

**STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

IN RE: WAIVER OF FEES
ASSOCIATED WITH REOPENING
OR RELOCATING BUSINESSES OR
ADDING BRANCH LOCATIONS

EMERGENCY ORDER 2022-04

WHEREAS, Hurricane Ian made landfall on the western Gulf Coast of Florida as a major hurricane and caused significant damage to various counties in the State of Florida;

WHEREAS, Hurricane Ian and the damage it caused poses a significant threat to the entire State of Florida and, as such, requires timely precautions to protect the communities, critical infrastructure, and general welfare of this State;

WHEREAS, the Governor, in recognition of and in response to this emergency, issued Executive Order 2022-218 on September 23, 2022, as amended by Executive Order 2022-219 on September 24, 2022, pursuant to the authority vested in him by Article IV, Section 1(a) of the Florida Constitution, the Emergency Management Act, as amended, and all other applicable laws;

WHEREAS, the Governor, in Executive Order 2022-218, as amended by Executive Order 2022-219, authorized each State agency to suspend the provisions of any regulatory statutes, orders, or rules of that agency if strict compliance with that statute would in any way prevent, hinder, or delay necessary action in coping with this emergency;

NOW, THEREFORE, I, MELANIE S. GRIFFIN, Secretary of Florida's Department of Business and Professional Regulation ("Department"), pursuant to the authority granted by Executive Order 2022-218, as amended by Executive Order 2022-219, find that timely execution of the mitigation, response, and recovery aspects of the State's emergency management plan, as it relates to Hurricane Ian, is negatively impacted by the application of certain regulatory statutes

related to the Department of Business and Professional Regulation. Therefore, I order the following:

- I. Application fees associated with relocating or reopening businesses, including the addition of branch locations regulated by the Department or by any board, commission, or division of the Department, and where such relocation or reopening of the business arises from damages caused by Hurricane Ian and its effects, are hereby waived, provided that the licensee has a pre-existing license in one of the following counties: Alachua, Baker, Bradford, Brevard, Broward, Charlotte, Citrus, Clay, Collier, Desoto, Duval, Flagler, Gilchrist, Glades, Hardee, Hendry, Hernando, Highlands, Hillsborough, Indian River, Lake, Lee, Levy, Manatee, Marion, Martin, Miami-Dade, Monroe, Nassau, Okeechobee, Orange, Osceola, Palm Beach, Pasco, Pinellas, Polk, Putnam, St. Johns, St. Lucie, Sarasota, Seminole, Sumter, Union, and Volusia, and that licensee is reopening their establishment in any Florida county, including the current county of operation if that county is contained in the foregoing list. Only fees assessed by the Department or by any board, commission, or division of the Department are waived for the following license categories:

Real Estate

1. The total relocation fee of \$69, which includes the initial registration fee of \$64 for adding an additional branch to a pre-existing Real Estate branch license for a Corporation, Partnership, Limited Liability Company, or Limited Liability Partnership, pursuant to Rule 61J2-1.011(6)(b), Florida Administrative Code, and section 455.219, Florida Statutes, and the special fee of \$5 to combat unlicensed activity, pursuant to section 455.2281, Florida Statutes; and

2. The total application fee of \$50, which includes the application fee of \$45 for adding a Real Estate School Additional Location to a pre-existing Real Estate School license, pursuant to Rule 61J2-1.011(4)(b), Florida Administrative Code, and section 455.219, Florida Statutes, and the special fee of \$5 to combat unlicensed activity, pursuant to section 455.2281, Florida Statutes.

Talent Agents

3. The location change fee of \$25, pursuant to section 468.404(3), Florida Statutes, for all categories of Talent Agency licenses.

Veterinary

4. The permit fee of \$250, pursuant to section 474.215(1), Florida Statutes, for a Veterinary Premises permit; and
5. The location registration fee of \$25, pursuant to section 474.215(7)(a), Florida Statutes, for a Veterinary Limited Services permit.

Barbers

6. The total relocation fee of \$130, which includes a \$125 transfer fee, pursuant to section 476.184(7), Florida Statutes, and the special fee of \$5 to combat unlicensed activity, pursuant to section 455.2281, Florida Statutes, for all categories of Barbershop licenses.

Cosmetology

7. The total relocation fee of \$95, which includes a \$90 transfer fee, pursuant to section 477.025(7), and the special fee of \$5 to combat unlicensed activity, pursuant to section 455.2281, Florida Statutes, for all categories of Cosmetology Salon licenses.

Drugs, Devices, and Cosmetics

8. The relocation fee of \$100, pursuant to sections 499.012(6)(a) and 499.833(3)(a), Florida Statutes for all categories of Drugs, Devices, and Cosmetics licenses and permits. If an establishment has multiple permits under the same permitted name and address and relocates any or all permitted activities concurrently to the new location, the \$25 fee for additional permits, pursuant to Rule 61N-1.018(4)(f), Florida Administrative Code, is also waived.

Hotels and Restaurants

9. The license application fee of \$50, pursuant to section 509.251(1)(a), Florida Statutes, and Rule 61C-1.008(1), Florida Administrative Code, for public lodging establishment licensees; and
10. The license application fee of \$50, pursuant to section 509.251(2)(a), Florida Statutes, and Rule 61C-1.008(1), Florida Administrative Code, for public food service establishment licensees.

Alcoholic Beverages and Tobacco


11. The change of location fee of \$35, pursuant to section 561.33(1), Florida Statutes, for all Alcoholic Beverages licenses and permits eligible for a change of location;
12. The fee equal to one-fourth of the annual license fee or a flat \$100 fee, whichever is greater, pursuant to section 561.181(3), Florida Statutes, for temporary initial Alcoholic Beverages licenses;
13. The \$100 permit fee, pursuant to section 210.151(3), Florida Statutes, for initial temporary cigarette permits; and

14. The \$25 permit fee assessed pursuant to section 210.405(3), Florida Statutes, for initial temporary permits for other tobacco products.

II. The effective date of this Order shall correspond with the effective date of Executive Order 2022-218, as amended by Executive Order 2022-219, and any amendments, and shall expire on November 22, 2022 unless extended by subsequent order.

Executed this 5th day of October, 2022, in Tallahassee, Leon County, Florida.

FLORIDA DEPARTMENT OF BUSINESS
AND PROFESSIONAL REGULATION



Melanie S. Griffin, Secretary
2601 Blair Stone Road
Tallahassee, Florida 32399

Filed on this date, with
The designated Agency Clerk,
Receipt of which is hereby
acknowledged.



Agency Clerk's Office

Date: 10-5-2022