Effective Date: June 15 12, 2020). . . .

* * *

xvi. Pari-mutuel Facilities, provided such establishments have submitted a reopening and operation plan for COVID-19 mitigation and sanitation (“Pari-Mutuel Plan”) to the County Administrator, received written approval of that Pari-Mutuel Plan from the County Administrator and state approval by the Department of Business and Professional Regulation, and operate in conformance with that approved Pari-Mutuel Plan, **subject to the provisions of this section**. Any proposed material change from the Pari-Mutuel Plan, including any increase in capacity limits, shall require resubmission and new approval of an amended Pari-Mutuel Plan. **In the event of**

a positive COVID-19 test result for any on-site employee or contractor, the establishment shall immediately report the result to the Florida Department of Health, immediately close the establishment, and conduct a deep cleaning and sanitization of the affected portions and all common areas of the establishment per CDC Guidelines, and consistent with any applicable guidance from the Florida Department of Health, before reopening. To the extent the establishment is being utilized by a professional sports team to conduct or host a training, competition, event, or game in accordance with the Governor's Executive Order 20-123, the restrictions of this section or Emergency Order 20-12 do not apply.

Section 2. Applicability; Severability.

This Emergency Order supersedes and replaces any contrary provision in any prior Broward County Emergency Order. Except as superseded, all Broward County Emergency Orders remain in full force and effect. This Emergency Order applies to incorporated and unincorporated areas within Broward County, but has no application outside of Broward County. The provisions of this Emergency Order shall serve as minimum standards, and municipalities within Broward County may establish more stringent standards within their jurisdictions, to the extent permitted by law. Any provision(s) within this Emergency Order that (i) conflict(s) with any state or federal law or constitutional provision, or (ii) conflict(s) with or are superseded by a current or subsequently-issued Executive Order of the Governor or the President of the United

States solely to the extent such Executive Order (a) expressly preempts the substance of this Emergency Order or (b) imposes stricter closures than set forth herein, shall be deemed inapplicable and deemed to be severed from this Emergency Order, with the remainder of the Emergency Order remaining intact and in full force and effect. To the extent application of some or all of the provisions of this Emergency Order is prohibited on the sovereign land of a federally or state recognized sovereign Indian tribe, such application is expressly excluded from this Emergency Order.

Section 3. Effective Date; Duration.

This order shall be effective immediately. This Emergency Order shall expire upon the expiration of the existing State of Local Emergency, as same may be extended by subsequent order or ~~declaration~~ unless earlier terminated by subsequent Emergency Order.



BROWARD COUNTY, FLORIDA

By: Bertha Henry
Bertha Henry
County Administrator

RECEIVED AND FILED in the Records, Taxes and Treasury Division on this 10th day of June, 2020, at 2:25 a.m./p.m.