

**STATE OF FLORIDA  
DIVISION OF EMERGENCY MANAGEMENT**

IN RE: SUSPENSION OF STATUTES  
AND RULES PURSUANT TO EXECUTIVE  
ORDER NUMBER 23-65, RELATING TO  
BROWARD COUNTY FLOODING

DEM ORDER NO. 23-006

**EMERGENCY ORDER**

WHEREAS, on April 13, 2023, Governor DeSantis issued Executive Order 23-65 regarding the Broward County Flooding and declared a state of emergency for Broward County; and

WHEREAS, Section 2 of Executive Order 23-65 designated the Director of the Division of Emergency Management as the State Coordinating Officer for the duration of this emergency and delegated to the State Coordinating Officer the authority to exercise those powers delineated in section 252.36(6)-(12), Florida Statutes; and

WHEREAS, pursuant to Section 2. F. of Executive Order 23-65 and section 252.36(1)(a) and (6)(a), Florida Statutes, Governor DeSantis authorized the State Coordinating Officer to suspend the effect of any statute, rule, or order that would in any way prevent, hinder, or delay any mitigation, response, or recovery action necessary to respond to this emergency; and

WHEREAS, the City of Fort Lauderdale is working tirelessly to provide critical support to the response and recovery effort and to protect those affected by this catastrophic flooding within the city limits; but the local government sustained a substantial amount of damage to its City Hall, which made the building inaccessible; and

WHEREAS, certain provisions of Florida law regarding public meetings require that a quorum be present for the local government to conduct official business; and

WHEREAS, strict compliance with the in-person requirement for establishing quorum could prevent, hinder, or delay necessary action by local government in the City of Fort Lauderdale in coping with the emergency created by the flooding; and

WHEREAS, the City of Fort Lauderdale may need to conduct meetings using teleconferencing or other technological means to cope with the emergency; and

NOW, THEREFORE, I, KEVIN GUTHRIE, pursuant to Section 2 of Executive Order 23-65 and sections 252.36(1)(a) and (6)(a), Florida Statutes, and any other relevant laws, find that strict compliance with the in-person requirement for establishing quorum in section 166.041(4), Florida Statutes, which prescribes the procedures for the conduct of state business, would prevent, hinder, or delay necessary action in coping with the emergency.

Accordingly, pursuant to the authority delegated to me in Executive Order 23-65, section 252.36(1)(a) and (6)(a), Florida Statutes, and any other relevant laws, I hereby suspend the effect of the above-referenced statute only to the extent such statute requires physical presence for a quorum to be established. This Order authorizes the waiver of such requirements only to the extent necessary for the City of Fort Lauderdale's local government located in Broward County to take necessary action in coping with the emergency.

This Order does not waive the requirements for City of Fort Lauderdale to conduct public meetings or to establish a quorum to conduct official business. However, the City of Fort Lauderdale may conduct such public meetings and establish quorum by other means, such as telephonic and video conferencing, as provided in section 120.54(5)(b)2., Florida Statutes. This Order does not waive any requirements for public meetings to be conducted in accordance with the Florida Constitution and Florida's Government in the Sunshine Laws, including chapter 286, Florida Statutes.

This Order is effective immediately and shall expire seven (7) days from the date of this Order.

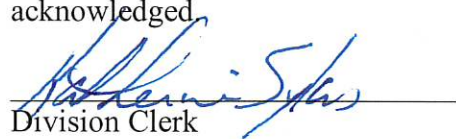
By Order of the State Coordinating Officer executed this 16th day of April, 2023, in Tallahassee, Leon County, Florida.



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Kevin Guthrie  
State Coordinating Officer  
Florida Division of Emergency Management  
2555 Shumard Oak Blvd.  
Tallahassee, Florida 32399

Filed on this date, with the designated Division Clerk, receipt of which is hereby acknowledged.



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Division Clerk

Date: 4/17/2023