



**EMERGENCY ORDER NUMBER 22
PALM BEACH COUNTY COVID-19
TANNING, TATTOOING, AND BODY PIERCING**

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 Palm Beach County; and

WHEREAS, on March 9, 2020, Governor Ron DeSantis, issued Executive Order 20-52 declaring a state of emergency for the State of Florida as a result of COVID-19; and

WHEREAS, on March 13, 2020, pursuant to Section 252.38(3)(a)(5), Florida Statutes, Palm Beach County declared a local State of Emergency due to the Coronavirus pandemic, which has since been extended in accordance with applicable law; and

WHEREAS, on March 24, 2020, Governor Ron DeSantis also issued Executive Order 20-83 directing the State Surgeon General and the State Health Officer to issue a public health advisory for senior persons and persons that have a serious underlying medical condition that places them at a high risk of severe illness from COVID-19 to stay at home. Such conditions include, but are not limited to, chronic lung disease or moderate to severe asthma; serious heart conditions; immunocompromised status, including those in cancer treatment; and severe obesity; and

WHEREAS, Governor Ron DeSantis has issued a number of subsequent Executive Orders in response to the COVID-19 pandemic, including Executive Order 20-112, a Phase 1: Safe Smart Step-by-Step Plan for Florida's Recovery, under which the Governor re-opened certain businesses; Executive Order 20-120 which, among other things, served to include Palm Beach County under Phase 1; and Executive Order 20-123, in which the Governor extended and brought all Florida counties into Full Phase 1; and

WHEREAS, the County Administrator pursuant to the authorities cited below has issued various Emergency Orders, including Emergency Order 2020-005, effective April 29, 2020, as amended by Emergency Order 2020-007, effective May 18, 2020, and Emergency Order 2020-011, effective June 11, 2020, providing for the phased restart of boating and marine activities, golf courses, public and private parks, natural areas, tennis courts and community pools; and

WHEREAS, Governor Ron DeSantis in Executive Order 20-131 modified Executive Order 20-123 to allow organized youth activities to operate, including youth sports teams and leagues, youth clubs and programs, child care, summer camps, and youth recreation camps; and

WHEREAS, Palm Beach County experienced a sharp increase in the number of positive cases of COVID-19 in late May, June and July and numerous virus control strategies, including but not limited to, restrictions on business operations and events, facial covering and social distancing mandates, cleaning and hygiene requirements, testing, and public education, were employed to slow the spread of the virus; and

WHEREAS, given the above-mentioned interventions, the necessary plans are in place for the safe reopening of tattooing, body piercing, and tanning establishments, and, as such, Palm Beach County has obtained approval from the Governor's office to reopen said establishments in accordance with the safety guidelines provided by the Florida Department of Health.

NOW, THEREFORE, IT IS HEREBY ORDERED pursuant to Palm Beach County Code Chapter 9, Article II, Section 9-35, as well as the authorities granted to me by Declaration of Emergency issued by Governor DeSantis in Executive Order 20-52, by Chapter 252, Florida Statutes, by the Board of County Commissioners, by the Palm Beach County Comprehensive Emergency Management Plan, and as otherwise provided by law, I hereby order as follows:

1. The foregoing recitals are hereby incorporated herein by reference.
2. This Order applies in all incorporated and unincorporated areas of Palm Beach County.
3. As of the effective date of this order, tattooing, body piercing, and tanning establishments may operate with appropriate safety guidelines as outlined by the Florida Department of Health.
4. The Sheriff of Palm Beach County, other law enforcement agencies including municipal law enforcement agencies, and any other personnel authorized by law, including, but not limited to, the personnel described in Section 9-37 of the Palm Beach County Code of Ordinances, are authorized to enforce this order in accordance with the provisions of Emergency Order 2020-017, and any subsequent amendments thereto.
5. Any provision(s) within this order that conflict(s) with any state or federal law or constitutional provision, or conflict(s) with, or are superseded by, a current or subsequently-issued Executive Order of the Governor or the President of the United States, shall be deemed inapplicable and deemed to be severed from this order, with the remainder of the order remaining intact and in full force and effect. To the extent application of some or all of the provisions of this order is prohibited on the sovereign land of a federally or state recognized sovereign or Indian tribe, such application is expressly excluded from this order. The provisions of this order shall supersede the specific provisions of any previously issued County Emergency Order that is contrary to or in conflict with this order.

- 6. This order shall be effective as of 12:01 a.m. on August 31, 2020. This 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 order.

PALM BEACH COUNTY

**APPROVED AS TO
LEGAL SUFFICIENCY**

By: *Verdenia C. Baker*
County Administrator

By: *Denise Marie Nieman*
County Attorney

Date

**ATTEST
CLERK & COMPTROLLER**

By: _____
Clerk