

**STATE OF FLORIDA
FLORIDA ELECTIONS COMMISSION**

In Re: David Rodriguez

Case No.: FEC 24-423

TO: David Rodriguez
530 Wildmer Road SW
Palm Bay, FL 32908

Terese M. Jones, CMC
City of Palm Bay
120 Malabar Road SE
Palm Bay, FL 32907

NOTICE OF HEARING (AUTOMATIC FINE (AF))

A hearing will be held in this case before the Florida Elections Commission on, **April 22, 2026 at 10:00 a.m.**, or as soon thereafter as the parties can be heard, at the following location: via Webinar at: **Registration URL** <https://attendee.gotowebinar.com/register/17181422935246175>, **Webinar ID 325-697-827**.

Failure to appear in accordance with this notice will constitute a waiver of your right to participate in the hearing. Continuances will be granted only upon a showing of good cause.

This hearing will be conducted pursuant to Section 106.25, Florida Statutes, which governs your participation as follows:

If you are the Respondent, you may attend the hearing, and you or your attorney will have *5 minutes* to present your case to the Commission. However, some cases (including those in which consent orders or recommendations for no probable cause are being considered) may be decided by an *en masse* vote and, unless you request to be heard or the Commission requests that your case be considered separately on the day of the hearing, your case will *not* be individually heard.

If you are the Complainant, you may attend the hearing, but you will *not* be permitted to address the Commission. In addition, some cases (including those in which consent orders or recommendations for no probable cause are being considered) may be decided by an *en masse* vote and, unless the Respondent requests to be heard or the Commission requests that the case be considered separately on the day of the hearing, the case will *not* be individually heard.

If you are an Appellant, and you have requested a hearing, you may attend the hearing, and you or your attorney will have *5 minutes* to present your case to the Commission.

Please be advised that both confidential and public cases are scheduled to be heard by the Florida Elections Commission on this date. As an Appellant, Respondent or Complainant in one case, you will *not* be permitted to attend the hearings on other confidential cases.

The Commission will electronically record the meeting. Although the Commission's recording is considered the official record of the hearing, the Respondent may provide, at his own expense, a certified court reporter to also record the hearing.

If you require an accommodation due to a disability, contact Donna Ann Malphurs at (850) 922-4539 or by mail at 107 West Gaines Street, The Collins Building, Suite 224, Tallahassee, Florida 32399, at least 5 days before the hearing.

See further instructions on the reverse side.

Tim Vaccaro

Executive Director
Florida Elections Commission
March 27, 2026

Please refer to the information below for further instructions related to your particular hearing:

If this is a hearing to consider **an appeal from an automatic fine**, the Filing Officer has imposed a fine on you for your failure to file a campaign treasurer's report on the designated due date and, by filing an appeal, you have asked the Commission to consider either (1) that the report was in fact timely filed; or (2) that there were unusual circumstances that excused the failure to file the report timely. You are required to prove your case. If the Commission finds that the report was filed timely or that there were unusual circumstances that excused the failure, it may waive the fine, in whole or in part. The Commission may reduce a fine after considering the factors in Section 106.265, Florida Statutes. If the Commission finds that the report was not timely filed and there were no unusual circumstances, the fine will be upheld.

If this is a hearing to consider a **consent order before a determination of probable cause has been made**, the Commission will decide whether to accept or reject the consent order. If the Commission accepts the consent order, the case will be closed and become public. If the Commission rejects the consent order or does not make a decision to accept or deny the consent order, the case will remain confidential, unless confidentiality has been waived.

If this is a hearing to consider a **consent order after a determination of probable cause has been made**, the Commission will decide whether to accept or reject the consent order. If the Commission accepts the consent order, the case will be closed. If the Commission rejects the consent order or does not make a decision to accept or deny the consent order, the Respondent will be entitled to another hearing to determine if the Respondent committed the violation(s) alleged.

If this is a **probable cause hearing**, the Commission will decide if there is probable cause to believe that the Respondent committed a violation of Florida's election laws. Respondent should be prepared to explain how the staff in its recommendation incorrectly applied the law to the facts of the case. *Respondent may not testify, call others to testify, or introduce any documentary or other evidence at the probable cause hearing.* The Commission will only decide whether Respondent should be *charged* with a violation and, before the Commission determines whether a violation has occurred or a fine should be imposed, Respondent will have an opportunity for another hearing at which evidence may be introduced.

If this is an **informal hearing**, it will be conducted pursuant Sections 120.569 and 120.57(2), Florida Statutes; Chapter 28 and Commission Rule 2B-1.004, Florida Administrative Code. At the hearing, the Commission will decide whether the Respondent committed the violation(s) charged in the Order of Probable Cause. The Respondent will be permitted to testify. However, the Respondent may not call witnesses to testify.

Respondent may argue why the established facts in the Staff Recommendation do not support the violations charged in the Order of Probable Cause. At Respondent's request, the Commission may determine whether Respondent's actions in the case were willful. The Respondent may also address the appropriateness of the recommended fine. If Respondent claims that his limited resources make him unable to pay the statutory fine, *he must provide the Commission with written proof of his financial resources* at the hearing. A financial affidavit form is available from the Commission Clerk.

**FLORIDA ELECTIONS COMMISSION
CASE REPORT
Case Number: FEC-24-423**

NAME: **DAVID RODRIGUEZ**

DATE APPEAL RECEIVED: 11/08/2024

DATE REPORT DUE: 10/11/2024 (2024 S1)

DATE OF HAND DELIVERED RECEIPT: 10/15/2024

DATE FILING OFFICER RECEIVED REPORT: 10/15/2024

NUMBER OF DAYS LATE: 4

AMOUNT OF FINE: **\$452.50**

FINE BASED ON: (..) NUMBER OF DAYS (X) 25% OF RECEIPTS (..) 25% OF EXPENDITURES

TOTAL RECEIPTS FOR REPORTING PERIOD: \$1,810.00

TOTAL EXPENDITURES FOR REPORTING PERIOD: \$1,512.20

DATE OF FIRST NOTIFICATION: 10/15/2024 (Failure to File Email)

SUMMARY: David Rodriguez was a candidate for The City of Palm Bay City Council, Seat 5 in the 2024 elections. Mr. Rodriguez was his own treasurer.

David Rodriguez is appealing the fine, claiming that the state was under a state of emergency for Hurricane Milton. According to Mr. Rodriguez, the city offices were closed, and they also experienced power outages during the time of reporting, which prevented filing electronically. He notes that they have never been late on filing reports. He requests a waiver of the fine due to the circumstances.

- The 2024 S1 Original Report covers the period from 09/01/24-10/04/24; it was due on 10/11/24.
- The 2024 S1 Report shows that it was filed on 10/15/24.
- David Rodriguez reported receiving 3 contributions, while making 9 expenditures.
- The City of Palm Bay City Clerk's office does not have any notes that pertain to David Rodriguez's 2024 S1 report.

PRIOR CASES: NONE.

CANDIDATE [X]	STATE []
PC []	DISTRICT []
CCE []	COUNTY []
POLITICAL PARTY []	CITY [X]

NOTICE OF APPEAL

Office of The

NOV 04 2024

City Clerk

REC'D: ELECTIONS COM
NOV 04 2024 09:53

Name: David Rodriguez
Address: 530 Wildmer Rd SW
Palm Bay, FL 32908
Telephone: 321-367-0006

I am filing this appeal because during the week of filing report 2024 S1, the State was under a state of emergency for Hurricane Milton. City offices were closed on Tuesday through the end of the week followed by the closure for the legal holiday (Columbus Day) on Monday. During that week we had power outages making it difficult to file electronically. Hurricane preparations and post-storm assessments occupied the whole week. I am my treasurer and have never been late on filing reports, the events of the week created a burden, so I ask that the commission please allow for a waiver of the 452.50 fine.

Sincerely,

David Rodriguez





October 16, 2024

David Rodriguez
530 Wildmer Road, SW
Palm Bay, FL 32908

CERTIFIED/RETURN RECEIPT REQUESTED
9589 0710 5270 0695 4930 16

RE: City Council Seat 5 – Campaign Treasurer’s Report, 2024 S1

Dear Mr. Rodriguez:

Your 2024 S1 campaign treasurer’s report, which was due Friday, October 11, 2024, was not filed until October 15, 2024.

Pursuant to Section 106.07(8)(b), Florida Statutes, a fine is to be assessed of \$50 per day for the first three (3) days late and, thereafter, \$500 per day for each late day, not to exceed twenty-five percent (25%) of the total receipts or expenditures, whichever is greater, for the period covered by the late report.

A fine in the amount of \$452.50 is being assessed based on your contributions and is to be paid to my office within 20 days after receipt of this letter. Fines are not allowable campaign expenditures and must be paid from personal funds. If paying by check, please make payment to the “City of Palm Bay”.

Please be advised that my office is required to notify the Florida Elections Commission (FEC) if the fine is not paid within the time frame stated above.

If you wish to appeal the fine, you must submit a notice of appeal to the FEC, and a copy of same to my office, within 20 days of the date of the receipt of this letter (see Rules 2B-1.005, 2B-1.0052 and 2B-1.0055, Florida Administrative Code). The Florida Elections Commission’s address is 107 West Gaines Street, Suite 224, Tallahassee, Florida, 32399-0100.

If you should have any questions, please contact me at (321) 952-3414.

Sincerely,

CITY OF PALM BAY



Terese M. Jones, CMC
City Clerk

/tjl

Legislative Department

120 Malabar Road SE • Palm Bay, FL 32907-3009
Phone: 321.952.3414 • Fax: 321.953.8971
Visit our website: www.palmbayflorida.org

DAVID K...
S30 WILDER RD SW
PALM BAY, FL 32908

ORLANDO FL 328
4 NOV 2024 PM 5



AGENCY CLERK
FLORIDA ELECTIONS COMMISSION
107 WEST GAINES STREET
COLLINS BUILDING
SUITE 224
TALLAHASSEE FL

REC'D: FL ELECTIONS COM
8 NOV 24 PM 3:54
32399-10599
32399-10599

Terri Lefler

From: Terri Lefler
Sent: Wednesday, October 16, 2024 11:59 AM
To: drodriguez.campaign
Cc: Terese Jones
Subject: 2024 S1 Campaign Treasurer's Report - Fine Assessed on Contributions
Attachments: David Rodriguez_Seat 5_2024 S1_Fine Assessed on Contributions.pdf

Good morning, Mr. Rodriguez,

Please see the attached letter pertaining to your 2024 S1 Campaign Treasurer's Report (fine assessed on contributions). The original letter is being sent to you via certified mail.

If you should have any questions, please feel free to contact our office.

Thank you,



Terri Lefler | Deputy City Clerk

Down to Earth And 100% Recycled Paper

☎ 321.952.3414 or ext. 3209

Legislative Department
120 Malabar Road SE, Suite 310
Palm Bay, FL 32907

Fax: 321-953-8971
Email: terri.lefler@pbf.org
Web: www.palmbayflorida.org



October 16, 2024

David Rodriguez
530 Wildmer Road, SW
Palm Bay, FL 32908

CERTIFIED/RETURN RECEIPT REQUESTED
9589 0710 5270 0695 4930 16

RE: City Council Seat 5 – Campaign Treasurer’s Report, 2024 S1

Dear Mr. Rodriguez:

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A fine in the amount of \$452.50 is being assessed based on your contributions and is to be paid to my office within 20 days after receipt of this letter. Fines are not allowable campaign expenditures and must be paid from personal funds. If paying by check, please make payment to the “City of Palm Bay”.

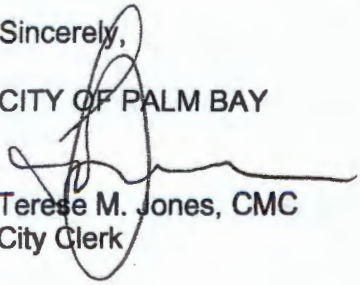
Please be advised that my office is required to notify the Florida Elections Commission (FEC) if the fine is not paid within the time frame stated above.

If you wish to appeal the fine, you must submit a notice of appeal to the FEC, and a copy of same to my office, within 20 days of the date of the receipt of this letter (see Rules 2B-1.005, 2B-1.0052 and 2B-1.0055, Florida Administrative Code). The Florida Elections Commission’s address is 107 West Gaines Street, Suite 224, Tallahassee, Florida, 32399-0100.

If you should have any questions, please contact me at (321) 952-3414.

Sincerely,

CITY OF PALM BAY


Terese M. Jones, CMC
City Clerk

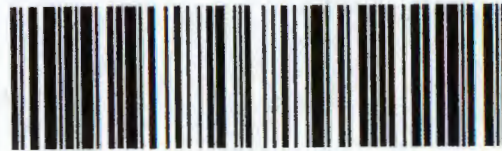
/tjl

Legislative Department



Legislative Department
120 Malabar Road, SE
Palm Bay, Florida 32907

CERTIFIED MAIL[®]



9589 0710 5270 0695 4930 16

David Rodriguez
530 Wildmer Road, SW
Palm Bay, FL 32908

U.S. Postal Service[™]
CERTIFIED MAIL[®] RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com

OFFICIAL USE

Certified Mail Fee \$ _____

Extra Services & Fees (check box, add fee as appropriate)

Return Receipt (hardcopy) \$ _____

Return Receipt (electronic) \$ _____

Certified Mail Restricted Delivery \$ _____

Adult Signature Required \$ _____

Adult Signature Restricted Delivery \$ _____

Postage \$ _____

Total Postage and Fees \$ _____

Postmark
Here

Sent To David Rodriguez

Street and Apt. No., or PO Box No. 530 Wildmer Road SW

City, State, ZIP+4[®] Palm Bay, FL 32908

PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions

9589 0710 5270 0695 4930 16

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

David Rodriguez
530 Wildmer Rd SW
Palm Bay, FL 32908



9590 9402 8641 3244 8856 43

2. Article Number (Transfer from service label)

9589 0710 5270 0695 4930 16

PS Form 3811, July 2020 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature [Signature] Agent Addressee

B. Received by (Printed Name) _____ C. Date of Delivery _____

D. Is delivery address different from item 1? Yes No
If YES, enter delivery address below: _____

3. Service Type

Adult Signature Priority Mail Express[®]

Adult Signature Restricted Delivery Registered Mail[™]

Certified Mail[®] Registered Mail Restricted Delivery

Certified Mail Restricted Delivery Signature Confirmation[™]

Collect on Delivery Signature Confirmation Restricted Delivery

Collect on Delivery Restricted Delivery Insured Mail

Mail Restricted Delivery

Domestic Return Receipt

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For delivery information, visit our website at www.usps.com

OFFICIAL USE

Certified Mail Fee \$ _____

Extra Services & Fees (check box, add fee as appropriate)

Return Receipt (hardcopy) \$ _____

Return Receipt (electronic) \$ _____

Certified Mail Restricted Delivery \$ _____

Adult Signature Required \$ _____

Adult Signature Restricted Delivery \$ _____

Postage \$ _____

Total Postage and Fees \$ _____

10/16/24 TAP

Postmark
Here

\$ 9.64

Sent To David Rodriguez

Street and Apt. No., or PO Box No. 530 Wildmer Rd SW

City, State, ZIP+4[®] Palm Bay, FL 32908

PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions

9589 0710 5270 0695 4929 89

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT
OF THE RETURN ADDRESS, FOLD AT DOTTED LINE

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

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David Rodriguez
530 Wildmer Rd SW
Palm Bay, FL 32908



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2. Article Number (Transfer from service label)

9589 0710 5270 0695 4930 16

PS Form 3811, July 2020 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

- Agent
- Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type

- Adult Signature
- Adult Signature Restricted Delivery
- Certified Mail®
- Certified Mail Restricted Delivery
- Collect on Delivery
- Collect on Delivery Restricted Delivery
- Insured Mail
- Mail Restricted Delivery
- Priority Mail Express®
- Registered Mail™
- Registered Mail Restricted Delivery
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

Domestic Return Receipt

Terri Lefler

From: Terri Lefler
Sent: Tuesday, October 15, 2024 10:35 AM
To: drodriguez.campaign
Cc: Terese Jones
Subject: 2024 S1 Campaign Treasurer's Report - Report Not Received
Attachments: David Rodriguez_Seat 5_2024 S1_Report Not Received.pdf

Good morning, Mr. Rodriguez,

Please see the attached letter pertaining to your 2024 S1 Campaign Treasurer's Report (report not received). The original letter is being sent to you via certified mail.

If you should have any questions, please feel free to contact our office.

Thank you,



Down to Earth. And Up to Great Things.™



Terri Lefler | Deputy City Clerk

☎ 321.952.3414 or ext. 3209

Legislative Department
120 Malabar Road SE, Suite 310
Palm Bay, FL 32907

Fax: 321-953-8971
E-mail: terri.lefler@pbfl.org
Web: www.palmbayflorida.org



October 15, 2024

David Rodriguez
530 Wildmer Road, SW
Palm Bay, FL 32908

CERTIFIED/RETURN RECEIPT REQUESTED
9589 0710 5270 0695 4929 89

RE: City Council Seat 5 – Campaign Treasurer’s Report, 2024 S1

Dear Mr. Rodriguez:

Your campaign treasurer’s report (2024 S1), which was due Friday, October 11, 2024, has not been received.

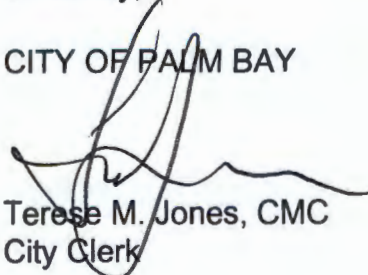
Pursuant to Section 106.07(8)(b), Florida Statutes, a fine is to be assessed of \$50 per day for the first three (3) days late and, thereafter, \$500 per day for each late day, not to exceed twenty-five percent (25%) of the total receipts or expenditures, whichever is greater, for the period covered by the late report.

Once your report is filed, this office will notify you of the specific amount of your fine. Your report is required to be filed within seven (7) days from receipt of this letter. Please disregard this notice if you have filed your report prior to receiving this letter.

If you should have any questions, please contact me at 321-952-3414.

Sincerely,


CITY OF PALM BAY



Terese M. Jones, CMC
City Clerk

/tjl

Legislative Department

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature <input checked="" type="checkbox"/> <i>David Rodriguez</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <i>F. Rodriguez</i></p> <p>C. Date of Delivery <i>10/18/24</i></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>
<p>1. Article Addressed to:</p> <p><i>David Rodriguez 530 Wildmer Rd SW Palm Bay, FL 32908</i></p>	
 9590 9402 8641 3244 8856 12	<p>3. Service Type</p> <p><input type="checkbox"/> Adult Signature <input type="checkbox"/> Priority Mail Express®</p> <p><input type="checkbox"/> Adult Signature Restricted Delivery <input type="checkbox"/> Registered Mail™</p> <p><input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Registered Mail Restricted Delivery</p> <p><input type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Signature Confirmation™</p> <p><input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Signature Confirmation Restricted Delivery</p> <p><input type="checkbox"/> Collect on Delivery Restricted Delivery</p> <p><input type="checkbox"/> Insured Mail</p> <p><input type="checkbox"/> Mail Restricted Delivery (0)</p>
<p>2. Article Number (Transfer from service label)</p> <p>9589 0710 5270 0695 4929 89</p>	
<p>PS Form 3811, July 2020 PSN 7530-02-000-9053</p>	<p>Domestic Return Receipt</p>



Legislative Department
 120 Malabar Road, SE
 Palm Bay, Florida 32907

CERTIFIED MAIL®



9589 0710 5270 0695 4929 89

David Rodriguez
 530 Wildmer Road, SW
 Palm Bay, FL 32908

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OFFICIAL USE

Certified Mail Fee	\$	Postmark Here
Extra Services & Fees (check box, add fee as appropriate)		
<input type="checkbox"/> Return Receipt (hardcopy)	\$	
<input type="checkbox"/> Return Receipt (electronic)	\$	
<input type="checkbox"/> Certified Mail Restricted Delivery	\$	
<input type="checkbox"/> Adult Signature Required	\$	
<input type="checkbox"/> Adult Signature Restricted Delivery	\$	
Postage	\$	
Total Postage and Fees	\$	
Sent To	<i>David Rodriguez</i>	
Street and Apt. No. or PO Box No.	<i>530 Wildmer Rd SW</i>	
City, State, ZIP+4®	<i>Palm Bay, FL 32908</i>	

PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT
OF THE RETURN ADDRESS, FOLD AT DOTTED LINE

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1. Article Addressed to:

David Rodriguez
530 Wildmer Rd SW
Palm Bay, FL 32908



9590 9402 8641 3244 8856 12

2. Article Number (Transfer from service label)

9589 0710 5270 0695 4929 89

PS Form 3811, July 2020 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee

X

B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type
- | | |
|--|---|
| <input type="checkbox"/> Adult Signature | <input type="checkbox"/> Priority Mail Express® |
| <input type="checkbox"/> Adult Signature Restricted Delivery | <input type="checkbox"/> Registered Mail™ |
| <input checked="" type="checkbox"/> Certified Mail® | <input type="checkbox"/> Registered Mail Restricted Delivery |
| <input type="checkbox"/> Certified Mail Restricted Delivery | <input type="checkbox"/> Signature Confirmation™ |
| <input type="checkbox"/> Collect on Delivery | <input type="checkbox"/> Signature Confirmation Restricted Delivery |
| <input type="checkbox"/> Collect on Delivery Restricted Delivery | |
| <input type="checkbox"/> Insured Mail | |
| <input type="checkbox"/> Mail Restricted Delivery | |

Domestic Return Receipt

CAMPAIGN TREASURER'S REPORT SUMMARY

(1) DAVID RODRIGUEZ
Name

(2) 530 WILDMER RD SW
Address (number and street)

PALM BAY, FL. 32908
City, State, Zip Code

OFFICE USE ONLY
Office of The
OCT 15 2024
City Clerk

Check here if address has changed

(3) ID Number: _____

(4) Check appropriate box(es):

Candidate Office Sought: SEAT 5

Political Committee (PC)

Electioneering Communications Org. (ECO)

Party Executive Committee (PTY)

Independent Expenditure (IE) (also covers an individual making electioneering communications)

Check here if PC or ECO has disbanded

Check here if PTY has disbanded

Check here if no other IE or EC reports will be filed

(5) Report Identifiers

Cover Period: From 09 / 01 / 24 To 10 / 04 / 24 Report Type: 2024 S1

Original

Amendment

Special Election Report

(6) Contributions This Report

Cash & Checks \$, 1 , 050 . 00

Loans \$, , 760 . 00

Total Monetary \$, 1 , 810 . 00

In-Kind \$ 0 , 0 , 0 . 0

(7) Expenditures This Report

Monetary Expenditures \$, 1 , 512 . 20

Transfers to Office Account \$, , .

Total Monetary \$, 1 , 512 . 20

(8) Other Distributions ~~\$, 105 . 80~~

(9) TOTAL Monetary Contributions To Date

\$, 2 , 050 . 00

(10) TOTAL Monetary Expenditures To Date


\$, 1 , 705 . 80

(11) Certification

It is a first degree misdemeanor for any person to falsify a public record (ss. 839.13, F.S.)

I certify that I have examined this report and it is true, correct, and complete:

(Type name) DAVID RODRIGUEZ
 Individual (only for IE or electioneering comm.) Treasurer Deputy Treasurer

X 
Signature

(Type name) DAVID RODRIGUEZ
 Candidate Chairperson (only for PC and PTY)

X 
Signature

CAMPAIGN TREASURER'S REPORT - ITEMIZED CONTRIBUTIONS

(1) Name DAVID RODRIGUEZ (2) I.D. Number _____

(3) Cover Period 09 / 01 / 24 through 10 / 04 / 24 (4) Page 1 of 1

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Contributor Type Occupation	(9) Contribution Type	(10) In-kind Description	(11) Amendment	(12) Amount
09 / 10 / 24 1	BREVARD DEMOCRATIC EXECUTIVE COMM. 2955 PINEDA PLAZA NW SUITE 123 MELBOURNE FL 32940	P POLITICAL PARTY	CHE			1000-
09 / 17 / 24 2	HENRY, ROBERT 385 HERBISCUS BLVD MERRITT ISLAND, FL 32952	I RETIRED FIREFIGHTER FLIGHT ATTENDANT	CHE			50-
10 / 02 / 24 3	RODRIGUEZ, DAVID 530 WILDMERD SW PALM BAY, FL 32908	S FLIGHT ATTENDANT	LOA			760-
/ /						
/ /						
/ /						
/ /						

CAMPAIGN TREASURER'S REPORT – ITEMIZED EXPENDITURES

(1) Name DAVID RODRIGUEZ

(2) I.D. Number _____

(3) Cover Period 09/01/24 through 10/09/24

(4) Page 1 of 2

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Purpose (add office sought if contribution to a candidate)	(9) Expenditure Type	(10) Amendment	(11) Amount
(6) Sequence Number					
09/04/24	VISTA PRINT ONLINE	DOOR HANGERS	CAN		259.45
1					
09/04/24	VISTA PRINT ONLINE	CANDIDATE INFO CARDS	CAN		116.61
2					
09/05/24	PACKEZE ONLINE	YARD SIGNS	CAN		320.99
3					
09/06/24	CUSTOM LANYARD ONLINE	WRIST BANDS	CAN		90.99
4					
09/06/24	OFFICE DEPOT 820 PALM BAY RD PALM BAY, FL	FLYERS	CAN		76.24
5					
09/10/24	SIGNS ONLINE	WINDOW DECALS	CAN		67.99
6					
09/17/24	CUSTOM LANYARD ONLINE	CORRECTED WRISTBANDS	CAN		52.70
7					
09/19/24	VISTA PRINT ONLINE	DOOR HANGERS	CAN		132.67
8					

CAMPAIGN TREASURER'S REPORT – ITEMIZED EXPENDITURES

(1) Name DAVIA RODRIGUEZ

(2) I.D. Number _____

(3) Cover Period 09 / 01 / 24 through 10 / 04 / 24

(4) Page 2 of 2

(5) Date	(7) Full Name (Last, Suffix, First, Middle) Street Address & City, State, Zip Code	(8) Purpose (add office sought if contribution to a candidate)	(9) Expenditure Type	(10) Amendment	(11) Amount
09/19/24	WISDOM DECALS 1124 WOODSMERE PKWY ROCKLEDGE, FL. 32955	4x4 CAMPAIGN SIGNS	CAN		394.56
9					
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CAMPAIGN TREASURER REPORT CHECKLIST

2024 Special Election – Seat 5 (November 5, 2024)

	Due Wed, 4/10/24 2024 Q1 01/01/24–03/31/24	Due Wed, 7/10/24 2024 Q2 04/01/24-06/30/24	Due Tue, 9/10/24 2024 Q3 07/01/24-08/31/24	Due Fri, 10/11/24 2024 S1 09/01/24-10/04/24	Due Fri, 10/25/24 2024 S2 10/05/24-10/18/24	Due Fri, 11/1/24 2024 S3 10/19/24-10/31-24	2024 TR
SEAT 5							
David Rodriguez PQ=06/11/24	N/A	Submitted 07-10-24	Submitted 09-10-24	Submitted 10-15-24	Submitted 10-24-24	Submitted 10-29-24	TR DUE 02-03-25

Filing
History

**APPOINTMENT OF CAMPAIGN TREASURER
AND DESIGNATION OF CAMPAIGN
DEPOSITORY FOR CANDIDATES**
(Section 106.021(1), F.S.)

(PLEASE PRINT OR TYPE)

Office of The

JUN 11 2024

City Clerk

JUN 11 PM 4:04

NOTE: This form must be on file with the filing officer before opening the campaign account.

OFFICE USE ONLY

1. CHECK APPROPRIATE BOX(ES):

Initial Filing of Form Re-filing to Change: Treasurer/Deputy Depository Office Party

2. Name of Candidate (in this order: First, Middle, Last):
(Please Print or Type Name)

DAVID RODRIGUEZ

3. Address (include PO Box or Street, City, State, Zip Code):

530 WILDMER RD SW
PALM BAY, FL. 32908

4. Telephone:

(321) 367-0006

5. Candidate's Voter Registration #:

(not required for qualifying purposes)

6. Email Address:

droduiguez.campaign@gmail.com

7. Office Sought (include district, circuit, group, or seat #):

SEAT 5

8. If a candidate for a nonpartisan office, check the box if applicable:

I intend to run as a Write-In Candidate.

9. If a candidate for partisan office, check the box and fill in the name of the party as applicable: I intend to run as a

Write-In Candidate. No Party Affiliation Candidate. _____ Party candidate.

10. I have appointed the following person to act as my:

Campaign Treasurer

Deputy Treasurer

11. Name of Treasurer or Deputy Treasurer:

DAVID RODRIGUEZ

12. Telephone:

(321) 367-0006

13. Email Address:

droduiguez.campaign@gmail.com

14. Mailing Address:

530 WILDMER RD SW

15. City:

PALM BAY

16. State:

FL

17. Zip Code:

32908

18. I have designated the following bank as my (check appropriate box): Primary Depository Secondary Depository

19. Name of Bank:

TRUIST

20. Address:

175 PALM BAY RD NE

21. City:

WEST MELBOURNE

22. County:

BREVARD

23. State:

FL

24. Zip Code:

32904

UNDER PENALTIES OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING FORM FOR THE APPOINTMENT OF THE CAMPAIGN TREASURER AND DESIGNATION OF THE CAMPAIGN DEPOSITORY AND THAT THE FACTS STATED IN IT ARE TRUE.

25. Date:

06/07/24

26. Signature of Candidate:

X

27. Treasurer's Acceptance of Appointment (fill in the blanks and check the appropriate box)

I, DAVID RODRIGUEZ do hereby accept the appointment designated above as:
(Please Print or Type Name)

Campaign Treasurer.

Deputy Treasurer.

28. Date:

06/07/24

29. Signature of Campaign Treasurer or Deputy Treasurer

X

CITY OF PALM BAY

2024 CALENDAR OF REPORTING DATES

SPECIAL ELECTION – NOVEMBER 5, 2024

!!!!SEAT 5 FILING ONLY!!!!

Cover Period	Report Code	Due Date
01/01/24 – 03/31/24	2024 Q1	Wed 04/10/24
04/01/24 – 06/30/24	2024 Q2	Wed 07/10/24
07/01/24 – 08/31/24	2024 Q3	Tue 09/10/24
09/01/24 – 10/04/24	2024 S1	Fri 10/11/24
10/05/24 – 10/18/24	2024 S2	Fri 10/25/24
10/19/24 – 10/31/24	2024 S3	Fri 11/01/24

Termination Reports

Cover Period	Report Code	Due Date
After June Qualifying	TR	Thur 09/12/24
General Election	TR	Mon 02/03/25

Candidates must file their reports with the Office of the City Clerk and can be filed in person, via USPS or via email to terri.lefler@pbfl.org.

Campaign reporting forms (listed below) are available on the Florida Division of Elections website (<https://dos.myflorida.com/elections/forms-publications/forms/>):

- ❖ DS-DE 12: Campaign Treasurer's Report – Summary
- ❖ DS-DE 13: Campaign Treasurer's Report – Itemized Contributions
- ❖ DS-DE 14: Campaign Treasurer's Report – Itemized Expenditures
- ❖ DS-DE 87: Waiver of Report

F.S. 106.07 Reports; certification and filing.

(1) Each campaign treasurer designated by a candidate or political committee pursuant to s. 106.021 shall file regular reports of all contributions received, and all expenditures made, by or on behalf of such candidate...

City of Palm Bay, Florida
2024 Calendar of Reporting Dates (Special Election)
Page 2 of 2

(2)(a)1. ...reports shall be filed not later than 5 p.m. of the day designated; however, any report postmarked by the United States Postal Service no later than midnight of the day designated is deemed to have been filed in a timely manner...

(8)(a) Any candidate or political committee failing to file a report on the designated due date is subject to a fine as provided in paragraph (b) for each late day, and, in the case of a candidate, such fine shall be paid only from personal funds of the candidate. The fine shall be assessed by the filing officer...

(8)(b) ...The fine is \$50 per day for the first 3 days late and, thereafter, \$500 per day for each late day, not to exceed 25 percent of the total receipts or expenditures, whichever is greater, for the period covered by the late report. However, for the reports immediately preceding each special primary election, special election, primary election, and general election, the fine is \$500 per day for each late day, not to exceed 25 percent of the total receipts or expenditures, whichever is greater, for the period covered by the late report...

Terri Lefler

From: Terri Lefler
Sent: Friday, October 4, 2024 1:06 PM
To: Christina Costellic; David Rodriguez; Eduardo Macaya & Danielle Lamboy; Jimmy Backus; Mike Spencer Jaffe; Paul D. Galbreath II
Cc: Terese Jones
Subject: Special Election Campaign Treasurer Reports Due - 10/11/24

Tracking:

Recipient

Delivery

Terese Jones	Delivered: 10/4/2024 1:06 PM
Christina Costellic	
David Rodriguez	
Eduardo Macaya & Danielle Lamboy	
Jimmy Backus	
Mike Spencer Jaffe	
Paul D. Galbreath II	

Just a friendly reminder...

Your campaign treasurer report is due **Friday, October 11, 2024**, for the reporting period covering September 1, 2024, through October 4, 2024. The report type is 2024 S1. If the report is delivered in person, it will be due by 5:00 P.M.; otherwise, if the report is submitted by email, it will be due no later than midnight.

PLEASE NOTE:

- If you have not received or expended any funds during the current reporting period, a Waiver of Report (DS-DE 87) can be filed.
- The Candidate and Campaign Treasurer Handbook is provided on the Publications page on the Division of Elections website at <https://files.floridados.gov/media/706923/candidate-and-campaign-treasurer-handbook-2024.pdf>.

The most common campaign reporting forms are listed below, which are available on the Florida Division of Elections website (<https://dos.fl.gov/elections/forms-publications/forms/>):

- DS-DE 12: Campaign Treasurer's Report – Summary
(<https://files.floridados.gov/media/693241/dsde12.pdf>)
- DS-DE 13: Campaign Treasurer's Report – Itemized Contributions
(<https://files.floridados.gov/media/693243/dsde13.pdf>)
- DS-DE 14: Campaign Treasurer's Report – Itemized Expenditures
(<https://files.floridados.gov/media/693244/dsde14.pdf>)
- DS-DE 87: Waiver of Report (<https://files.floridados.gov/media/707058/dsde87-waiver-oct-2023.pdf>)

If you have already submitted your 2024 S1 Report, please disregard this reminder.

Thank you and have a great weekend!

STATE OF FLORIDA

OFFICE OF THE GOVERNOR EXECUTIVE ORDER NUMBER 24-264

(Emergency Management – Extension of Executive Order 24-214 – Hurricane Milton)

WHEREAS, on October 5, 2024, I issued Executive Order 24-214, declaring a state of emergency for thirty-five counties due to the severe weather, heavy rainfall, flash flooding, river flooding, and gusty winds caused by Tropical Storm Milton; and

WHEREAS, on October 6, 2024, I issued Executive Order 24-215, which amended Executive Order 24-214, and extended the state of emergency to fifty-one counties; and

WHEREAS, the tropical system surged from a tropical storm to a category 5 hurricane in less than twenty four hours on its trajectory in the Gulf of Mexico; and

WHEREAS, on October 9, 2024, Hurricane Milton made landfall as a dangerous category 3 hurricane along Florida’s Gulf Coast near Siesta Key, about five miles west of Sarasota; and

WHEREAS, the affected areas are still recovering from the damage caused by Hurricane Milton; and

WHEREAS, Executive Order 24-214, as amended by Executive Orders 24-215 and 24-234, expires on December 4, 2024, unless extended; and

WHEREAS, an extension of Executive Order 24-214 is necessary because recovery efforts and those affected by this disaster require the continued support of the State of Florida.

NOW, THEREFORE, I, RON DESANTIS, as Governor of Florida, by virtue of the authority vested in me by Article IV, Section 1(a) of the Florida Constitution and by the Florida Emergency Management Act, as amended, and all other applicable laws, promulgate the following Executive Order to take immediate effect:

Section 1. The state of emergency and all provisions of Executive Order 24-214 are renewed for sixty (60) days following the date of this Executive Order.

Section 2. This Executive Order will not extend the amendments and accommodations made by Executive Order 24-234 which are now moot.

Section 3. Except as amended herein, Executive Order 24-214, as amended by Executive Order 24-215, is ratified and reaffirmed.

Section 4. This Executive Order is effective immediately.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 3rd day of December, 2024.



RON DESANTIS, GOVERNOR

ATTEST:



SECRETARY OF STATE

DEPARTMENT OF STATE
TALLAHASSEE, FL
2024 DEC -3 PM 4:19

FILED

STATE OF FLORIDA

OFFICE OF THE GOVERNOR EXECUTIVE ORDER NUMBER 24-214 (Emergency Management – Tropical Storm Milton)

WHEREAS, on October 5, 2024, showers and thunderstorms associated with an area of low pressure located over the southwestern Gulf of Mexico have gradually become better organized, and the storm is now identified as Tropical Storm Milton; and

WHEREAS, atmospheric and oceanic conditions are anticipated to support rapid intensification over the Gulf of Mexico, and Tropical Storm Milton is forecast to become a hurricane by early Monday; and

WHEREAS, this system could become a major hurricane near or at landfall along the West Florida Coast by the middle of next week; and

WHEREAS, there is an increasing risk of life-threatening storm surge and wind impacts for portions of the western Florida Peninsula beginning as soon as later Tuesday and Wednesday; and

WHEREAS, areas of heavy rainfall will impact portions of Florida well ahead of the tropical system, impacting Florida Gulf Coast communities still recovering from recent Major Hurricane Helene; and

WHEREAS, current computer modeling shows rainfall predictions of four to eight inches across the Florida Peninsula, with locally higher amounts in excess of eight to twelve inches possible; and

WHEREAS, much of Florida has recorded above normal rainfall over the past thirty days; North Florida has experienced rainfall totals of six to twelve inches above normal, with portions

of the eastern Florida Panhandle measuring fifteen to twenty inches above normal for this time of year; and

WHEREAS, this level of soil saturation will likely lead to a more rapid onset to flash, urban, and riverine flooding through next week; and

WHEREAS, heavy rainfall, flooding, and gusty winds will cause power outages due to downed trees and powerlines due to the already vulnerable state of Florida's vegetation and coastal infrastructure; and

WHEREAS, the consequences of these impacts could damage the operational capability of critical infrastructure including major interstates and roadways, bridges, airports, schools, hospitals, power grids, in addition to prolonging recovery efforts from Major Hurricane Helene; and

WHEREAS, as Governor of Florida, I am responsible to meet the dangers presented to the State of Florida and its people by this emergency.

NOW, THEREFORE, I, RON DESANTIS, as Governor of Florida, by virtue of the authority vested in me by Article IV, Section 1(a) of the Florida Constitution and by the Florida Emergency Management Act, as amended, and all other applicable laws, promulgate the following Executive Order, to take immediate effect:

Section 1. Because of the foregoing conditions, which are projected to constitute a major disaster, I declare that a state of emergency exists in Brevard, Broward, Charlotte, Citrus, Collier, DeSoto, Flagler, Glades, Hardee, Hendry, Hernando, Highlands, Hillsborough, Indian River, Lake, Lee, Manatee, Marion, Martin, Miami-Dade, Monroe, Okeechobee, Orange, Osceola, Palm Beach, Pasco, Pinellas, Polk, Putnam, Sarasota, Seminole, St. Johns, St. Lucie, Sumter, and Volusia counties.

Section 2. I designate the Executive Director of the Division of Emergency Management (“Director”) as the State Coordinating Officer for the duration of this emergency and direct him to execute the State’s Comprehensive Emergency Management Plan and other response, recovery, and mitigation plans necessary to cope with the emergency, including any logistical, rescue or evacuation operations. Pursuant to section 252.36(1)(a), Florida Statutes, I delegate to the State Coordinating Officer the authority to exercise those powers delineated in sections 252.36(6)-(12), Florida Statutes, which he shall exercise as needed to meet this emergency, subject to the limitations of section 252.33, Florida Statutes. In exercising the powers delegated by this Executive Order, the State Coordinating Officer shall confer with the Governor to the fullest extent practicable. It is further ordered that the requirements of sections 943.13 and 943.131, Florida Statutes, as they may be applicable to the State Coordinating Officer, shall be waived for the duration of this emergency. The State Coordinating Officer shall not have the authority to suspend or limit the sale, dispensing, or transportation of firearms pursuant to section 252.36(6)(h), Florida Statutes. The State Coordinating Officer shall also have the authority to:

A. Invoke and administer the Emergency Management Assistance Compact (“EMAC”) (sections 252.921-252.9335, Florida Statutes) and other compacts and agreements existing between the State of Florida and other states, and the further authority to coordinate the allocation of resources from such other states that are made available to Florida under such compacts and agreements so as to best meet this emergency.

B. Seek direct assistance and enter into agreements with any and all agencies of the federal government as may be needed to meet this emergency.

C. Direct all state, regional, and local governmental agencies, including law enforcement agencies, to identify personnel needed from those agencies to assist in meeting the response, recovery, and mitigation needs created by this emergency, and to place all such personnel

under the direct command and coordination of the State Coordinating Officer to meet this emergency.

D. Direct the actions of any state agency as necessary to implement the Federal Emergency Management Agency's National Disaster Recovery Framework.

E. Designate Deputy State Coordinating Officers and Deputy State Disaster Recovery Coordinators, as necessary.

F. 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. In accordance with section 252.3611(1), Florida Statutes, any such order, declaration, or other action shall specify each statute or rule being amended or waived, if applicable, and the expiration date for the order or action.

G. Enter orders as may be needed to implement any of the foregoing powers; however, the requirements of sections 252.46 and 120.54(4), Florida Statutes, do not apply to any such orders issued by the State Coordinating Officer. No such order shall remain in effect beyond the expiration of this Executive Order, including any extension thereof.

H. Direct all state, regional, and local governmental agencies, including law enforcement agencies, to allow Floridians to return to their properties when it is reasonably safe to do so.

Section 3. I order the Adjutant General to activate the Florida National Guard, as needed, to deal with this emergency. I further order the Director of the Florida State Guard to activate the Florida State Guard, as needed, to respond to this emergency.

Section 4. I find that the special duties and responsibilities resting upon some state, regional, and local agencies and other governmental bodies in responding to this emergency may

require them to suspend or waive certain statutes, rules, ordinances, and orders they administer.

Therefore, I issue the following authorizations:

A. Pursuant to section 252.36(6)(a), Florida Statutes, the Executive Office of the Governor may suspend all statutes and rules affecting budgeting to the extent necessary to provide budget authority for state agencies to cope with this emergency. The requirements of sections 252.46 and 120.54(4), Florida Statutes, do not apply to any such suspension issued by the Executive Office of the Governor. No such suspension shall remain in effect beyond the expiration of this Executive Order, including any extension thereof.

B. 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. This includes, but is not limited to, the authority to suspend any and all statutes, rules, ordinances, or orders which affect leasing, printing, purchasing, travel, and the condition of employment and the compensation of employees. In accordance with section 252.3611(1), Florida Statutes, any agency order, declaration, or other action suspending a statute or rule shall specify each statute or rule being amended or waived, if applicable, and the expiration date for the order or action. The requirements of sections 252.46 and 120.54(4), Florida Statutes, shall not apply to any such suspension issued by a state agency. No such suspension shall remain in effect beyond the expiration of this Executive Order, including any extension thereof.

C. In accordance with section 252.38(3), Florida Statutes, each political subdivision within the State of Florida may waive the procedures and formalities otherwise required of the political subdivision by law pertaining to:

1) Performance of public work and taking whatever prudent action is necessary to ensure the health, safety, and welfare of the community;

2) Following local procurement and contracting policies;

3) Entering into contracts; however, political subdivisions are cautioned against entering into time and materials contracts without a ceiling as defined by 2 CFR 200.318(j) or cost plus a percentage of cost contracts prohibited by 2 CFR 200.324(d);

4) Incurring obligations;

5) Employment of permanent and temporary workers;

6) Utilization of volunteer workers;

7) Rental of equipment;

8) Acquisition and distribution, with or without compensation, of supplies, materials, and facilities; and

9) Appropriation and expenditure of public funds.

D. All agencies whose employees are certified as disaster service volunteers within the meaning of section 110.120(2)(d), Florida Statutes, may, in accordance with section 110.120(3), Florida Statutes, release any such employees for such service as requested by the employee to meet this emergency.

E. The Secretary of the Florida Department of Transportation (DOT) may:

1) Waive the collection of tolls and other fees and charges for the use of the Turnpike and other public highways, to the extent such waiver may be needed to provide emergency assistance or facilitate the evacuation of the affected counties;

2) Manage the flow of traffic or close any and all roads, highways, and portions of highways as may be needed for the safe and efficient transportation of evacuees to those counties

that the State Coordinating Officer may designate as destination counties for evacuees in this emergency;

3) Suspend enforcement of the registration requirements pursuant to section 316.545(4), Florida Statutes, for commercial motor vehicles that enter Florida to provide emergency services or supplies, to transport emergency equipment, supplies or personnel, or to transport FEMA mobile homes or office style mobile homes into or from Florida;

4) Waive by special permit the warning signal requirements in the Utility Accommodations Manual to accommodate public utility companies from other jurisdictions which render assistance in restoring vital services; and

5) Waive the size and weight restrictions for divisible loads on any vehicles transporting emergency equipment, services, supplies, and agricultural commodities and citrus as recommended by the Commissioner of Agriculture, allowing the establishment of alternate size and weight restrictions for all such vehicles for the duration of the emergency. The DOT shall issue permits and such vehicles shall be subject to such special conditions as the DOT may endorse on any such permits.

Nothing in this Executive Order shall be construed to allow any vehicle to exceed weight limits posted for bridges and like structures, or relieve any vehicle or the carrier, owner, or driver of any vehicle from compliance with any restrictions other than those specified in this Executive Order, or from any statute, rule, order, or other legal requirement not specifically waived or suspended herein or by supplemental order by the State Coordinating Officer.

F. The Executive Director of the Department of Highway Safety and Motor Vehicles (DHSMV) may:

1) Suspend enforcement of the registration requirements pursuant to sections 316.545(4) and 320.0715, Florida Statutes, for commercial motor vehicles that enter Florida to

provide emergency services or supplies, to transport emergency equipment, supplies or personnel, or to transport FEMA mobile homes or office style mobile homes into or from Florida;

2) Waive the hours-of-service requirements for such vehicles;

3) Suspend the enforcement of the licensing and registration requirements under the International Fuel Tax Agreement (IFTA) pursuant to chapter 207, Florida Statutes, and the International Registration Plan (IRP) pursuant to section 320.0715, Florida Statutes, for motor carriers or drivers operating commercial motor vehicles that are properly registered in other jurisdictions and that are participating in emergency relief efforts through the transportation of equipment and supplies or providing other assistance in the form of emergency services;

4) Waive fees for duplicate or replacement vessel registration certificates, vessel title certificates, vehicle license plates, vehicle registration certificates, vehicle tag certificates, vehicle title certificates, handicapped parking permits, replacement drivers' licenses, and replacement identification cards and to waive the additional fees for the late renewal of or application for such licenses, certificates, and documents due to the effects of adverse weather conditions; and

5) Defer administrative actions and waive fees imposed by law for the late renewal or application for the above licenses, certificates, and documents, which were delayed due to the effects of adverse weather conditions, including in counties wherein the DHSMV has closed offices, or any office of the County Tax Collector that acts on behalf of the DHSMV to process renewals has closed offices due to adverse weather conditions. Recordkeeping and other applicable requirements for existing IFTA and IRP licensees and registrants are not affected by this Executive Order. The DHSMV shall promptly notify the State Coordinating Officer when the waiver is no longer necessary.

G. In accordance with section 465.0275(2), Florida Statutes, pharmacists may dispense up to a 30-day emergency prescription refill of maintenance medication to persons who reside in an area or county covered under this Executive Order and to emergency personnel who have been activated by their state or local agency but who do not reside in an area or county covered by this Executive Order. In accordance with section 465.019(4)(b), Florida Statutes, a hospital that operates a Class II or Class III institutional pharmacy located in an area or county covered under this Executive Order may prescribe and dispense a supply of medicinal drug lasting up to 72 hours.

H. All state agencies responsible for the use of state buildings and facilities may close such buildings and facilities in those portions of the State affected by this emergency, to the extent necessary to meet this emergency. I direct each state agency to report the closure of any State building or facility to the WebEOC system utilized by the Division of Emergency Management. Under the authority contained in section 252.36, Florida Statutes, I direct each county to report the closure of any building or facility operated or maintained by the county or any political subdivision on a daily basis to the WebEOC system. Furthermore, I direct the Secretary of the Department of Management Services to:

- 1) Maintain an accurate and up-to-date list of all such closures; and
- 2) Provide that list daily to the State Coordinating Officer.

I. All State agencies may abrogate the time requirements, notice requirements, and deadlines for final action on applications for permits, licenses, rates, and other approvals under any statutes or rules under which such application are deemed to be approved unless disapproved in writing by specified deadlines. All such time requirements that have not yet expired as of the date of this Executive Order are suspended and tolled to the extent necessary to meet this emergency.

J. All agencies shall implement Selected Exempt Services (SES) Extraordinary Payment Plans and Career Service Regular Compensatory Leave Payment Plans for:

1) All essential agency personnel who are required to work extraordinary hours when state-owned or state-operated facilities are closed in response to an emergency condition. Employees who are eligible to receive extraordinary pay under the agency's activated plan shall accrue special compensatory leave credits for work performed during facility closures up to the number of hours in the employee's established workday. For these employees, any additional time worked beyond the employee's established workday during facility closures will result in extraordinary pay;

2) All agency personnel who are assigned to the State Emergency Operations Center and are required to work extraordinary hours; and

3) All agency personnel who are deployed throughout the state in response to an emergency condition and are required to work extraordinary hours.

K. All State agencies may waive the forty-day time limit to issue a warrant pursuant to section 215.422(3)(b), Florida Statutes. This waiver applies to invoices and reimbursement requests arising from this emergency that were received, inspected, and approved by the agency prior to the expiration of this Executive Order, including any extension thereof. This waiver of section 215.422(3)(b), Florida Statutes, and all waivers based upon this waiver shall expire upon the expiration of this Executive Order, including any extension thereof.

L. The provisions of section 934.50, Florida Statutes, excluding subsection (4), are waived for state and local agencies conducting emergency operations arising from the state of emergency for the limited purpose of capturing aerial evidence concerning the amount of damage sustained to private and public property; to assist in search, rescue, and recovery activities; and prevent imminent danger to life or serious damage to property.

Section 5. All public facilities, including elementary and secondary schools, community colleges, state universities, and other facilities owned or leased by the state, regional or local governments that are suitable for use as public shelters shall be made available at the request of the local emergency management agencies to ensure the proper reception and care of all evacuees. Under the authority contained in section 252.36, Florida Statutes, I direct the Superintendent of each public-school district in the State of Florida to report the closure of any school within its district to the Commissioner of the Florida Department of Education. Furthermore, I direct the Commissioner of the Department of Education to:

- A. Maintain an accurate and up-to-date list of all such closures; and
- B. Provide that list daily to the State Coordinating Officer.

Section 6. I find that the demands placed upon funds specifically appropriated to state and local agencies for disaster relief or response are unreasonably great and that such funds may be inadequate to pay the costs of coping with this emergency. In accordance with section 252.37(2), Florida Statutes, I direct that sufficient funds be made available, as needed, by transferring and expending moneys from the Emergency Preparedness and Response Fund.

Section 7. All state agencies entering emergency orders, emergency rules, or other emergency actions in response to this emergency shall advise the State Coordinating Officer contemporaneously or as soon as practicable thereafter, and, pursuant to section 252.36(3)(b), Florida Statutes, shall submit the order or declaration to the Division of Administrative Hearings within five (5) days of issuance.

Section 8. Medical professionals and workers, social workers, and counselors with good and valid professional licenses issued by states other than the State of Florida may render such services in Florida during this emergency for persons affected by this emergency with the condition that such services be rendered to such persons free of charge, and with the further

condition that such services be rendered under the auspices of the American Red Cross or the Florida Department of Health.

Section 9. Pursuant to section 501.160, Florida Statutes, it is unlawful and a violation of section 501.204, Florida Statutes, for a person to rent or sell or offer to rent or sell at an unconscionable price within the area for which the state of emergency is declared, any essential commodity including, but not limited to, supplies, services, provisions, or equipment that is necessary for consumption or use as a direct result of the emergency.

Section 10. Under the authority contained in sections 252.36(6)(a), (g), and (m), Florida Statutes, I direct that, for the purposes of this emergency, the term “essentials”, as defined by section 252.359(2), Florida Statutes, shall be the same as and no more expansive than the term “commodity”, as defined by section 501.160(1)(a), Florida Statutes (hereinafter referred to collectively or alternatively as “essential commodities”). Accordingly, any person who delivers essential commodities to a location in the area(s) declared to be under a state of emergency by this Executive Order, and when necessary to ensure that those commodities are made available to the public, may travel within evacuated areas and exceed curfews, provided the State Coordinating Officer determines, after consultation with the appropriate Emergency Support Function(s), that:

A. Law enforcement officials in the declared area(s) can provide adequate security to protect the essential commodities from theft;

B. The weight of a delivery vehicle will not jeopardize the structural integrity of any roadway or bridge located within the declared area;

C. Delivery vehicles will not negatively impact evacuation activities in the declared area(s); and

D. Delivery vehicles will not negatively impact any response or recovery activities occurring within the declared area(s).

After consulting with the appropriate Emergency Support Function(s), and after consulting with local officials, the State Coordinating Officer may dictate the routes of ingress, egress, and movement within the declared area(s) that drivers must follow when delivering essential commodities.

Provided he or she is actually delivering medications, any person authorized to deliver medications under chapter 893, Florida Statutes, qualifies as a person delivering essential commodities.

In order to qualify as a person delivering essential commodities under this section, a person must be in the process of delivering essential commodities only. If an individual is transporting both essential and non-essential commodities, then this section shall not provide any authorization for that individual to enter into or move within the declared area(s).

Section 11. Consistent with Executive Order 80-29, nothing in this Executive Order shall prevent local jurisdictions in any area not declared to be under a state of emergency by this Executive Order from taking prompt and necessary action to save lives and protect the property of their citizens, including the authority to compel and direct timely evacuation when necessary.

Section 12. I authorize the Florida Housing Finance Corporation to distribute funds pursuant to section 420.9073, Florida Statutes, to any county, municipality, or other political subdivision located within the area(s) declared to be under a state of emergency by this Executive Order. The authority of the Florida Housing Finance Corporation to distribute funds in connection with this emergency shall expire six months after the expiration of this Executive Order, including any extension thereof.

Section 13. Pursuant to sections 252.36(6)(b) and 252.35(2)(z), Florida Statutes, it is further ordered that all Disaster Debris Management Sites and landfills in all counties impacted by Hurricane Helene shall remain open and allow twenty-four-hour debris drop off.

Section 14. All actions taken by the Director of the Division of Emergency Management with respect to this emergency before the issuance of this Executive Order are ratified.

Section 15. This Executive Order is effective immediately and shall expire sixty (60) days from this date unless extended.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 5th day of October, 2024.



RON DESANTIS, GOVERNOR

ATTEST:



SECRETARY OF STATE

2024 OCT -5 PM 4: 28
DEPARTMENT OF STATE
TALLAHASSEE, FL

FILED