

**STATE OF FLORIDA**  
**OFFICE OF THE GOVERNOR**  
**EXECUTIVE ORDER NUMBER 16-135**  
(Determination of Financial Emergency)

WHEREAS, officials from the City of Opa-locka, Florida, responsible for the fiscal affairs of the city's government have informed the Governor that a financial emergency exists within the local government entity based upon the occurrence or imminent occurrence of the conditions defined within section 218.503(1), Florida Statutes; and

WHEREAS, at a special meeting of the Opa-locka City Commission on June 1, 2016, a Resolution was adopted, requesting a declaration that the City of Opa-locka is in a state of financial emergency and seeking the appointment of a financial emergency board and other assistance pursuant to section 218.503(1), Florida Statutes; and

WHEREAS, a local government entity is subject to review and oversight by the Governor upon the occurrence of any of the conditions that constitute a financial emergency, as defined in section 218.503(1), Florida Statutes; and

WHEREAS, the exercise of the powers provided for in Part V, Chapter 218, Florida Statutes, is necessary to help the City of Opa-locka to recover from the financial emergency that currently exists.

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to section 218.503, Florida Statutes, find as follows:

- A. The City of Opa-locka is in a state of financial emergency based upon the conditions reported to the Governor by city officials.

- B. The City of Opa-locka needs state assistance to resolve the state of financial emergency that currently exists through the implementation of measures authorized by Part V, Chapter 218, Florida Statutes.

**BEING FULLY ADVISED** in the premises, and in accordance with the Constitution and the Laws of the State of Florida, this Executive Order is issued, effective immediately:

Section 1. The City of Opa-locka shall execute and fully comply with a State and Local Agreement of Cooperation (“Agreement”) designed to resolve the financial emergency and provide assistance to the City.

Section 2. As detailed in the Agreement, the City of Opa-locka shall obtain written approval of its proposed annual budgets, and any amendments to such budgets, from the Governor before final approval of the budget.

Section 3. A financial emergency board shall be established by the Governor to oversee the activities of the City of Opa-locka. The board members and chair of the financial emergency board shall be appointed by, and serve at the pleasure of, the Governor. The financial emergency board shall adopt such rules as are necessary for conducting board business, and shall make regular reports to the Governor of its findings, recommendations, and actions.

Section 4. The City of Opa-locka is prohibited to issue bonds, notes, certificates of indebtedness, or any other form of debt without the prior written approval of the Governor.

Section 5. The City of Opa-locka shall make available for inspection and review all records, information, reports, and assets of the City at the request of the Governor.

Section 6. The City of Opa-locka shall obtain prior written approval from the Governor before it may seek application of the laws under the bankruptcy provisions of the United States Constitution and/or Federal Statutes.

Section 7. The City of Opa-locka shall notify the Governor in writing of any event, occurrence, transaction, or thing that might affect the financial condition of the City.

Section 8. The City of Opa-locka shall fully cooperate with the Governor in his efforts to provide technical assistance to the City, and in his efforts to consult with City officials regarding any steps necessary to bring the books of account, accounting systems, financial procedures, and reports into compliance with state requirements.

Section 9. The Department of Revenue and the Chief Financial Officer are authorized, pursuant to section 218.503(3)(b), Florida Statutes, to loan funds to the City of Opa-locka upon terms and conditions to be determined and approved by the Governor.

Section 10. The Office of the Chief Inspector General is designated as the lead agency in carrying out this Executive Order. The Governor names the Chief Inspector General of the State of Florida as his designee for purposes of this Executive Order and the Agreement. Other agencies are requested to provide full cooperation and support in providing assistance that the Chief Inspector General finds necessary to fulfill the duties of this designation.

Section 11. Nothing in this Executive Order shall be construed to limit or restrict the measures that may be implemented by the Governor to assist the City of Opa-locka to resolve the financial emergency, as provided by section 218.503(3), Florida Statutes.

Section 12. This Executive Order shall remain in effect until the termination of state action pursuant to section 218.504, Florida Statutes.



IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed at The Capitol, Tallahassee, Florida, this 1st day of June, 2016.

  
Governor

ATTEST:

  
Secretary of State

**FILED**  
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DEPARTMENT OF STATE  
TALLAHASSEE, FLORIDA