



**INSTRUCTIONS TO APPLICANTS FILING FOR AN
ORDER TO PROCURE A LOCAL BUSINESS TAX RECEIPT AS A
FORTUNETELLER, CLAIRVOYANT, AND SIMILAR OCCUPATIONS**

Section 8A-199 and 8A-200 of the Miami-Dade County Code

1. Applicants will be given a copy of the:
 - Application for an Order to Procure a Local Business Tax Receipt as a Fortuneteller, Clairvoyant, and Similar Occupations.
 - Five (5) Affidavit of Moral Character forms; and
 - Section 8A-199 and 8A-200 of the Miami-Dade County Code, regarding fortunetellers and similar; County permit required.
2. Applicants shall:
 - Complete the application.
 - Provide five (5) Affidavits of Moral Character, along with a copy of the recommender's valid driver's license or identification card.
 - Provide a copy of applicant's driver's license or identification card and voters registration card.
 - Provide a recent passport-like photograph of applicant.
3. The Clerk will submit a copy of the application to the Miami-Dade Sheriff's Office and request that a background investigation on the applicant be made.
4. Based on the background investigation, the Clerk will approve or deny the application.
5. The applicant will be notified of approval or denial of the application. If approved, the applicant shall obtain a Local Business Tax from the Miami-Dade Office of the Tax Collector.
6. Permit must be renewed each year by September 30th.

JUAN FERNANDEZ-BARQUIN,
Clerk of the Court and Comptroller of Miami-Dade County
Clerk of the Board of County Commissioners,
111 NW First Street, Suite 17-202, Miami, FL 33128 Office 305-375-5127
clerkbcc@miamidade.gov

MIAMI-DADE COUNTY CLERK OF THE BOARD

APPLICATION FOR AN ORDER TO PROCURE A LOCAL BUSINESS TAX RECEIPT AS A FORTUNETELLER, CLAIRVOYANT, AND SIMILAR OCCUPATIONS

Sections 8A-199/200, Code of Miami-Dade County, Florida

Please Type or Print in Ink

Pursuant to Sections 8A-199-200 of the Code of Miami-Dade County, Florida, the undersigned makes application to the Clerk of the Board of County Commissioners of Miami-Dade County, Florida, for an order to procure a local business tax receipt to engage in the occupation specified below, in Miami-Dade County, Florida, during the tax receipt year or portion of the tax receipt year ending on September 30, 20____, I state and represent the following:

APPLICANT INFORMATION:

Last Name	First Name	MI
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Home Address

City	State	Zip Code	Years at Residence
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Home Number	Cellular Number	E-Mail Address
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Business Name

Business Street Address

City	State	Zip Code
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Business Phone	Business E-Mail Address
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Date of Birth	Place of Birth	Citizenship
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Marital Status	Maiden Name	Other Name(s) Used
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Name of Spouse	Spouse's Birth Date
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Occupation

Clerk of the Board of County Commissioners,
111 NW First Street, Suite 17-202, Miami, FL 33128
Office: 305-375-5127
www.miamidade.gov/clerk/cob-home.page



Dependent Information:

Name (Last, First)	Age
Child	
Child	
Child	
Child	
Child	

List of all previous addresses of the past two years and length of stay:

Have you ever been denied or had a permit or local business tax receipt suspended?

- ☐ No
☐ Yes (list all in detail):

Have you ever been arrested, indicted, or convicted of any crime or offense in any federal, state, or local jurisdiction?

- ☐ No
☐ Yes (list all in detail):



Are you presently engaged in any other employment, business, or profession?

- ☐ **No**
☐ **Yes (list all in detail):**

Please initial to the left of each of the following statements attesting to its truth.

- _____ **I have been a resident of Florida for at least (2) years and am a registered voter in Miami-Dade County.**
- _____ **I am of good moral character, and attached hereto are the affidavits to that effect of a least five (5) reputable citizens of Miami-Dade County.**
- _____ **If the County permit is approved and a local business tax receipt is issued, a copy must be prominently displayed at the place of business while conducting the licensed occupation.**
- _____ **I am aware anyone guilty of engaging in any occupation comprehended by Section 8A-199 of this chapter, without a receipt and the permit required by this section or who shall obtain any such permit for receipt by fraud or deceit shall, for the first offense, be punished by a fine of not more than five hundred dollars (\$500.00) or imprisonment for not more than sixty (60) days. For a second or subsequent offense, he shall be imprisoned in the State prison for not less than six (6) months nor more than two (2) years and may, in addition, be fined not to exceed five thousand dollars (\$5,000.00).**

Pursuant to F.S. 92.525, under penalties of perjury, I declare that the foregoing is true and correct.

Signature

PHOTO



AFFIDAVIT OF MORAL CHARACTER

Section 8A-200(1)(b), Code of Miami-Dade County, Florida

I, _____, have been a reputable citizen of Miami-Dade County, Florida
for _____ year(s), residing at _____.

I have personally known _____ for _____ year(s) and can attest
that they are a person of good moral character.

Pursuant to F.S. 92.525, under penalties of perjury, I declare that the foregoing is true and correct.

Signature

Date

Please provide a copy of driver's license or identification.



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Sec. 8A-199. Fortunetellers, clairvoyants, etc.; local business tax; exemptions.

- (1) Every fortuneteller, clairvoyant, palmist, astrologer, phrenologist, character reader, hypnotist, graphologist, spirit medium, absent-treatment healer, or mental healer and every person engaged in any occupation of a similar nature shall pay a local business tax as provided for in the schedule of taxes, Section 8A-223.1.
- (2) This section does not apply to Christian churches who heal the sick by prayer or regularly ordained ministers of churches who are members of Florida State Spiritualist Ministerial Association whose charters are filed in the Library of Congress and on record in the State capital in Tallahassee.

(Ord. No. 72-44, § 1, 8-15-72; Ord. No. 80-91, § 12, 9-2-80; Ord. No. 85-72, § 1, 9-19-85; Ord. No. 86-5, § 1, 2-4-86; Ord. No. 06-191, § 1, 12-19-06)

Sec. 8A-200. Fortunetellers, clairvoyants, etc., County permit required; penalty.

- (1) No local business tax receipt to engage in the occupation of fortunetelling or any other pursuit for which a business tax receipt is required by Section 8A-199 of this chapter shall be issued to any person unless such person holds a permit therefor given by the Clerk of the Board of County Commissioners. No permit shall be issued until after the following conditions are fulfilled:
 - (a) The applicant shall have been a resident of Florida for at least two (2) years and shall be a registered voter in the County where the permit and receipt are applied for.
 - (b) The applicant shall supply written recommendations from not less than five (5) reputable citizens of the County which recommend the applicant as being of good moral character.
 - (c) The application, with a recent photograph of the applicant which shall become a permanent part of the permit, shall be presented to the Clerk, who shall make investigation and examination of the applicant and his or her moral character, then either issue or deny the permit. In making this determination on the character of the applicant, the clerk shall be governed by the following provisions:
 - (i) The Clerk shall not consider a past arrest of the applicant which did not result in a conviction; provided, however, allegations which are the basis for any pending criminal charges may be considered if the charges are pending when the application is considered.
 - (ii) If the applicant has had his or her civil rights restored, the Clerk shall only consider acts or omissions on the part of the applicant subsequent to the restoration of civil rights.

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- (iii) In the case of subsequent applications of the same applicant, the clerk shall only consider acts or omissions on the part of the applicant which have occurred subsequent to the date of the issuance of prior permits to the applicant.
- (d) Any applicant or other person dissatisfied with the decision of the Clerk may, within ten (10) days from the date of action by the Clerk, apply to the County Commission to review the action of the Clerk. In such event, witnesses shall be sworn and the rules of evidence applicable to quasi-judicial proceedings shall govern. The determination of the Board shall be final unless overturned by a court of competent jurisdiction.
- (2) All County law enforcement officers shall aid and assist the Clerk of the Board of County Commissioners in conducting the examination of any applicant for the permit required for this section.
- (3) Every receipt holder comprehended by this section shall at all times while engaging in the occupation for which licensed display at the place of business both the receipt and the permit herein required. Failure or refusal so to do shall be prima facie evidence of engaging in such occupation without a local business tax receipt.
- (4) Anyone guilty of engaging in any occupation comprehended by Section 8A-199 of this chapter, without a receipt and the permit required by this section or who shall obtain any such permit for receipt by fraud or deceit shall, for the first offense, be punished by a fine of not more than five hundred dollars (\$500.00) or imprisonment for not more than sixty (60) days. For a second or subsequent offense, he shall be imprisoned in the State prison for not less than six (6) months nor more than two (2) years and may, in addition, be fined not to exceed five thousand dollars (\$5,000.00).
- (5) This section does not apply to Christian churches who heal the sick by prayer or to regularly ordained ministers of churches who are members of Florida State Spiritualist Ministerial Association whose charters are filed in the Library of Congress and on record in the State capital in Tallahassee.
- (6) The permit required by this section and the local business tax receipt authorized by Section 8A-199 of this chapter shall be required whether the person engages in the practice within a municipality or in the unincorporated area.
- (Ord. No. 72-44, § 1, 8-15-72; Ord. No. 77-66, § 4, 9-20-77; Ord. No. 79-31, § 2, 4-17-79; Ord. No. 81-80, § 1, 7-7-81; Ord. No. 06-191, § 1, 12-19-06)

Annotation—CAO 80-35.

Cross reference(s)—Local business license tax for fortunetellers, etc., in unincorporated areas, § 8A-236 et seq.