

**ORDER OF THE HILLSBOROUGH COUNTY BOARD OF COUNTY  
COMMISSIONERS EXTENDING AND AMENDING THE WEARING OF  
PROTECTIVE FACE COVERINGS ORDER AS PREVIOUSLY AMENDED ON  
JULY 6, 2020**

Upon motion by Commissioner Lesley "Les" Miller, Jr. seconded by  
Commissioner Pat Kemp, the following Executive Order was adopted  
by the Hillsborough County Board of County Commissioners by a vote of 5 to 2;  
Commissioner Ken Hagan and Commissioner Stacy White voting  
NO:

**WHEREAS**, on March 12, 2020, the Hillsborough County Emergency Policy Group issued an Executive Order declaring a local state of emergency for all of Hillsborough County due to the county wide threat from the COVID-19 virus, which order has been continuously extended by the Executive Policy Group as required by law; and

**WHEREAS**, the State of Florida and Hillsborough County are continuing to experience reports of illnesses and persons testing positive for the virus; and

**WHEREAS**, on March 1, 2020 the Governor of the State of Florida issued Executive Order Number 20-51 (EO 20-51), declaring that a public health emergency exists throughout the State of Florida as a result of the spread of the COVID-19 virus; and

**WHEREAS**, on March 9, 2020 the Governor of the State of Florida issued Executive Order Number 20-52, as extended by EO 20-114, declaring that a state of emergency exists throughout the State of Florida as a result of the spread of the COVID-19 virus and its imminent threat to health and welfare of the citizens of Florida; and

**WHEREAS**, on March 17, 2020 the Governor of the State of Florida issued Executive Order Number 20-68, as extended by EO 20-112, placing restrictions on certain businesses and public gathering locations throughout the State of Florida as a result of the spread of the COVID-19 virus and its imminent threat to health and welfare of the citizens of Florida; and

**WHEREAS**, on April 29, 2020 the Governor of the State of Florida issued Executive Order 20-112, as amended by EO 20-114, EO 20-120, and EO 20-123, providing a path to re-opening Florida and promoting business operations and economic recovery by implementing Phase 1: Safe. Smart. Step-by-Step. Plan for Florida's Recovery; and

**WHEREAS**, on June 3, 2020 the Governor of the State of Florida issued Executive Order 20-139, providing a path to re-opening Florida and promoting business operations and economic recovery by implementing Phase 2: Safe. Smart. Step-by-Step. Plan for Florida's Recovery; and

**WHEREAS**, even though the Governor is providing a plan for the re-opening of businesses, as well as recreational and other activities, individuals and businesses have been advised to follow Centers for Disease Control and Prevention ("CDC") guidelines; and

**WHEREAS**, all Executive Orders of the Governor not rescinded or otherwise terminated remain in effect, as modified or amended, and are forecast to remain so for the foreseeable future; and

**WHEREAS**, on June 22, 2020, the Hillsborough County Emergency Policy Group issued an Executive Order requiring the wearing of protective face coverings, which it extended and/or amended at its June 29, 2020, July 6, 2020, July 13, 2020, July 20, 2020 July 27, 2020, and August 3, 2020 meetings; and,

**WHEREAS**, on August 5, 2020 the Board of County Commissioners enacted Hillsborough County Ordinance 20-15, amending Hillsborough County Ordinance 06-13 (Hillsborough County Code of Laws and Ordinances, Part A, Chapter 22, Article II, Sections 22-19 through 22-30); and

**WHEREAS**, Ordinance 20-15 abolished the Hillsborough County Emergency Policy Group and transferred its powers and authority to the Board of County Commissioners, the Board Chair, or designee; and

**WHEREAS**, Ordinance 20-15 preserved in effect the Emergency Policy Group's March 12, 2020 executive order declaring a local state of emergency, as amended and extended, and the Emergency Policy Group's June 22, 2020 executive order mandating face coverings be worn in indoor locations of businesses, with certain exceptions, as amended and extended; and

**WHEREAS**, Ordinance 20-15 authorizes the Board of County Commissioners, Board Chair, or designee to amend, extend, or rescind the executive orders of March 12, 2020, and June 22, 2020; and

**WHEREAS**, on August 6, 2020 the Board of County Commissioners extended the Emergency Policy Group's Executive Order requiring the wearing of protective face coverings; and

**WHEREAS**, the said ongoing threat of COVID-19, poses a serious threat to the health and welfare of the people of Hillsborough County, Florida; and

**WHEREAS**, Hillsborough County is experiencing an increase in both the number of documented COVID-19 cases and the trajectory of positive tests as a percent of total tests; and

**WHEREAS**, Hillsborough County must continue to take emergency action to lessen the spread of COVID-19; and

**WHEREAS**, the CDC has indicated cloth face coverings may slow the spread of the virus and help people who may have the virus and do not know it from transmitting it to others; and

**WHEREAS**, the CDC recommends wearing cloth face coverings in public settings where other social distancing measures are difficult to maintain (but the CDC cautions the following persons should not wear cloth face coverings: children under age 2 and anyone who has trouble breathing, or is unconscious, incapacitated or otherwise unable to remove the mask without assistance); and

**WHEREAS**, on July 21, 2020, the State Surgeon General and State Health Officer issued a Public Health Advisory encouraging the wearing of face coverings for anyone over two years of age, with certain exceptions; and

**WHEREAS**, the Florida Chapter of the American Academy of Pediatrics encourages the wearing of face coverings for students over five years of age while in school, with certain exceptions; and

**WHEREAS**, Chapter 252, Florida Statutes, and Hillsborough County Ordinance 20-15 (Hillsborough County Code of Laws and Ordinances, Part A, Chapter 22, Article II, Sections 22-19 through 22-30, as amended), authorizes the Board of County Commissioners, the Board Chair, or designee to declare a state of local emergency and to take further reasonable action to provide for the health and safety of persons in Hillsborough County; and

**WHEREAS**, this Order shall be valid only so long as the Executive Order of March 12, 2020 declaring a local state of emergency remains in effect.

**NOW THEREFORE, THE BOARD OF COUNTY COMMISSIONERS OF HILLSBOROUGH COUNTY, FLORIDA, IN A MEETING ASSEMBLED THIS 13<sup>th</sup> DAY OF AUGUST 2020, ISSUES THIS ORDER RESOLVING THAT:**

1. The Executive Order of the Emergency Policy Group Requiring the Wearing of Protective Face Coverings of June 22, 2020, as amended and/or extended by the Emergency Policy Group on June 29, 2020, July 6, 2020, July 13, 2020, July 20, 2020, July 20, 2020, July 27, 2020, and August 3, 2020, is hereby extended and will remain in effect throughout the State of Local Emergency declared on March 12, 2020, unless earlier rescinded or amended
2. Paragraph 9 (a) of the EPG face coverings order as amended on July 6, 2020, is amended to read:
  9. Nothing herein shall require the wearing of face coverings by the following persons:
    - (a) Persons under the age of five years; and
3. Paragraph 15 of the EPG face coverings order as amended on July 6, 2020, is amended to read:
  15. This Order is effective immediately for the incorporated and unincorporated areas of Hillsborough County and this Order will remain in effect throughout the State of Local Emergency pursuant to COVID-19 unless earlier rescinded or amended.



EXECUTED this 14th day of August 2020.



Lesley "Les" Miller, Jr.  
Chair, Hillsborough County

Board of County Commissioners

STATE OF FLORIDA )

)

COUNTY OF HILLSBOROUGH )

I, PAT FRANK, Clerk of the Circuit Court and Ex Officio Clerk of the Board of County Commissioners, do hereby certify that the above and foregoing Order is a true and correct copy of the Order adopted by the Board of County Commissioners of Hillsborough County, Florida, in its special meeting of August 13, 2020.

WITNESS my hand and official seal this 14th day of August 2020.

PAT FRANK  
Clerk of Circuit Court



By:   
Deputy Clerk

APPROVED BY THE COUNTY ATTORNEY

BY: Paul D. Johnston  
Approved as to form and legal sufficiency