

**ORDINANCE NO. 10-25**

AN ORDINANCE OF HILLSBOROUGH COUNTY AMENDING HILLSBOROUGH COUNTY ORDINANCE NO. 10-8E ENTITLED "PAIN MANAGEMENT CLINIC ORDINANCE", AS PREVIOUSLY AMENDED BY HILLSBOROUGH COUNTY ORDINANCE NO. 10-19; EXTENDING THE PERMITTED HOURS OF OPERATION OF PAIN MANAGEMENT CLINICS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE HILLSBOROUGH COUNTY CODE; PROVIDING FOR FILING OF THE ORDINANCE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on May 19, 2010, the Hillsborough County Board of County Commissioners enacted emergency Ordinance No. 10-8E entitled the "Pain Management Clinic Ordinance"; and

WHEREAS, Hillsborough County Ordinance No. 10-8E establishes regulations applicable to pain management clinics operating in Hillsborough County including licensure by the County, and establishes a moratorium on the opening and operation of new pain management clinics beginning June 15, 2010; and

WHEREAS, on October 6, 2010, the Board of County Commissioners enacted an amendment to the ordinance establishing new procedures related to the denial, non-renewal or revocation of a pain management clinic license and adding revisions requested by law enforcement bodies; and

WHEREAS, the Board of County Commissioners wishes to further revise the ordinance to extend the permitted hours of operation in response to requests from physicians who believe such additional hours are necessary to meet the needs of their patients, particularly in emergency situations; and

WHEREAS, the extended hours of operation listed herein are consistent with the permitted hours of operation set forth in the City of Tampa's Pain Management Clinic Ordinance.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HILLSBOROUGH COUNTY, FLORIDA:**

**SECTION 1: SECTION 8: ADDITIONAL LICENSE COMPLIANCE REQUIREMENTS, PARAGRAPH 8** is hereby deleted and replaced as follows:

8. The hours of operation of the pain management clinic shall be limited to 7:00 a.m. to 9:00 p.m. Monday through Saturday.

**SECTION 2: SEVERABILITY.**

If any section, subsection, sentence, clause, phrase or provision of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not be construed to render the remaining provisions of this Ordinance invalid or unconstitutional.

**SECTION 3: INCLUSION IN THE HILLSBOROUGH COUNTY CODE.**

The provisions of this Ordinance shall be included and incorporated in the Hillsborough County Code, as an addition or amendment thereto, and shall be appropriately renumbered to conform to the uniform numbering system of the Hillsborough County Code, once established.

**SECTION 4: FILING OF ORDINANCE AND EFFECTIVE DATE.**

In accordance with the provisions of Florida Statutes Section 125.66 governing ordinances, a certified copy of this Ordinance shall be filed with the Florida Department of State by the Clerk of the Board of County Commissioners. This Ordinance shall take effect upon filing with the Florida Department of State.

STATE OF FLORIDA                    )  
COUNTY OF HILLSBOROUGH        )

I, PAT FRANK, Clerk of the Circuit Court and Ex Officio Clerk of the Board of County Commissioners of Hillsborough County, Florida, do hereby certify that the above and foregoing is a true and correct copy of an Ordinance adopted by the Board at its regular meeting of **November 4, 2010**, by a vote of 5 voting yes and 0 voting no, as the same appears in record in Minute Book 414 of the Public Records of Hillsborough County, Florida.

WITNESS my hand and official seal this 5th day of November, 2010.

PAT FRANK  
CLERK OF THE CIRCUIT COURT

BY: Beverly Anne Miller  
Deputy Clerk

APPROVED BY COUNTY ATTORNEY  
AS TO FORM AND LEGAL SUFFICIENCY:

By: [Signature]

