

**FLAGLER COUNTY EMERGENCY ORDER NO. 2020-03**

**AN EMERGENCY ORDER OF THE BOARD OF COUNTY COMMISSIONERS DIRECTING INDIVIDUALS ARRIVING THROUGH AIRPORTS OR BY OTHER TRANSPORTATION FROM THE NEW YORK TRI-STATE AREA (CONNECTICUT, NEW JERSEY AND NEW YORK) OR LOUISIANA TO ISOLATE OR QUARANTINE FOR A PERIOD OF FOURTEEN (14) DAYS FROM THE TIME OF ENTRY INTO THE STATE OF FLORIDA**

**WHEREAS**, the Governor issued Executive Orders 20-80, 20-82 and 20-86 for the COVID-19 virus emergency; and

**WHEREAS**, the Executive Orders provide that individuals arriving through airports or by other transportation from the New York Tri-State area (Connecticut, New Jersey and New York) or Louisiana isolate or quarantine themselves for a period of fourteen (14) days from the time of entry into the State of Florida or the duration of the person's presence in the State of Florida, whichever is shorter; and

**WHEREAS**, the Governor's Orders do not apply to persons employed by the airlines and those performing military, emergency or health response; and

**WHEREAS**, pursuant to the Governor's Orders, all persons who are in isolation or quarantine under the Orders are responsible for all costs associated with the person's isolation or quarantine, including transportation, lodging, food, medical care and any other expenses to sustain the person during the period of isolation or quarantine; and

**WHEREAS**, individuals from the New York Tri-State area or Louisiana have traveled or may travel to Flagler County by automobile or through the Flagler Executive Airport; and

**WHEREAS**, based upon the Governor's Orders and the fact findings recited therein, it is apparent that the safety of Flagler County residents could be adversely affected by individuals arriving from the New York Tri-State Area or from Louisiana; and

**WHEREAS**, the County Emergency Management Director, in consultation with health department and other government officials, has determined that enacting and implementing the Governor's Orders as emergency orders of the County will serve the public interest in helping to mitigate the spread of the COVID - 19 virus; and

**WHEREAS**, the County can implement the Governor's Orders by enacting its own emergency order and enforcing it to assist the Department of Health; and

**WHEREAS**, enacting this emergency order directing isolation and quarantine is consistent with Section 381.0012(5), Florida Statutes and with the Governor's intent.

**NOW, THEREFORE,** it is hereby ordered:

**SECTION 1.**

Effective as of March 27, 2020 at 5:00 p.m., any individual from the New York Tri-State area or Louisiana arriving in Flagler County by automobile, or by any other method of motorized transportation or through the Flagler Executive Airport, shall isolate or quarantine themselves for a period of fourteen (14) days from the time of entry into Flagler County, Florida or for the duration of the person's presence in Flagler County, whichever is shorter.

**SECTION 2.**

Any person from the New York Tri-State area or Louisiana who arrived in Flagler County on March 23, 2020 to March 27, 2020 at 5:00 p.m. and is still in Flagler County as of the date of this order shall isolate or quarantine for a period of fourteen (14) days from the date of March 23, 2020 or for the duration of the person's presence in the State of Florida, whichever is shorter.

**SECTION 3.**

This Order shall not apply to those performing military, emergency or health or infrastructure response, or persons involved in any commercial activity.

**SECTION 4.**

All persons isolating or quarantining shall be responsible for all costs associated with the person's isolation and quarantine including transportation, lodging, food, medical care and any other expenses to sustain the person during the period of isolation or quarantine.

**SECTION 5.**

The lodging establishment or any person or entity that is subject to the local Tourist Development Tax (hereafter "lodging facility") shall prepare a continuing report of the names of any individuals from the New York Tri-State area or Louisiana occupying a room within the lodging facility. The report shall identify such individuals upon acceptance of a reservation or at check-in at the lodging establishment or room subject to the Tourist Development Tax. The report shall further include the city and state of origin of such individuals. The lodging facility shall provide its report under oath when requested or directed by the Flagler County Health Department or by Flagler County or State law enforcement. The lodging facility shall provide all guests from the New York Tri-State area or from Louisiana with a copy of this isolation and quarantine order.

**SECTION 6.**

The lodging facility shall advise anyone from the New York Tri-State area or Louisiana who are inquiring about rooms that there is a mandatory self-isolation/quarantine requirement for persons arriving in Flagler County from the New York Tri-State area or Louisiana.

**SECTION 7.**

Individuals arriving and disembarking at the Flagler Executive Airport from the New York Tri-State area or Louisiana shall provide their names, home addresses, and the address they are

occupying in Flagler County to Flagler Executive Airport personnel, or its designated airport representatives. Such information shall be provided to the Flagler County Health Department upon its request. In addition, the Airport or its designated representatives shall furnish each person disembarking who is subject to this Emergency Order with a copy of the Order and the Governor's Executive Orders 20-80, 20-82 and 20 - 86.

#### **SECTION 8.**

The County intends to consider any additional areas designated by the Governor in his Executive Orders as warranting similar requirements to protect against the spread of the COVID - 19 virus to the residents of Flagler County. The County intends to apply the provisions herein to such persons from additionally designated areas that are traveling from such areas into Flagler County. The provisions of this Emergency Order shall apply to such persons and the lodging facilities which serve them, except as the County may otherwise specify in an amendment or supplement to this Emergency Order.

#### **SECTION 9.**

The County shall notify all Flagler County lodging facilities, including all short-term rental companies, of the Governor's Executive Orders 20-80, 20-82, and 20-86, and of this County Emergency Order 2020 - 03.

#### **SECTION 10.**

Any lodging facility or any person subject to this Emergency Order that fails to comply with the provisions of this Emergency Order will be considered in violation and will subject the violators to a second-degree misdemeanor punishable by up to sixty (60) days in jail and/or a fine of up to \$500.00.

#### **SECTION 11.**

Any person from the New York Tri-State area or Louisiana who violates the self-isolation or self-quarantine by failure to remain within the confines of the address within which they are staying for the mandatory length of time can be subject to prosecution under Section 252.50 or Section 381.00315(e), Florida Statutes, which, if convicted, is punishable up to sixty (60) days imprisonment and a fine of not more than \$500.00, or both.

#### **SECTION 12.**

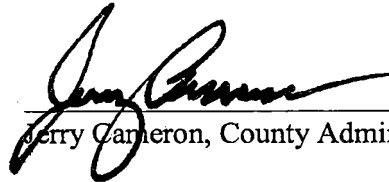
The County is adopting this Emergency Order pursuant to the State Declaration of Emergency and Flagler County's Declaration of Local Emergency and pursuant to Florida Statutes, §381.0016.

#### **SECTION 13.**

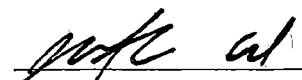
This Emergency Order will take effect upon filing with the Clerk of Courts of Flagler County in accordance with Section 252.46(2), Florida Statutes, and shall remain in effect until

modified or terminated by subsequent order or until the Local State of Emergency for COVID-19 expires or is rescinded.

**DONE AND ORDERED**, this 30<sup>th</sup> day of March 2020.

  
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Jerry Cameron, County Administrator

Concurrence:

  
\_\_\_\_\_  
Jonathan Lord, Emergency Management  
Director

Approved As To Form:

  
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Al Hadeed, County Attorney