

**STATE OF FLORIDA  
DIVISION OF EMERGENCY MANAGEMENT**

IN RE: SUSPENSION OF STATUTES                      DEM ORDER NO. 22-007  
AND RULES PURSUANT TO EXECUTIVE  
ORDERS 22-218 AND 22-219,  
MADE NECESSARY BY HURRICANE IAN

**EMERGENCY ORDER**

**WHEREAS**, on September 23, 2022, Governor DeSantis issued Executive Order 22-218 regarding the tropical cyclone that became Hurricane Ian and declared a state of emergency for several counties in Florida’s peninsula and the Florida Keys; and

**WHEREAS**, on September 24, 2022, Governor DeSantis issued Executive Order 22-219, which amended Executive Order 22-218 to declare a state of emergency for the entire State of Florida; and

**WHEREAS**, on September 28, 2022, Hurricane Ian made landfall as a Category 4 Hurricane on Florida’s Southwest coast with sustained winds of approximately 150 miles per hour, inflicting catastrophic storm surge and wind damage in coastal and inland counties before traveling across Florida’s peninsula; and

**WHEREAS**, the scope and scale of the destruction in Southwest Florida is immense and unprecedented, and Hurricane Ian is likely to stand as one of the most destructive storms in U.S. history; and

**WHEREAS**, the effects of Hurricane Ian have had and continue to have a uniquely significant impact in Charlotte, Collier, DeSoto, Hardee, Lee, and Sarasota Counties (the “Affected Counties”); and

**WHEREAS**, county officers in the Affected Counties are working tirelessly to provide critical support to the response and recovery effort and to protect those affected by this catastrophic natural disaster; and

**WHEREAS**, section 218.36, Florida Statutes requires all county officers who receive any expenses or compensation in fees, commissions, or other remuneration to make an annual report to the board of county commissioners and pay into the county general fund all money in excess of the sum to which he or she is entitled within 31 days of the close of the fiscal year; and

**WHEREAS**, strict compliance with the annual reporting and disposition requirements set forth above could prevent, hinder or delay action by some county officers in the Affected Counties necessary to cope with the emergency created by Hurricane Ian; and

**WHEREAS**, Section 2 of Executive Order 22-218 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 sections 252.36(6)-(12), Florida Statutes; and

**WHEREAS**, pursuant to Section 2.F. of Executive Order 22-218 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 cope with this emergency; and

**WHEREAS**, pursuant to Section 4.B. of Executive Order 22-218, as amended by Executive Order 22-219, each state agency may suspend the provisions of any regulatory

statute prescribing the procedures for conduct of state business or the orders or rules of that agency, if strict compliance with the provisions of any such statute, order, or rule would in any way prevent, hinder, or delay necessary action in coping with the emergency.

**NOW, THEREFORE, I, KEVIN GUTHRIE,** pursuant to Executive Order 22-218, as amended by Executive Order 22-219, and sections 252.36(1)(a) and (6)(a), Florida Statutes, and any other relevant laws, find that strict compliance with section 218.36(1)-(3), Florida Statutes, would prevent, hinder, or delay necessary action in coping with the emergency.

Accordingly, pursuant to the authority delegated to me by Executive Order 22-218, as amended by Executive Order 22-219, sections 252.36(1)(a) and (6)(a), Florida Statutes, and any other relevant laws, I hereby suspend the deadlines set forth in section 218.36(1)-(2), Florida Statutes, to the extent necessary to allow each county officer in the Affected Counties to make an annual report and pay into the county general fund all money in excess of the sum to which he or she is entitled by November 30, 2022. This Order authorizes the waiver of the provisions set forth above for county officers in the Affected Counties only to the extent necessary to cope with the emergency. This Order does not waive subsections (3) or (4) of section 218.36, Florida Statutes. Accordingly, a county officer in the Affected Counties who complies with the reporting and payment requirements of section 218.36(1)-(2), Florida Statutes, by November 30, 2022, shall be deemed to be in compliance with section 218.36, Florida Statutes, and may not be the subject of a notification described in section 218.36(3), Florida Statutes, and is exempt from making any report required pursuant to section 116.03, Florida Statutes, in accordance with section 218.36(4), Florida Statutes.

This Order is effective immediately and shall expire on November 30, 2022.

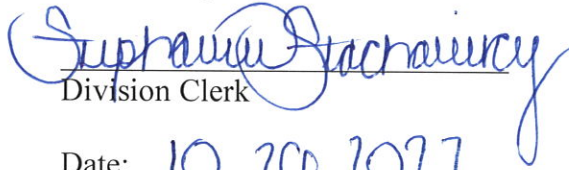
By Order of the State Coordinating Officer executed this 26th day of October, 2022, in Tallahassee, Leon County, Florida.



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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.



Supriya Sachin  
Division Clerk

Date: 10 26 2022