**COVID-19 State Reopening Guidelines**

**Alabama**

- At the request of Governor Kay Ivey, Congressman Bradley Byrne (R-AL) has established a task force of business and community leaders from Southwest Alabama to make recommendations to state leaders on how to reopen the local economy.¹
- The task force includes representatives from all six counties in the First Congressional District and from a wide range of business, including:
  - Abe Harper, Harper Technologies
  - Art Sessions, Mobile County Farmer
  - Beth Whitehead, Health Actions
  - Bill Sisson, Mobile Area Chamber of Commerce
  - Billie Jo Underwood, Baldwin County Commission
  - Bob Jones, United Bank
  - Bob Omanisky, Wintzell’s
  - Chris Bell, Three Circles Church
  - Chris Nelson, Bon Secour Fisheries
  - Chuck Schmitt, SSAB
  - Corrine Mutchler, Think Outside
  - David Clarke, Visit Mobile
  - Dan McConaghy, McConaghy Drug Stores
  - Garrett Rice, Master Boat Builders
  - Gene Brett, Brett/Robinson
  - Herb Malone, Gulf Shores and Orange Beach Tourism
  - Jackie Greer, Greer’s Markets
  - Jacquitta Powell-Green – Commonwealth National Bank
  - Jill Stork, Alabama Power
  - John McInnis, McInnis Industries
  - Lee Lawson, Baldwin County Economic Development Alliance
  - Nick Lawkis, University of South Alabama
  - Penelope Hines, Monroeville/Monroe County Chamber of Commerce
  - Reggie Washington, Southern National
  - Robert Kennedy Jr., Business Consultant
  - Tina Williams, Mobile Educators Credit Union
  - Tom Vecchiolla, VT Aerospace
  - Tyrone Fenderson, Synovus Bank

- On April 17, 2020, Alabama Lt. Governor Will Ainsworth and the Small Business Emergency Task Force released a plan to reopen businesses throughout the state. The task force recommends the following facilities be allowed to reopen immediately:²
  - Retail
  - Close contact services
  - Restaurants
  - Child care services
- The comprehensive plan includes reopening measures tailored to critical state industries and businesses:
  - Retail Industry: the recommended measures include, but are not limited to:

---


---

Last Updated: 6-3-20
Monitoring the health of employees and sending home any employee who displays symptoms of COVID-19

Limiting the number of people allowed inside the place of business at one time

Increasing the frequency of all sanitizing and cleaning measures and requiring additional sanitizing measures for certain circumstances

Enforcing social distancing in all areas of the place of business, specifically high-traffic areas where markings will be required to ensure safe spacing at all times

Establishing measures to limit interaction between employees and customers

- **Restaurant Industry**: The recommended measures include, but are not limited to:
  - Monitoring the health of employees and sending home any employee who displays symptoms of COVID-19
  - Enforcing social distancing in all areas of the place of business, including between tables or booths as well as outside of the establishment when there is a wait
  - Limiting the number of people allowed inside the place of business at one time
  - Eliminating opportunities of interaction among customers with frequently contacted items
  - Increasing the frequency of all sanitizing and cleaning measures and requiring additional sanitizing measures for certain circumstances

- **Close Contact Service Industry**: The recommended measures include, but are not limited to:
  - Monitoring the health of employees and sending home any employee who displays symptoms of COVID-19
  - Limiting the number of people allowed inside the place of business at one time
  - Enforcing social distancing in all areas of the place of business
  - Requiring PPEs, specifically face masks and gloves, for all employees who will interact with a customer
  - Increasing the cleaning, sanitizing, and disinfecting measures
  - Providing services by appointment only

- **Medical and Health Service Industry**: The recommended measures include, but are not limited to:
  - Monitoring the health of employees and sending home any employee who displays symptoms of COVID-19
  - Providing services by appointment only and communicating any necessary PPE requirements to the patient for the appointment
  - Limiting the number of people allowed inside the place of business at one time
  - Requiring temperature checks and health screenings for patients before entering the place of business
  - Requiring the use of PPEs by employees
  - Limiting the contact between the administrative staff and the patients, such as eliminating check-in forms and receipts when possible

- **Pharmacy Industry**: The recommended measures include, but are not limited to:
  - Monitoring the health of employees and sending home any employee who displays symptoms of COVID-19
  - Encouraging prescription submission to be done by telephone or online
  - Enforcing social distancing in all areas of the place of business, specifically high-traffic areas where markings will be required to ensure safe spacing at all times
  - Limiting the number of people allowed inside the place of business at one time
  - Increasing the cleaning and sanitizing measures of the pharmacy area
  - Utilizing PPEs by employees to eliminate potential contamination of medication
  - Limiting the contact between the administrative staff and the customers
Manufacturing and Industrial Industry: The recommended measures include, but are not limited to:
- Monitoring the health of employees and sending home any employee who displays symptoms of COVID-19
- Enforcing social distancing in all areas of the facility and limiting the access to communal areas
- Increasing the frequency of all sanitizing and cleaning measures and establishing a strategy for sanitizing goods coming into the facility
- Executing a facility-wide return to work plan where employees will be briefed and trained on the new safety and health measures
- Providing certain personal protective equipment (PPE) to employees and establishing an adequate supply of PPE

Real Estate Industry: The recommended measures include, but are not limited to:
- Monitoring the health of employees and sending home any employee who displays symptoms of COVID-19
- Increasing the utilization of PPEs in certain circumstances
- Encouraging virtual real estate showings

Beach Measures: The recommended measures include, but are not limited to:
- Enforcing social distancing
- Restricting the size of the groups on the beach (Ex: Immediate family only)
- Limiting beach activities allowed on the beach

Entertainment Venue Industry: The recommended measures include, but are not limited to:
- Monitoring the health of employees and sending home any employee who displays symptoms of COVID-19
- Limiting the number of people in allowed in a venue at one time
- Enforcing social distancing in all areas of the place of business, especially high-traffic areas
- Limiting cash transactions and encouraging touch-free transactions
- Sanitizing common areas
- Increasing the frequency of all sanitizing and cleaning measures

Athletic Facilities: The recommended measures include, but are not limited to:
- Monitoring the health of employees and sending home any employee who displays symptoms of COVID-19
- Limiting the number of people allowed inside the place of business at one time
- Enforcing social distancing in all areas of the place of business
- Performing regular cleaning, sanitizing, and disinfecting measures on all equipment and ensuring equipment is properly spaced 6 feet apart.

- On April 28, 2020, Governor Ivey issued an Amended Safer at Home Order, which will remain in effect until May 15, 2020.3
- The order provides the following recommendations for individuals. Effective April 30, 2020, at 5:00 P.M., all individuals—and especially vulnerable persons—are encouraged to exercise personal responsibility in slowing the spread of COVID-19 by:
  - Minimizing travel outside the home, especially if sick;
  - Wearing face coverings around people from other households when it is necessary to leave the home;

• Washing hands frequently with soap and water or hand sanitizer, especially after
  touching frequently used items or surfaces;
• Refraining from touching one’s face;
• Sneezing or coughing into a tissue, or the inside of one’s elbow; and
• Disinfecting frequently used items and surfaces as much as possible.

• “Vulnerable persons” means individuals 65 years and older or individuals with serious
  underlying health conditions, including high blood pressure, chronic lung disease, diabetes,
  obesity, asthma, and those whose immune system is compromised such as by chemotherapy for
  cancer and other conditions requiring such therapy.

• Quarantine for infected persons. Effective immediately, any person who has tested
  positive for COVID-19—other than institutionalized persons—shall be quarantined to their place
  of residence for a period of 14 days, or other period of time as directed by the State Health
  Officer, or his designee, after receiving positive test results. Any person quarantined pursuant to
  this provision shall not leave their place of residence for any reason other than to seek necessary
  medical treatment. Any person requiring assistance while under quarantine may contact
  Alabama Voluntary Organizations Active in Disaster, http://alvoad.communityos.org/cms. While
  under quarantine, the person shall take precautions as directed by his or her health care provider
  or the Alabama Department of Public Health to prevent the spread of the disease to others.

• Non-work related gatherings. Effective March 28, 2020, at 5:00 P.M., all non-work
  related gatherings of 10 persons or more, or non-work related gatherings of any size that cannot
  maintain a consistent six-foot distance between persons from different households, are
  prohibited. But “drive-in” gatherings of any size are permitted if the participants adhere to the
  following rules:
    o All participants shall remain in their vehicles for the entirety of the event;
    o The participants in each vehicle must all share the same household; and
    o Participants shall not come within six feet of participants in other vehicles.

• For purposes of this paragraph, “non-work related gathering” includes church services,
  weddings, funeral services, social gatherings, concerts, festivals, sporting events, and similar
  events.

• Protections for employees. Effective April 30, 2020, at 5:00 P.M., and unless otherwise
  permitted or required by this order, all employers shall take reasonable steps, where
  practicable as work duties permit, to protect their employees by:
    o avoiding gatherings of 10 employees or more;
    o maintaining six feet of separation between employees;
    o regularly disinfecting frequently used items and surfaces;
    o encouraging handwashing;
    o preventing employees who are sick from coming into contact with other persons;
    o facilitating remote working arrangements; and
    o minimizing employee travel.

• Protections for customers, etc. Effective April 30, 2020, at 5:00 P.M., and unless
  otherwise permitted or required by this order, the operator of any business, government office, or
  other establishment open to the public shall take reasonable steps, where practicable, to protect
  their customers, constituents, or other guests by:
    o avoiding gatherings of 10 or more such persons;
    o maintaining six feet of separation between such persons (except for those persons who
      share the same household); and
    o regularly disinfecting frequently used items and surfaces.

• Retailers. Effective April 30, 2020, at 5:00 P.M., all retail stores shall comply with the
  following rules:
o Emergency maximum occupancy rate. Occupancy shall be limited to no more than 50 percent of the normal occupancy load as determined by the fire marshal. This “emergency maximum occupancy rate” shall be posted in a conspicuous place, and enough staff shall be posted at the store entrances and exits to enforce this requirement.
o Social distancing. An employee of the retail store may not knowingly allow customers or patrons to congregate within six feet of one another. Sanitation. The retail store shall take reasonable steps to comply with guidelines on sanitation from the Centers for Disease Control and Prevention (“the CDC”) and the Alabama Department of Public Health.

- **Higher-risk businesses and activities.** Effective March 28, 2020, at 5:00 P.M., and notwithstanding any other provision of this order, the following businesses, venues, and activities shall be closed to non-employees or not take place:
o Entertainment venues as follows:
  - Night clubs
  - Bowling alleys
  - Arcades
  - Concert venues
  - Theaters, auditoriums, and performing arts centers
  - Tourist attractions (including museums and planetariums)
  - Racetracks
  - Indoor children’s play areas
  - Adult entertainment venues
  - Casinos
  - Bingo halls
  - Venues operated by social clubs
o Athletic facilities and activities as follows:
  - Fitness centers and commercial gyms
  - Spas
  - Yoga, barre, and spin facilities
  - Sports that involve interaction with another person of closer than 6 feet
  - Activities that require use of shared sporting apparatus and equipment
  - Activities on commercial or public playground equipment
o Close-contact service providers as follows:
  - Barber shops
  - Hair salons (other than hair restoration centers)
  - Waxing salons
  - Threading salons
  - Nail salons and spas
  - Body art facilities and tattoo services
  - Massage therapy establishments and services (other than for medically prescribed services)

- **Beaches.** Effective April 30, 2020, at 5:00 P.M., all beaches shall be open to gatherings of fewer than 10 persons, and anyone using the beaches must maintain a consistent six-foot distance between himself or herself and all persons from a different household. For purposes of this section, the term “beach” means the sandy shoreline area abutting the Gulf of Mexico, whether privately or publicly owned, including beach access points.

- **Senior Citizen Centers.** Effective March 20, 2020, all regular programs at Senior Citizen Centers shall be ended except that Senior Citizen Centers and their partners are urged to assure that their clients continue to receive needed meals via curbside pick-up or delivery.

- **Educational institutions and child day care facilities.** Effective March 20, 2020, the following shall be closed:
- In-person instruction or classes at all schools, public and private, including but not limited to: elementary, secondary, postsecondary, technical, or specialty schools, and colleges and universities.
- This order is not intended to prevent any employers from making continued necessary staffing decisions. Employers are authorized to advise employees to work from home or maintain flexible work schedules. If working from home is not feasible, the employee should practice social distancing, maintaining consistent six-foot distance between persons, for the duration of this order and follow public health guidelines.
- This order shall not apply to daytime special activities programs provided by local boards of education for children, ages 6 through 12 as of March 13, 2020, of first responders (including EMS and fire services) and licensed health-care providers and their essential employees; and essential employees of the following categories of employers: state and local governments, law enforcement, hospitals, nursing home/long-term care facilities, (including assisted living and specialty-care assisted living facilities), end-stage renal disease treatment centers, pharmacies, and grocery stores. In these special activities programs, 12 or more children shall not be allowed in any one room at the same time, and operators of these programs are encouraged to use enhanced sanitation practices consistent with guidance from the CDC and the Alabama Department of Public Health.
- Facilities providing child day care, including any child day care facility described in Ala.Code § 38-7-2, at which 12 or more children are in a room or other enclosed space at the same time.
  - Center employees are encouraged to use enhanced sanitation and social distancing practices consistent with guidance from the CDC and the Alabama Department of Public Health. This Order does not change the Minimum Standards for Day Care promulgated by the Alabama Department of Human Resources, except that 12 or more children shall not be allowed in a room or other enclosed space at the same time.
- **Hospitals and similar institutions.** Effective March 20, 2020, all Hospitals and Nursing Home/Long Term Care Facilities (including Assisted Living and Specialty Care Assisted Living Facilities) shall prohibit visitation of all visitors, as defined by the facility, and non-essential health care personnel, except for certain compassionate care situations such as maternity, end-of-life, and support for persons with disabilities.
- **Medical procedures.** Effective April 30, 2020, at 5:00 P.M., dental, medical, or surgical procedures may proceed unless the State Health Officer or his designee determines that performing such procedures, or any category of them (whether statewide or regionally), would unacceptably reduce access to personal protective equipment or other resources necessary to diagnose and treat COVID-19. Providers performing these procedures shall follow all applicable COVID-19-related rules adopted by a state regulatory board or by the Alabama Department of Public Health.
- **Restaurants and similar establishments.** Effective March 19, 2020, at 5:00 P.M., all restaurants, bars, breweries, or similar establishments shall not permit on-premises consumption of food or drink.

Last Updated: 6-3-20
Such establishments may continue to offer food for take-out or delivery provided the social distancing protocols, including maintaining a consistent six-foot distance between persons, are followed.

Such establishments are strongly encouraged to offer online ordering and curbside pickup of food.

Hospital food service areas are excluded from this order provided they have their own social distancing plan.

**Preemption.** This Order supersedes and preempts all orders previously issued by the State Health Officer and Jefferson and Mobile County Health Officers concerning COVID-19 mitigation measures, and this Order shall remain in full force and effect until rescinded by order of the State Health Officer or its expiration. After the date this order is issued, the Jefferson and Mobile County Health Officers are authorized, after approval by the State Health Officer, to implement more stringent measures as local circumstances require.

This Order also supersedes and preempts any county and municipal orders or ordinances, whenever adopted, that purport to impose less stringent COVID-19-related curfew or quarantine measures.

On May 8, 2020, the Governor issued an amended Safer at Home Order. The order which includes an expanded list of items including non-work-related gatherings, retailers, athletic facilities and others to reopen will be effective Monday, May 11, 2020 and will expire on Friday, May 22, 2020 at 5:00 PM.4

Alaska

On April 21, 2020, Governor Dunleavy released Phase One of the state’s approach to reopening segments of the Alaskan economy. Beginning Friday, April 24, 2020, the following businesses and industries may reopen, following stringent health and safety standards:5

- Restaurants – limited dine-in services
- Retail Stores – limited in-store shopping
- Personal Services Businesses (ie. barbers, nail salons, hairdressers) – limited services
- Non-Essential Businesses (ie. professional business services) – limited services

Health Mandate 016,6 Phase I of the Reopen Alaska Responsibly Plan, seeks to balance the ongoing need to maintain diligent efforts to slow and disrupt the rate of infection with the corresponding critical need to resume economic activity in a reasonable and safe manner. The activities and businesses listed below that were previously governed by the referenced Mandates may resume under the conditions and guidance provided in the following attachments.

- Attachment D – Non-Essential Public Facing Businesses Generally – modifies Mandate 11
- Attachment E – Retail Businesses – modifies Mandate 11
- Attachment F – Restaurants Dine-In Services – modifies Mandate 3
- Attachment G – Personal Care Services – modifies Mandate 9
- Attachment H – Non-Essential Non-Public-Facing Businesses – modifies Mandate 11

On April 24, 2020, Governor issued further guidance on the State of Alaska’s 16th COVID-19 Health Mandate, Phase I of the Reopen Alaska Responsibly Plan on social distancing, intrastate travel, social gatherings, and religious gatherings.7

---


Last Updated: 6-3-20
• On May 7, 2020, the Governor announced Phase 2 of the #ReopenAlaskaResponsibly Plan allowing restaurants, retail, non-essential business, bars, social and religious gatherings, indoor gyms, bowling alleys, theaters, and bingo to increase capacity while respecting social distancing.8
• On May 19, 2020, the Governor announced plans for Phase Three of the state’s approach to reopening segments of the Alaskan economy in an effort to balance the ongoing need to slow the spread of COVID-19 with the critical need to resume economic activity in a reasonable and safe manner.9
• On May 20, 2020, the Governor announced on Friday, May 22 businesses & entities across the state may fully reopen.10

Arizona
• On May 12, 2020, the Governor announced that the Stay at Home order in Arizona will be ending on May 15 and replaced by new guidance for the next stage of economic recovery.11
  o Governor Ducey also announced an accelerated plan to test all staff and residents of long-term care facilities as well as individuals within Arizona’s prisons.12
• On May 12, 2020, the Department of Health Services released additional guidance for places of worship, businesses and customers as more industries resume partial operations.13

Arkansas.
• On April 27, 2020 Governor Hutchinson announced that medical service providers can resume certain nonessential outpatient procedures that were restricted during the COVID-19 health crisis. The Arkansas Department of Health14 issued certain requirements for hospitals and outpatient clinics to follow in order to re-engage elective procedures. Elective procedures shall be limited as follows:
  o Only outpatients with no plans for overnight stay.
  o An American Society of Anesthesiologists rating of I or II. If they are a II-rating, their disease process should be well controlled.
  o No contact with known COVID-19 patients during the past 14 days.
  o Patients must be asymptomatic for COVID-19 per ADH guidelines.
  o Start with a small initial volume of cases and increase incrementally as PPE availability and number of statewide occurrences dictate.
  o Each institution must have an ample supply of PPE for resuming elective procedures while maintaining a reserve should there be a resurgence of the virus. (The acquisition of PPE is a matter for each institution to address and is not the responsibility of ADH.)
  o For an asymptomatic patient to be a candidate for a procedure, he/she must have at least one negative COVID-19 NAAT test within 48 hours prior to the beginning of the procedure.
  o These requirements pertain to all elective procedures, including dental, eye, nasopharyngeal, chest surgery, and colonoscopy. Small rural hospitals under 60 beds and

---

8 Governor Dunleavy Phase 2 Announcement, https://twitter.com/GovDunleavy/status/1258570458925948928
10 Governor Dunleavy Press Release, https://twitter.com/GovDunleavy/status/1263170166294065158
critical access hospitals, though strongly advised to follow this directive to maximize resources and minimize risk, are excluded from this directive.

- The April 3, 2020 directive’s exemptions for medically necessary procedures to preserve a patient’s life or health also remain in effect.

- On April 28, 2020, the Governor announced the limited reopening of state parks\(^1\) facilities on May 1, 2020 with the following guidelines:
  - Rental of camp sites, cabins, lodges, and RVs will be limited to Arkansas residents only.
  - Beginning May 1, Arkansas residents with self-contained RVs will be allowed to stay overnight in campgrounds. Bath houses will remain closed. Check in and check out will be automated.
  - On May 15, state parks will open visitor information centers, museums and exhibits, gift shops, golf pro shops, marinas, and equipment rental. Staff will limit the number of visitors allowed into the visitor centers and shops, and will enforce social distancing.
  - On May 15, state parks also will reopen to Arkansas residents cabins, lodges, and RV rental. Rentals will be limited to Friday through Monday to allow for deep cleaning between visitors.

- On April 29, 2020, the Arkansas Department of Health issued a directive\(^2\) on resuming dine-in restaurant operations effective May 11, 2020. The directive states:
  - **Phase 1**
    - Dine-in service may resume; however, seating shall be limited up to 33% of total seating capacity. This includes indoor and outdoor dining areas.
    - Seating shall be adjusted to maintain 10-foot physical distancing between tables so occupied seats are six feet from seats at adjacent tables.
    - Reservations should be encouraged when practical. If reservations are not made, physical distancing must be maintained when customers are waiting to be seated.
    - All staff who come in contact with patrons must wear a face mask that completely covers their nose and mouth. Staff in the back are encouraged to wear a face mask.
    - All staff are required to wear gloves. Gloves shall be changed out between each customer, customer group, or task.
    - Patrons must wear a face covering upon entrance and while in the restaurant until the food or drink is served.
    - All staff shall be screened daily before entering the facility. Any employee with a cough, sore throat, fever, or shortness of breath shall be immediately excluded from the facility.
    - Signage must be placed at the front of restaurants to alert patrons not to enter the facility if they are sick or have symptoms such as cough, sore throat, fever, or shortness of breath.
    - Monitoring of frequent handwashing and no bare-hand contact of ready-to-eat foods by staff.
    - Encourage customers to pre-order meals to reduce time spent in the facility. This includes for takeout services.
    - Groups shall be limited, not to exceed 10 people.
    - Restaurants are encouraged to have a senior hour to provide exclusive access to these high-risk individuals.

---


• Self-service operations, including, but not limited to, salad bars, buffets, and condiment bars shall remain closed for patron access.
• Facilities with any employee testing positive shall be reported to the Arkansas Department of Health immediately.
• Following each meal service, the tables, chairs, menus and any other frequently contacted surfaces including, but not limited to, condiment containers, napkin holders and salt/pepper shakers shall be cleaned and disinfected prior to seating the next customer.
  ➢ NOTE: Products with an EPA-approved emerging viral pathogen claims are expected to be effective against COVID-19. Follow the manufacturer’s instructions for these products. For a list of EPA-approved emerging pathogen sanitizers: https://www.epa.gov/pesticide-registration/list-n-disinfectants-use-against-sars-cov-2 (Non-food contact surfaces may be sanitized with 1/2 cup of regular, unscented bleach per gallon of water followed by a 5-minute contact time.)
• Food contact surfaces shall be sanitized in accordance with §4-501.114 of the Rules Pertaining to Retail Food Establishments.
• Single-Use items including, but not limited to, disposable silverware, condiment packets, and straws shall be removed from public access and provided only upon request.
• Bars and entertainment operations (such as live music, in-seat gaming devices, or arcades) within restaurants are prohibited. Normal service of alcohol within the restaurant seating area is allowed. This does not restrict the preparation of alcoholic beverages in the bar area.
• Restrooms and other high-touch areas shall be disinfected frequently based on customer volume.
• Service may be declined to patrons not wearing masks.
  o The above restrictions will be in place until the Secretary of Health determines epidemiological data are sufficient to proceed to Phase 2 and then Phase 3.
  o The requirements for Phase 2 and 3 will supersede the above-mentioned requirements.
  o Phase 2 will include less restrictive measures such as increasing the total available seating to 66% and opening bars and entertainment operations while maintaining 6 feet physical distance among patrons.
  o Phase 3 will include returning to normal operations with full seating capacity.
• On April 30, 2020, the Arkansas Department of Health issued a directive17 for Gym, Fitness Center, Athletic Club and Weight Room Reopening. This directive addresses a progressive resumption of individual exercise activities in gyms and fitness centers. Gyms and fitness centers may begin to resume these activities on May 4, 2020 if they meet the following requirements:
  o Screening must be completed on entry for all staff and participants. Those who have any of the following characteristics should NOT be allowed to enter:
    ▪ Have returned from travel to NY, NJ, CT, New Orleans or overseas within the last 14 days;
    ▪ Have had a fever of 100.4°F or greater in the last TWO days;
    ▪ Have a cough, difficulty breathing, sore throat, or loss of taste or smell;
    ▪ Had contact with a person known to be infected with COVID-19 within the previous 14 days; or
    ▪ Have compromised immune systems and/or have chronic diseases.
  o Staff must have their temperature checked by digital thermometer prior to entry.

Do not allow entry to anyone whose temperature is greater than 100.4°F.
Staff should wear a face covering or mask at all times. Patrons should wear a face covering except when actively exercising.
Prohibit the use of pools, spas, showers, saunas, etc. at this time. Locker rooms are to be used only for storage of personal items. Maintain physical distancing while in locker rooms.
Make hand sanitizer available throughout the facility.
Staff should ensure that all exercise machines or equipment are sanitized after each usage (via wipe-down with disposable disinfectant wipes, Lysol or the equivalent; use according to product instructions).
Maintain proper spacing from others by working out with 12 feet between each person. This may require closing or moving some equipment.
Avoid personal contact at all times, including hand shaking.
Individual training sessions, indoor group fitness classes, and workouts requiring a partner must maintain 12 foot spacing between each person at this time.
NOTE: This directive does not address team or youth sports. These will be addressed by a different document later. This directive also does not address indoor entertainment venues, such as bowling alleys, trampoline parks, and indoor amusement centers, which will be addressed later.

On May 1, 2020, the Governor announced\(^\text{18}\) that barber shops, body art establishments, body art schools, cosmetology establishments, massage therapy clinics and spas, and medical spas may resume operations on May 6, 2020, under Phase 1 guidelines established to protect the health and safety of employees and patrons.

Phase 1 guidelines for these entities include:
- Providers may resume services; however those services shall be scheduled by appointment with adequate time in between appointments to properly clean and disinfect. Walk-in appointments are prohibited during Phase 1.
- People older than 65 or those with chronic medical conditions should consider remaining home during Phase 1.
- Providers must pre-screen clients for potential COVID-related symptoms before they arrive for an appointment using the following questions:
  - Have you had a fever of 100.4 F or greater in the past two days
  - Do you have a cough, difficulty breathing, a sore throat, or loss of taste or smell?
  - Have you had contact with a person known to be infected with COVID-19 within the past 14 days?
  - Providers should postpone for 14 days the appointment of any who answer “yes” to any of the questions.
- Employees/licensees shall be pre-screened with both the standardized questionnaire and a daily temperature check. Any employee with a temperature of 100.4 F or greater will not be allowed to work.
- Services shall not be performed on clients who show any sign of illness such as fever, cough, or runny nose. Signage shall be posted informing clients about this policy.
- All persons in the salon/shop/clinic are required to maintain physical distancing of at least 6 feet while services are not being rendered. For most entities, occupancy will be limited to no more than 10 persons, including all support staff.

In smaller facilities, the 6 feet physical distancing condition may require that fewer than 10 persons are present at any given time.

Larger facilities (able to accommodate more than 10 persons while maintaining appropriate physical distancing) shall operate no more than 30% of their stations during Phase 1.

Barbers, stylists, and employees shall wear a face covering at all times. A cloth face covering is acceptable for this purpose.

Clients shall wear masks as services permit. A cloth face covering is acceptable for this purpose. Signage shall be posted informing clients about this policy.

Chairs in waiting areas shall be positioned to ensure six feet of social distancing. When possible, clients should wait outside of the shop/salon/clinic until called by their stylist/therapist.

All existing infection control rules remain in effect and will be enforced. Non-porous surfaces shall be cleaned and disinfected prior to use. Porous items shall be discarded after a single use.

Gloves shall be worn for all services as required by Rule. Licensees are encouraged to wear gloves for all other services when able.

Hand washing shall be performed before and after each service.

The Department of Health COVID Infection Control Education module shall be viewed prior to reopening.

Practitioners shall maintain a record of the name, date, and contact information, for each client serviced for a period of one month. This may be accomplished using a sign-in sheet.

Barbering, cosmetology, body art schools, and massage schools shall remain closed for in-person instruction during Phase 1. However, practical examinations are permissible if they are performed on inanimate objects such as mannequins and artificial skin. Appropriate physical distancing shall be maintained during testing.

On May 1, 2020, the Governor announced\textsuperscript{19} that barber shops, body art establishments, body art schools, cosmetology establishments, massage therapy clinics and spas, and medical spas may resume operations on May 6, 2020, under Phase 1 guidelines established to protect the health and safety of employees and patrons.

- Phase 1 guidelines for these entities include:
  - Providers may resume services; however those services shall be scheduled by appointment with adequate time in between appointments to properly clean and disinfect. Walk-in appointments are prohibited during Phase 1.
  - People older than 65 or those with chronic medical conditions should consider remaining home during Phase 1.
  - Providers must pre-screen clients for potential COVID-related symptoms before they arrive for an appointment using the following questions:
    - Have you had a fever of 100.4 F or greater in the past two days
    - Do you have a cough, difficulty breathing, a sore throat, or loss of taste or smell?
    - Have you had contact with a person known to be infected with COVID-19 within the past 14 days?
    - Providers should postpone for 14 days the appointment of any who answer “yes” to any of the questions.

Employees/licensees shall be pre-screened with both the standardized questionnaire and a daily temperature check. Any employee with a temperature of 100.4°F or greater will not be allowed to work.

Services shall not be performed on clients who show any sign of illness such as fever, cough, or runny nose. Signage shall be posted informing clients about this policy.

All persons in the salon/shop/clinic are required to maintain physical distancing of at least 6 feet while services are not being rendered. For most entities, occupancy will be limited to no more than 10 persons, including all support staff.

In smaller facilities, the 6 feet physical distancing condition may require that fewer than 10 persons are present at any given time.

Larger facilities (able to accommodate more than 10 persons while maintaining appropriate physical distancing) shall operate no more than 30% of their stations during Phase 1.

Barbers, stylists, and employees shall wear a face covering at all times. A cloth face covering is acceptable for this purpose.

Clients shall wear masks as services permit. A cloth face covering is acceptable for this purpose. Signage shall be posted informing clients about this policy.

Chairs in waiting areas shall be positioned to ensure six feet of social distancing. When possible, clients should wait outside of the shop/salon/clinic until called by their stylist/therapist.

All existing infection control rules remain in effect and will be enforced. Non-porous surfaces shall be cleaned and disinfected prior to use. Porous items shall be discarded after a single use.

Gloves shall be worn for all services as required by Rule. Licensees are encouraged to wear gloves for all other services when able.

Hand washing shall be performed before and after each service.

The Department of Health COVID Infection Control Education module shall be viewed prior to reopening.

Practitioners shall maintain a record of the name, date, and contact information, for each client serviced for a period of one month. This may be accomplished using a sign-in sheet.

Barbering, cosmetology, body art schools, and massage schools shall remain closed for in-person instruction during Phase 1. However, practical examinations are permissible if they are performed on inanimate objects such as mannequins and artificial skin. Appropriate physical distancing shall be maintained during testing.

On May 4, 2020, Governor Hutchinson issued a directive for gym, fitness center, athletic club and weight room reopening guidelines. Gyms and fitness centers may begin to resume activities if they meet the following requirements:

- Screening must be completed on entry for all staff and participants. Those who have any of the following characteristics should NOT be allowed to enter:
  - Have returned from travel to NY, NJ, CT, New Orleans or overseas within the last 14 days;
  - Have had a fever of 100.4°F or greater in the last 2 days;
  - Have a cough, difficulty breathing, sore throat, or loss of taste or smell;
  - Had contact with a person known to be infected with COVID-19 within the previous 14 days;
  - Have compromised immune systems and/or have chronic diseases.

• In addition, staff must have their temperature checked by digital thermometer prior to entry. Do not allow entry to anyone whose temperature is greater than 100.4°F.
  - Staff should wear a face covering or mask at all times.
  - Patrons should wear a face covering except when actively exercising.
  - Prohibit the use of pools, spas, showers, saunas, etc. at this time. Locker rooms are to be used only for storage of personal items. Maintain physical distancing while in locker rooms.
  - Make hand sanitizer available throughout the facility.
  - Staff should ensure that all exercise machines or equipment are sanitized after each usage (via wipedown with disposable disinfectant wipes, Lysol or the equivalent; use according to product instructions).
  - Maintain proper spacing from others by working out with 12 feet between each person. This may require closing or moving some equipment.
  - Avoid personal contact at all times, including hand shaking.
  - Individual training sessions, indoor group fitness classes, and workouts requiring a partner must maintain 12 foot spacing between each person at this time.
  - Note: This directive does not address team or youth sports.

• On May 4, 2020, the Governor and Secretary of Health released a directive relative to outdoor venues for commercial, community, or civic events and activities where an audience, spectators, or a gathering of people are present, such as at concerts, plays, sporting events, rodeos, races, fundraisers, parades, fairs, livestock shows, auctions, carnivals, and festivals. Examples of such venues, include theatres, arenas, sports venues, race tracks, stadiums, auction houses, amusement centers, and fair grounds.
  - This directive is not intended for gatherings of people in unconfined outdoor spaces, such as parks or athletic fields where physical distancing of at least six (6) feet can be easily achieved.
  - For large outdoor venues:
    - The performers/players/contestants must be separated from the audience by at least 12 feet and must be limited in number to fifty (50) or fewer.
    - An audience of fifty (50) people or fewer is allowed.
    - Lines or cues for entrance, exit, making purchases, or for other reasons must be marked or monitored for maintaining a distance of 6 feet between people.
    - Seating must be arranged to maintain a 6-foot distance between members of the audience.
    - Family groups may sit together but 6 feet should be maintained between groups.
    - Every other row seating should be unoccupied to provide for 6 feet of physical distancing.
    - Face coverings are required for all persons present, except for children under 10 years of age, who are exempt.
    - Performers/players/contestants may be without a face covering if they are 12 feet from other persons.
    - Signs must be posted at all entrances advising the public not to enter if:
      - They have fever, cough, shortness of breath, sore throat, or loss of taste or smell.
      - They have had known exposure to someone with Covid-19 in the past 14 days.
    - Signs must be posted at all entrances advising the public that they may wish to refrain from entering if:
      - They are 65 years of age or older.
      - They have underlying health conditions including high blood pressure, chronic lung disease, diabetes, severe obesity, asthma or weakened immunity.
    - Hand sanitizer stations must be available at all entrances and exits.

Refreshments may be served. However, self-service operations, including, but not limited to, salad bars, buffets, and condiment bars shall not be allowed.

- The facility, including seating, shall be cleaned and disinfected before and after each use.
- Frequently touched surfaces shall be cleaned periodically during the course of the event.
- Products with an EPA-approved emerging viral pathogen claims are expected to be effective against COVID-19. Follow the manufacturer’s instructions for these products. For a list of EPA-approved emerging pathogen sanitizers: [https://www.epa.gov/pesticide-registration/listn-disinfectants-use-against-sars-cov-2](https://www.epa.gov/pesticide-registration/listn-disinfectants-use-against-sars-cov-2).

The Department of Health issued a directive pertaining to the reopening of Barber Shops, Body Art Establishments, Cosmetology Establishments, Massage Therapy Clinics/Spas, and Medical Spas effective May 6, 2020. The directive updates the conditions required to safely reopen these entities during Phase 1.

- Providers may resume services, however those services shall be scheduled by appointment with adequate time in between appointments to properly clean and disinfect.
- Walk-in appointments are prohibited during Phase 1.
- Vulnerable populations (i.e. those persons over the age of 65 or with chronic medical conditions) should consider remaining home during Phase 1.
- Clients shall be pre-screened for potential COVID-related symptoms prior to arrival for the appointment using the following questions:
  - Have you had a fever of 100.4 F or greater in the last 2 days?
  - Do you have a cough, difficulty breathing, sore throat or loss of taste or smell?
  - Have you had contact with a person known to be infected with COVID-19 within the past 14 days?
  - Those answering “yes” to any of the above shall have their services postponed for 14 days.

- Employees/licensees shall be pre-screened with both the standardized questionnaire and a daily temperature check. Any employee with a temperature of 100.4 F or greater will not be allowed to work.
- Services shall not be performed on clients who show any sign of illness such as fever, cough, or runny nose.
- Signage shall be posted informing clients about this policy.
- All persons in the salon/shop/clinic are required to maintain physical distancing of at least 6 feet while services are not being rendered.
- For most entities, occupancy will be limited to no more than 10 persons, including all support staff.
- In smaller facilities, the 6 feet physical distancing condition may require that fewer than 10 persons are present at any given time.
- Larger facilities (able to accommodate more than 10 persons while maintaining appropriate physical distancing) shall operate no more than 30% of their stations during Phase 1.
- Barbers, stylists, employees shall wear a face covering at all times. A cloth face covering is acceptable for this purpose.
- Clients shall wear masks as services permit. A cloth face covering is acceptable for this purpose. Signage shall be posted informing clients about this policy.
- Waiting area chairs shall be positioned to ensure 6 ft of social distancing. When possible, clients should wait outside of the shop/salon/clinic until called by their stylist/therapist.

---

All existing infection control rules remain in effect and will be enforced. Non-porous surfaces shall be cleaned and disinfected prior to use. Porous items shall be discarded after a single use.

- Gloves shall be worn for all services as required by Rule. Licensees are encouraged to wear gloves for all other services when able.
- Handwashing shall be performed before and after each service.
- The Department of Health COVID Infection Control Education module should be viewed prior to reopening.
- Practitioners shall maintain a record of the name, date, and contact information, for each client serviced for a period of one month. This may be accomplished using a sign-in sheet.

- On May 8, 2020, the Governor announced recreational pools may resume limited operations on May 22, 2020 under certain guidelines. On May 11, the state will begin the next phase of elective surgeries, which will allow procedures that require hospital stays of up to 48 hours.23
- On May 20, 2020, the Governor announced that bars which are associated with and are located within restaurant facilities are approved to open. Free standing bars which are not associated with restaurants should be ready to open next Tuesday, May 26, 2020.24

**California**

- On April 14, 2020, Governor Newsom announced six key indicators that must be considered before modifying the state’s stay at home order, including:25
  - The ability to monitor and protect our communities through testing, contact tracing, isolating, and supporting those who are positive or exposed;
  - The ability to prevent infection in people who are at risk for more severe COVID-19;
  - The ability of the hospital and health systems to handle surges;
  - The ability to develop therapeutics to meet the demand;
  - The ability for businesses, schools, and child care facilities to support physical distancing; and
  - The ability to determine when to reinstitute certain measures, such as the stay-at-home orders, if necessary.

- On April 28, 2020, Governor Newsom outlined the basic framework for California’s Pandemic Resilience Roadmap.26
  - **Stage One: Safety and Preparedness**
    - Making essential workforce environment as safe as possible.
  - **Stage Two: Lower Risk Workplaces**
    - Creating opportunities for lower risk sectors to adapt and re-open
    - Modified school programs and childcare re-open.
  - **Stage Three: Higher Risk Workplaces**
    - Creating opportunities for higher risk sectors to adapt and re-open
  - **Stage Four: End of Stay at Home Order**
    - Return to expanded workforce in highest risk workplaces.
    - Requires Therapeutics

- In regard to progress toward Stage One, Governor Newsom explained that the state if currently taking the following measures:
  - Continuing to build out testing, contact tracing, PPE, and hospital surge capacity.
  - Continuing to make essential workplaces as safe as possible, which includes:

---

23 Governor Hutchison Reopening Announcement, [https://twitter.com/AsaHutchinson/status/1258906988500717568](https://twitter.com/AsaHutchinson/status/1258906988500717568)
24 Governor Hutchison Press Release, [https://twitter.com/AsaHutchinson/status/1262883857201876993](https://twitter.com/AsaHutchinson/status/1262883857201876993)
26 California Pandemic Resilience Roadmap
• Physical and work flow adaptation
• Essential workforce safety net
• Make PPE more widely available
• Individual behavior changes
  o Preparing sector-by-sector safety guidelines for expanded workforce
• In regard to Stage Two, Governor Newsom emphasized that lower risk workplaces will be opened with adaptations, including the following entities:
  o Retail (e.g. curbside pickup)
  o Manufacturing
  o Offices (when telework not possible)
  o Opening more public spaces
• Stage Two will also focus on expanding the workforce safety net so that workers have the ability to stay home when they are sick.
• Stage Two will allow schools and childcare facilities to open, with adaptations, under the following conditions:
  o Summer programs and next school year potentially starting sooner (July/August)
  o Childcare facilities to provide more care
  o Address learning gaps
  o Ensure students and staff are protected
  o Allow broader workforce to return to work
• The following key indicators will be used to determine when to move to Stage Two of reopening:
  o Hospitalization and ICU trends stable.
  o Hospital surge capacity to meet demand.
  o Sufficient PPE supply to meet demand.
  o Sufficient testing capacity to meet demand.
  o Contact tracing capacity statewide.
• Transition to Stage 2 will occur through a statewide modification to the Stay-At-Home Order.
• Additional actions required to move to Stage Two include:
  o Government Actions
    ▪ Policies that allow people to stay home when they’re sick
    ▪ Guidance provided on how to reduce risk
  o Business Actions
    ▪ Wage replacement so workers can stay home when sick
    ▪ Implement adaptations to lower-risk workplaces NOW
    ▪ Employees continue to work from home when possible
  o Individual Actions
    ▪ Safety precautions – physical distancing, face coverings, etc.
    ▪ Avoid all non-essential travel
    ▪ Support and care for people who are at high risk
• During Stage 2, counties may choose to relax stricter local orders at their own pace.
• Following Stage 2, once a statewide COVID-19 surveillance system is made possible through testing, further regional variations could be supported.
  o State will consult and collaborate closely with local governments.
• Stage Three will focus on reopening higher risk workplaces with adaptations and limitations on the size of gatherings, including:
  o Personal care (hair and nail salons, gyms)
  o Entertainment venues (movie theaters, sports without live audiences)
  o In-person religious services (churches, weddings)
• Stage Four will focus on ending the stay at home order and reopening the highest risk workplaces with all indicators satisfied once therapeutics have been developed, including:
  o Concerts
  o Convention Centers
  o Live audience sports

• On May 7, 2020, the Governor released updated industry guidance – including for retail, manufacturing and logistics – to begin reopening with modifications that reduce risk and establish a safer environment for workers and customers.27

• On May 18, Governor Newsom released a set of relaxed criteria for counties that hope to allow businesses to reopen more quickly than the state overall. Local health jurisdictions that meet the criteria set forth by the California Department of Public Health and follow the process in the county guidance may move further ahead in Stage 2 of the resilience roadmap. These counties can move more quickly through Stage 2 opening sectors once state guidance is posted for that sector.

• If a county decides to pursue a variance to move further into Stage 2, the local public health officer must:
  o Notify the California Department of Public Health (CDPH).
  o Certify through submission of a written attestation to CDPH that the county has met the readiness criteria (outlined below), including guidance to be issued by the county and detailed plans, and that the county is designed to mitigate the spread of COVID-19.

• **Expanded Stage 2 with Attestation:** Upcoming changes in the Stay-at-Home Order will move the entire state methodically through opening further. Those counties with variation attestation may progress to open these sectors more rapidly, according to their county-specific plan for modification. Additional businesses/sectors included in expanded Stage 2 include:28
  o Destination retail (retail stores), including shopping malls and swap meets
  o Dine-in restaurants (other amenities, like bars or gaming areas, are not permitted in Stage 2)
  o Schools with modifications

• On May 18, Governor Newsom announced that live-sporting events are likely to be permitted to begin, **without spectators**, the first week of June.29

• On May 25, 2020, the Governor announced counties can now begin re-opening houses of worship and in-store shopping for retail.30

• On May 26, 2020, the Governor announced counties can choose to reopen hair salons and barberships with certain modifications.31

• **Colorado**
  • On April 20, 2020, Governor Polis announced that Colorado will proceed to the “Safer at Home” phase beginning on April 27, 2020. During this phase, Coloradans will no longer be ordered to stay home but are still strongly encouraged to do so.32

---

27 Governor Newsom Phase 2 Update, [https://covid19.ca.gov/roadmap/](https://covid19.ca.gov/roadmap/)
28 California County Variance Attestation, [https://www.cdph.ca.gov/Programs/CID/DCDC/Pages/COVID-19/County_Variance_Attestation_Form.aspx](https://www.cdph.ca.gov/Programs/CID/DCDC/Pages/COVID-19/County_Variance_Attestation_Form.aspx)
30 Governor Newsom Press Release, [https://twitter.com/GavinNewsom/status/1265039521113993216](https://twitter.com/GavinNewsom/status/1265039521113993216)
31 Governor Newsom Press Release, [https://twitter.com/GavinNewsom/status/1265364512590360577](https://twitter.com/GavinNewsom/status/1265364512590360577)
• Vulnerable populations and seniors must continue staying home except when absolutely necessary and K-12 school districts and postsecondary institutions will continue to suspend normal in-person instruction until the end of the school year.
• Childcare facilities and personal services, such as hair salons, dog groomers, and personal training, will be permitted to open with strict precautions.33
• Local governments will have the opportunity to implement stricter restrictions, particularly those who may be experiencing an outbreak.
• On April 27, 2020, Governor Polis announced that Colorado along with Nevada has joined California, Oregon and Washington in the Western States Pact – a working group of Western state governors with a shared vision for modifying stay at home and fighting COVID-19.34
• On April 27, 2020, Governor Polis issued Executive Order 2020-044, which implements a number of measures for the “safer-at-home” phase of the state’s reopening plan.35
• The Order provides the following relative to reopening measures:
  • Pursuant to Executive Order D 2020-041, normal in-person instruction at all P-12 schools in Colorado will be suspended until the scheduled end of the 2019-2020 regular school year. P-12 schools and school districts may use school buildings for providing services to students, educators, and families, including but not limited to: in-person small group instruction; staff professional development; food service; access to internet, devices, or instructional materials; special education services; or mental health supports. P-12 schools and school districts intending to provide these services must work in coordination with their local public health agency and must observe Social Distancing Requirements pursuant to applicable public health orders.
  • The order directs the Executive Director of the Colorado Department of Higher Education (CDHE) to work with CDPHE to identify those programs and courses at postsecondary institutions that cannot be taught remotely and require limited in-person instruction.
  • All Vulnerable Individuals should Stay at Home, except when necessary to provide, support, perform, or operate Necessary Activities, Minimum Basic Operations, Critical Government Functions, Necessary Travel, or Critical Businesses, provided that Vulnerable Individuals cannot be compelled to perform in-person work for any business or government function, including a Critical Business or Critical Government Function.
  • For purposes of this Executive Order, Vulnerable Individuals means: Individuals who are 65 years and older; individuals with chronic lung disease or moderate to severe asthma; individuals who have serious heart conditions; individuals who are immunocompromised; Pregnant women; and individuals determined to be high risk by a licensed healthcare provider.
  • The order directs the Executive Director of CDPHE to issue a new or amended PHO consistent with the directives in this Executive Order. The new or amended PHO must:
    - Advise Coloradans to wear non-medical cloth face coverings that cover the nose and mouth whenever in public;
    - Order Coloradans to limit:
      ➢ Social interactions to the greatest extent possible except as required to conduct Necessary Activities; and

33 Governor Polis Safer at Home Presentation, https://drive.google.com/file/d/1GmQ79cT8yc8SV0yfePKgnZiFhpdyl7x/view
35 Colorado Executive Order D 2020-044, https://drive.google.com/file/d/1w4xfCKF3ELTULfplqLoASRofW_LRb2glz/view
- Essential Travel to within their county of residence or employment as much as possible and recreational travel to no further than ten (10) miles from their residence.
- Prohibit public gatherings of ten (10) persons or more in both public spaces and private commercial venues.
- Strongly encourage all Critical Businesses, Critical Government Functions, Non-Critical Retail, and Non-Critical Commercial Businesses to allow workers to telecommute whenever possible.
- Require all Critical Businesses, Critical Government Functions, Non-Critical Retail, and Non-Critical Commercial Businesses to make work accommodations for Vulnerable Individuals, who remain subject to Stay at Home requirements.
- Permit all Critical Businesses and Critical Government Functions to continue to operate with mandatory Social Distancing Requirements and cleaning protocols.
- Permit Non-Critical Retail to operate and offer goods through delivery service, window service, walk-up service, drive-through service, drive-up service, curbside delivery and, beginning May 1, 2020, permit Non-Critical Retail to allow customers onto their premises in a manner allowing for strict compliance with mandatory Social Distancing Requirements similar to the requirements for Critical Retail.
- Permit Places of Public Accommodation to continue to offer food and beverage using delivery service, window service, walk-up service, drive-through service, drive-up service, curbside delivery or any manner set forth in an existing Executive Order or PHO and in accordance with mandatory Social Distancing Requirements.
- Issue appropriate guidelines for classes and programs identified in consultation with the Executive Director of CDHE
- Beginning on May 4, 2020, permit Non-Critical Commercial Businesses to allow up to fifty percent (50%) of their employees to conduct in-person work that takes place outside a private residence in accordance with Mandatory Social Distancing Requirements and protocols.
- Ensure that Critical Businesses, Critical Government Functions, Non-Critical Commercial Businesses, and Non-Critical Retail with over fifty (50) employees in any one location follow protocols established by PHO, including but not limited to symptom screening and temperature check stations, closure of common areas, cleaning protocols, and Mandatory Social Distancing Requirements and protocols.
  - Nothing in this Executive Order prevents a county or municipality from adopting more protective standards than those contained in this Executive Order as necessary, including but not limited to stay at home orders, mask wearing requirements in public, or additional protective measures.
  - This Executive Order shall expire thirty (30) days from April 27, 2020, unless extended further by Executive Order.
- On May 25, 2020, the Governor announced the expiration of the executive order closing ski resorts. Ski resorts may work to secure approval from their local authorities to open.  
- On May 26, 2020, the Governor issued an executive order allowing voluntary or elective surgeries and procedures to proceed under certain conditions.

---

37 Executive Order D 2020-080, [https://drive.google.com/file/d/16iATWovIkBUdWMDzlJzay9WsrJAR00NnL/view](https://drive.google.com/file/d/16iATWovIkBUdWMDzlJzay9WsrJAR00NnL/view)

Last Updated: 6-3-20
Connecticut

- On May 18, 2020, the Governor announced an executive order taking the following actions:38
  - Reopening Phase 1;
  - Enforcement of sector rules governing the reopening of businesses;
  - Extension of prohibition on large gatherings to June 20, 2020;
  - Extension of restrictions on off-track betting, indoor fitness, and movie theaters to June 20;
  - Further clarification of limits on restaurants, bars, and private clubs – mixed drinks permitted for takeout or delivery;
  - Limitation on the operation of day camps;
  - Enhanced health procedures for all day camps;
  - Cancellation of resident camp operations;
  - Limitation on the operation of summer and educational programs operated by local or regional boards of education; and
  - Suspension or modification of regulatory requirements to protect public health and safety.

- On May 18, 2020, the Governor and Governor Gina Raimondo of Rhode Island announced their intention to align the reopening of hair salons and barbershops in their respective states in early June.39

- On May 18, 2020, the Governor released a guidance document that was developed through a collaborative working group organized by his administration and provides best practices for dentist offices that are considering expanding their operations beyond emergency care in the coming days.40

- On May 18, 2020, the Governor released an online guide to help small businesses comply with COVID-19 safety guidance and manage the broader reopening process.41

- On May 26, 2020, the Governor released their Reopen Connecticut report, which contains recommendations from the Reopen Connecticut Advisory Group on the reopening of Connecticut’s economy and education system.42

- On May 26, 2020, the Federal Emergency Management Agency (FEMA) approved the Lamont administration’s request to provide an extension for its non-congregate housing programs until July 2, 2020.43

- On May 27, 2020, the Governor issued an executive order permitting the creation of a temporary nurse aide position to assist health care providers and other health-related services.44

- On May 29, 2020, the Governor issued an executive order taking the following actions:
  - Reopening of barbershops and hair salons on June 1; and
  - Amending prohibitions on large gatherings.

---

45 Executive Order 7TT, https://portal.ct.gov/-/media/Office-of-the-Governor/Executive-Orders/Lamont-Executive-Orders/Executive-Order-No-7TT.pdf?la=en
Delaware

- On May 5, 2020, Governor Carney announced a phased reopening plan\(^\text{46}\) allowing small businesses to resume limited operations effective at 8:00 a.m. on Friday, May 8.
- The reopening plan is as follows:
  - The following Non-Essential Businesses may transact business via curbside pickup:
    - Department stores, clothing stores, and shoe stores;
    - Craft or hobby retailers;
    - Book and periodical retailers;
    - Office supply, stationery, and gift stores;
    - Tobacco and vape shops;
    - Used merchandise retailers;
    - Consumer goods rentals;
    - Electronics retailers;
    - Video, video game, or computer game rental or similar retail;
    - Other general merchandise retailers.
  - Non-Essential Businesses and Limited Operation Non-Essential Businesses that are authorized to transact by appointment only shall not also transact business via curbside pickup.
  - Non-Essential Business and Limited Operation Non-Essential Business that are authorized to transact via appointment only and that are not directly accessible through stand-alone exterior access points may transact business by curbside only.
  - Golf courses may provide guests with golf carts, provided that carts are limited to one (1) rider and the business ensures proper cleaning between customers.
  - Pawn shops may operate by appointment only with a maximum of two appointments per half hour;
  - Furniture stores may operate by appointment only with a maximum of two appointments per half hour;
  - Jewelry, luggage, and leather goods retailers may operate by appointment only with a maximum of two appointments per half hour;
  - Sporting goods retailers may operate by appointment only with a maximum of two appointments per half hour;
  - Music and musical instruments retailers may operate by appointment only with a maximum of two appointments per half hour;
  - Hair salons and barber shops may operate by appointment only for essential personnel and with the following restrictions:
    - No more than two appointments at a time per location (and includes a stylist for each appointment and essential operations staff);
    - Appointments must be scheduled with a minimum of fifteen (15) minutes between appointments for proper cleaning;
    - Entrance doors must include signage that walk-ins are not permitted;
    - Social distancing requirements of 6 feet should be maintained when feasible;
    - Employees/owners who (per CDC guidelines) are over 65 years of age, or who have severe underlying medical conditions like heart or lung disease, moderate to severe asthma, severe obesity, chronic kidney or liver disease, diabetes or are immunocompromised and at higher risk for COVID-19 illness/complications, are still encouraged to refrain from going to work, but must wear a FDA cleared surgical mask at all times if they choose to go to work; employees/owners under

65 and without severe underlying medical conditions and customers shall wear a cloth face covering at all times; customers must cancel appointments if they have any reason to believe they may be ill or may have come into contact with COVID-19; customers over 65 years of age or who have underlying medical conditions like the above are strongly recommended to avoid utilizing hair care or other cosmetology services at this time due to the serious risks associated with coming into close and sustained contact with others;

- Employees must wash hands with warm water and soap between customers, and more frequently as time permits; and
- For those employees who must report to work, each employee must be asked about and report daily body temperature. Employees with a temperature at or above 99.5 degrees Fahrenheit must stay home.
- Customer stations must be sanitized between uses, along with any equipment used for the customer.
- Magazines or other materials may not be provided by the salon or shared among customers.

- Drive-in services, such as graduations and drive-in movies, are permitted with the following restrictions:
  - People attending the service must remain in their vehicles at all times and are permitted to open their windows halfway if needed.
  - Vehicles attending services may only include immediate family members who live in the same household.
  - No outdoor seating shall be permitted, including outdoor seating in an open bed of a vehicle.
  - Vehicles must remain at least 9 feet from each other (including side-to-side while parked).
  - Owners/operators of the property being used for drive-in services shall clearly mark spacing appropriate to identify 9 feet between cars.
  - No exchange of materials shall take place between attendees and each other or attendees and the providers of the services.
  - There must be strict adherence to social distancing guidelines recommended by the CDC and the Division of Public Health.
  - Owners/operators shall provide clear signage regarding these requirements.

- All licensed childcare homes and centers (collectively “childcare”) in the State of Delaware are ordered to provide childcare to “any employee of a business deemed essential or open for business, as defined by the Modifications to the State of Emergency, including developing the following guidelines for implementation:”
  - With the exception of the provision above permitting childcare, all childcares not designated as Emergency Childcare Sites shall remain closed.

- JURISDICTION AND ENFORCEMENT:
  - This Order has the force and effect of law. Any failure to comply with the provisions contained in a Declaration of a State of Emergency or any modification to a Declaration of the State of Emergency constitutes a criminal offense. 20 Del. C. §§ 3115 (b); 3116 (9); 3122; 3125. State and local law enforcement agencies are authorized to enforce the provisions of any Declaration of a State of Emergency.

- INFORMATION HOTLINE: Anyone with a question about COVID-19, whether related to medical or social service needs, should call Delaware 2-1-1; or 7-1-1 for individuals who are deaf or hard of hearing. Or text your ZIP code to 898-211. Hours of operation are 8 a.m. to 9 p.m. Monday through Friday; 9 a.m. to 5 p.m. Saturday and Sunday.
On May 8, 2020, the Governor announced June 1 as the target date for Phase I of Delaware’s economic reopening. Carney also extended Delaware’s State of Emergency declaration, including the stay-at-home order and its other modifications, through May 31.47

On May 14, 2020, the Governor announced that the State of Delaware will lift restrictions on Delaware beaches and community pools at 5:00 p.m. on Friday, May 22, subject to strict social distancing requirements and other restrictions. Ice cream shops and trucks will reopen with restrictions effective 5:00 p.m. this Friday, May 15.48

On May 15, 2020, the Governor released guidance for Phase 1 of Delaware’s rolling reopening. Delaware’s Phase 1 reopening plan provides general and sector-specific guidance for Delawareans and Delaware businesses. Phase 1 of Delaware’s economic reopening will begin on June 1.49

On May 18, 2020, the Governor issued guidance encouraging virtual services for churches and houses of worship while expanding their ability to conduct in-person services with restrictions.50

On May 19, 2020, the Governor announced additional interim steps for retail and restaurant businesses to expand operations by appointment beginning tomorrow; restaurants can apply to expand outdoor seating effective June 1.51

On May 26, 2020, the Governor announced the state will lift the ban on short-term rental units and the mandatory 14-day quarantine for out-of-state travelers on June 1.52

On May 29, 2020, the Governor issued guidance for summer camps and summer school as Delaware continues a rolling reopening of the economy.53

On June 1, 2020, the Governor issued an executive order creating a Pandemic Resurgence Advisory Committee (PRAC) to plan for a potential resurgence of COVID-19 in fall 2020.54

Florida

On April 14, 2020, Governor Desantis announced the formation of the Re-Open Florida Task Force, which is required to produce economic reopening recommendations to DeSantis by April 24, 2020.55

On April 20, 2020, Governor Desantis announced the executive committee of the Re-Open Task Force.56 Members of the Executive Committee include:

- Lieutenant Governor Jeanette Núñez, Lieutenant Governor of Florida
- Jimmy Patronis, Florida Chief Financial Officer
- Ashley Moody, Florida Attorney General

51 Governor Carney Press Release, [https://news.delaware.gov/2020/05/19/governor-carney-announces-additional-interim-steps-for-retail-restaurant-businesses-to-expand-operations/](https://news.delaware.gov/2020/05/19/governor-carney-announces-additional-interim-steps-for-retail-restaurant-businesses-to-expand-operations/)
On April 21, 2020, Governor Desantis announced the members of the Re-Open Task Force Industry Working Group on Tourism, Construction, Real Estate, Recreation, Retail and Transportation. Members of the Industry Working Group include:

- Lieutenant Governor Jeanette Nuñez, Lieutenant Governor of Florida
- Jimmy Patronis, Florida Chief Financial Officer
- Ashley Moody, Florida Attorney General
- President Bill Galvano, President, Florida Senate
- Speaker Jose Oliva, Speaker, Florida House of Representatives
- Senator Wilton Simpson, President-Designate, Florida Senate
- Representative Chris Sprowls, Speaker-Designate, Florida House of Representatives
- Commissioner Richard Corcoran, Commissioner of Education
- Jamal Sowell, President & CEO, Enterprise Florida, Inc.
- Mayor Carlos Gimenez, Mayor, Miami-Dade County
- Mayor Dale Holness, Mayor, Broward County
- Mayor David Kerner, Mayor, Palm Beach County
- John Couris, President & CEO, Tampa General Hospital
- Josh D’Amaro, President, Walt Disney World Resort
- Todd Jones, CEO, Publix Super Markets
- Syd Kitson, Chairman, Board of Governors for the State University System
- Paul Reilly, Chairman & CEO, Raymond James Financial
- Alex Sanchez, President & CEO, Florida Bankers Association
- Eric Silagy, President & CEO, Florida Power & Light Company
- John Sprouls, CEO, Universal Orlando Resort, Executive Vice President, Universal Parks & Resorts
- Patrick Sunderlin, Vice President, Global Supply Chain, Lockheed Martin Corporation
- Joe York, President, AT&T Florida and Caribbean

On April 29, 2020, Governor DeSantis released his Step by Step Plan for Florida’s Economic Recovery, which permits restaurants and retail stores to reopen Monday, May 4, at 50% capacity, and both outpatient and inpatient elective surgeries to resume statewide.

The plan requires tracking of critical benchmarks on a statewide basis, the most important of which is hospital capacity to respond in the event of an unexpected surge of COVID-19. If the state shows consistent success, these guidelines contemplate advancement to the next phase. If, however, COVID-19 data suggests increased spread, the state should remain in the current phase. The state should continually review any sudden, unexplained spikes in the number of COVID-19 cases, while factoring in increases in testing and monitor any increases in hospitalizations. In extreme situations, the Governor may deploy a geographically targeted response in consultation with public health officials.58

**Elective procedures:** Upon the expiration of Executive Order 20-72 on May 8, 2020, healthcare practitioners should resume all inpatient and outpatient elective procedures at hospitals, ambulatory surgical centers, office surgery centers, dental, orthodontic and endodontic offices, and other health care practitioners’ offices. The Governor should authorize the Agency for Health Care Administration and the Florida Department of Health to take actions necessary to limit elective procedures if:

- Hospitals do not have the capacity to immediately convert additional facility-identified surgical and intensive care beds for treatment of COVID-19 patients in a surge capacity situation;
- Hospitals do not have adequate PPE available to complete all medical procedures and respond to COVID-19 treatments needs;
- Hospitals seek any additional federal, state, or local assistance regarding PPE supplies once resuming elective procedures; and
- Hospitals fail to provide support to and proactively engage with skilled nursing facilities, assisted living facilities, and other long-term care residential providers.

**Phase 1** is authorized to begin based on the benchmarks provided for in the Roadmap for Reopening, which includes a downward trajectory of the syndromic and epidemiology criteria while maintaining adequate health care capacity. The Step-by-Step plan sets forth minimum recommended health protocols. Individuals and businesses should adhere to all public guidance by federal, state and local officials, including state regulatory agencies.

**Individuals:**

- All individuals should continue to maximize physical distance from others in public, particularly in enclosed environments. Individuals should avoid socializing in groups of more than 10 people in circumstances that do not readily allow for appropriate social distancing of at least 6 feet.
- Individuals older than 65 years of age and individuals with a serious underlying medical condition (such as chronic lung disease, moderate-to-severe asthma, serious heart conditions, immune-compromised status, cancer, diabetes, severe obesity, renal failure and liver disease) should continue to stay at home.
- When leaving home, these individuals should follow social distancing and other general mitigation guidance. Those living with vulnerable individuals should be aware of the exposure risk that they could carry the virus back home after returning to work or other environments where distancing is not practical.
- Vulnerable populations should affirmatively inform their employer that they are a member of the vulnerable population so that their employer can plan accordingly.

Individuals should avoid all non-essential travel and cruises, including to U.S. states and cities outside of Florida with substantial community spread of COVID-19. Individuals coming to Florida from an area with substantial community spread, such as the New York Tri-State Area, should adhere to CDC guidelines regarding isolation for 14 days upon arrival in Florida.

- **Employers**
  - All employers should screen employees before entering the premises for symptoms of COVID-19 or influenza-like illness and, where practical, take the temperature of each employee.
  - All employers should encourage teleworking, where practical.
  - Employers should develop plans for employees to return to work in phases, which should be implemented in subsequent phases of the plan.
  - Employers should avoid non-essential travel and adhere to CDC guidelines regarding isolation following travel.
  - The in-person quorum for a local government body to meet should remain suspended and the use of technology and video conferencing for local government meetings should be encouraged.

- **Gyms and Fitness Centers**:
  - Gyms and fitness centers may re-open but should at a minimum:
    - Operate at no more than 50 percent of building capacity
    - Adhere to strict social distancing and sanitation protocols, including cleaning and disinfecting all surfaces
    - Separate patrons by at least 6 feet
    - Encourage appointment only or scheduled use of equipment.
    - Prohibit indoor group sessions or classes

- **Bars, Pubs and Nightclubs**
  - Bars, pubs, and nightclubs that derive at least 50 percent of sales from alcohol should remain closed.

- **Restaurants**
  - Restaurants and food establishments should operate at no more than 50 percent capacity, with appropriate social distancing and a minimum of 6 feet separating parties, as the virus is most transmissible indoors under close sustained contact
    - Parties should not exceed 10 people.
    - Businesses should limit inside waiting areas for patrons waiting to be seated.
    - Businesses should thoroughly clean and disinfect all surfaces after each use.
    - Businesses should consider a reservations-only business model or call-ahead seating to manage spacing in restaurant.
    - Outdoor dining areas should be prioritized
    - Businesses should consider posting signs to remind staff and patrons of safety and sanitization protocols
    - Businesses should screen employees before work and should consider requiring employees to wear face masks or cloth face coverings while inside or within close proximity to members of the public
    - Bar areas should remain closed.
    - Menus, if laminated, should be cleaned after each usage. Paper menus should be designed for single use and then disposed of immediately after use.
    - Businesses should avoid cafeteria-style dining arrangements. If salad bars or buffets are permitted efforts to mitigate risk should include barriers to block virus spread from sneezes and coughs and service utensils should be handled by staff and/or washed frequently.
• **Recreation**
  o State Parks: A limited number of state parks should open for daytime use only. During this phase, visitors will not have access to certain amenities, such as pavilions, picnic areas and campsites due to sections of the park being closed or staff and visitor safety considerations.
  o Public Beaches: Beach access should be limited to parties of 10 or less with 6-feet distance between groups. Beach closures should remain a local government decision.
  o Large Venues: (i.e. movie theaters, concert halls, auditoriums, bowling alleys, arcades, playhouses, casinos) These venues should utilize strict social distancing protocols and should operate at no more than 50 percent capacity, with a minimum of 6 feet separating parties. Additional guidance include:
    - Parties should not exceed 10 people
    - Operators should clean and disinfect all surfaces after each use
    - Businesses should consider screening employees before work and require workers to wear face masks or cloth face coverings while inside or within close proximity to members of the public
• **Large Sporting Events and Theme Parks**
  o Large spectator sporting events should use strict social distancing guidelines and limit occupancy of venues to 25 percent of building capacity.
  o Theme parks should remain closed.
• **Vacation Rentals**
  o Vacation rentals should remain suspended.
• **Personal Services Businesses**
  o Personal Services Businesses, such as cosmetology salons, barber shops and nail salons, should limit occupancy to 50 percent of building capacity and should consider the following mitigation measures
    - Welcome patrons by appointment only and avoid group appointments that increase occupancy during the same time periods.
    - Regularly sanitize working stations and equipment between interactions with customers to the greatest frequency feasible.
    - Require all employees to wear face masks, cloth face coverings and other PPE while inside or within close proximity of members of the public.
    - Encourage customers to wear face masks or cloth face coverings when entering the premises and provide face masks or cloth face coverings upon request, if available.
    - Post signage to direct customers against congregating outside of the premises.
    - Remove all unnecessary, frequent-touch items such as magazines, newspapers, service menus, any other unnecessary paper products and décor from customer service area
• **Retail Businesses**
  o Operate at no more than 50 percent of building capacity
  o Post signage to direct the flow of customers within the premises to promote social distancing, as the virus is most transmissible indoors under close, sustained contact
  o Regularly sanitize work stations and frequently touched surfaces
  o Develop and implement policies and procedures to train employees on personal hygiene expectations, including increased frequency of hand washing, the use of hand sanitizers with at least 60 percent alcohol and, clear instruction to avoid touching hands to face
  o Consider dedicating a certain time each day for vulnerable populations.
• **On May 1, 2020, the Governor announced that, beginning May 4, 2020, Florida State Parks will re-open access to trails, and some day use areas, including some beach access with limited facilities.**
Visitors will be asked to practice proper social distancing and to limit group size to 10 or less and to stay six feet apart.\textsuperscript{59} 

- On May 15, 2020, the Governor announced Florida’s Full Phase 1 begins Monday, May 18. All 67 counties can now begin re-opening as the state continues to implement the #SafeSmartStepbyStep Plan for Florida’s recovery.\textsuperscript{60}

**Georgia**

- On April 20, 2020, Governor Kemp issued Executive Order 04.20.20.01 providing flexibility for healthcare practices, authorizing certain businesses to conduct minimum operations, and providing additional measures for emergency response.\textsuperscript{61}
- The order provides that all medical practices, dental practices, orthodontics practices, optometry practices, physical therapists, ambulatory surgical centers, physicians performing elective surgeries, healthcare institutions, medical facilities, and any and all other healthcare-related practices and services that have elected to cease operations because of the spread of COVID-19 should begin treating patients as soon as practicable in accordance with the Centers for Disease Control and Prevention guidelines, Centers for Medicare and Medicaid Services guidelines, and the provisions of this Order to prevent the spread of COVID-19.
  - All such healthcare-related practices and services shall not be subject to Minimum Basic Operations restrictions but should consider implementing the operational guidelines provided in Executive Order 04.02.20.01 for Critical Infrastructure.
- The order states that all gyms, fitness centers, bowling alleys, body art studios permitted pursuant to Code Section 31-40-2, businesses registered pursuant to Code Sections 43-10-11 and 43-10-18, estheticians as defined by Code Section 43-10-1(8), hair designers as defined by Code Section 43-10-1(9), and persons licensed to practice massage therapy pursuant to Code Section 43-24A-8, may begin in-person Minimum Basic Operations on Friday, April 24, 2020.
  - All such businesses shall implement measures which mitigate the exposure and spread of COVID-19. Such measures shall include:
    - Screening and evaluating workers who exhibit signs of illness, such as a fever over 100.4 degrees Fahrenheit, cough, or shortness of breath;
    - Requiring workers who exhibit signs of illness to not report to work or to seek medical attention;
    - Enhancing sanitation of the workplace as appropriate;
    - Requiring hand washing or sanitation by workers at appropriate places within the business location;
    - Providing personal protective equipment as available and appropriate to the function and location of the worker within the business location;
    - Prohibiting gatherings of workers during working hours;
    - Permitting workers to take breaks and meals outside, in their office or personal workspace, or in such other areas where proper social distancing is attainable;
    - Implementing teleworking for all possible workers;
    - Implementing staggered shifts for all possible workers;
    - Holding all meetings and conferences virtually, wherever possible;
    - Delivering intangible services remotely wherever possible;
    - Discouraging workers from using other workers' phones, desks, offices, or other work tools and equipment;

\textsuperscript{59} https://www.flgov.com/2020/05/01/governor-ron-desantis-announces-limited-re-opening-of-recreational-trails-and-beaches/

\textsuperscript{60} Governor DeSantis Press Release, https://twitter.com/GovRonDeSantis/status/1261369779035623425


Last Updated: 6-3-20
• Prohibiting handshaking and other unnecessarily person-to-person contact in the workplace;
• Placing notices that encourage hand hygiene at the entrance to the workplace and in other workplace areas where they are likely to be seen;
• Suspending the use of Personal Identification Number ("PIN") pads, PIN entry devices, electronic signature capture, and any other credit card receipt signature requirements to the extent such suspension is permitted by agreements with credit card companies and credit agencies;
• Enforcing social distancing of non-cohabitating persons while present on such entity's leased or owned property;
• For retailers and service providers, providing for alternative points of sale outside of buildings, including curbside pickup or delivery of products and/or services if an alternative point of sale is permitted under Georgia law;
• Increasing physical space between workers and customers;
• Providing disinfectant and sanitation products for workers to clean their workspace, equipment, and tools;
• Increasing physical space between workers' worksites to at least six (6) feet.

Consistent with previous Executive Orders, Minimum Basic Operations are limited to:
• The minimum necessary activities to maintain the value of a business, establishment, corporation, non-profit corporation, or organization, provide services, manage inventory, ensure security, process payroll and employee benefits, or for related functions.
  ➢ Such minimum necessary activities include remaining open to the public subject to the restrictions of this Order.
• The minimum necessary activities to facilitate employees or volunteers being able to work remotely from their residences or members or patrons being able to participate remotely from their residences.
• Instances where employees are working outdoors without regular contact with other persons, such as delivery services, contractors, landscape businesses, and agricultural industry services.

Consistent with previous Executive Orders, no business, establishment, corporation, non-profit corporation, organization, or county or municipal government shall allow more than ten (10) person to be gathered at a single location if such gathering requires persons to stand or be seated within six (6) feet of any other person.
• This provision shall not apply to cohabitating person outside of their homes, family units or roommates residing together in private homes, or entities defined as "Critical Infrastructure" by Executive Order.

In addition to those entities and workers defined as "Critical Infrastructure" in Executive Order 04.02.20.01, all workers, businesses, establishments, corporations, non-profit corporations, and organizations included in version 3.0 of Guidance on Essential Critical Infrastructure Workers released by the U.S. Department of Homeland Security on April 17, 2020, shall also be defined as "Critical Infrastructure" in this State. The operation of Critical Infrastructure shall not be impeded by county, municipal, or local ordinance.

Pursuant to Code Sections 31-2A-4(9) and 38-3-51(d)(1), because this public health emergency due to the spread of the novel coronavirus, COVID-19, is a "grave


Last Updated: 6-3-20
emergenc[y] of more than local peril," the Department of Public Health is authorized "to employ whatever means may be at its disposal to overcome [this] emergenc[y ]."

including, but not limited to, overriding the orders of county boards of health, health districts, and their officers, directors, and employees to enforce uniformity in the State's response to the spread of the novel coronavirus, COVID-19.

- The State Health Officer shall have the authority to:
  - Select which specific COVID-19 screening and testing services operate on behalf of the State, health districts, and county boards of health.
    - The selection of screening and testing services shall be based on a balancing of sound medical principles and the public health and safety interests of the State.
  - Enforce uniform testing requirements in this State, and failure to comply with orders by the State Health Officer shall be a misdemeanor pursuant to Code Section 38-3-7, enforceable by law enforcement officers.
- The Adjutant General of the Georgia National Guard, acting at the direction of the State Health Officer, shall have the authority to enforce uniform testing requirements in this State, and failure to comply with orders by the Adjutant General shall be a misdemeanor pursuant to Code Section 38-3-7, enforceable by law enforcement officers.

- **Preemption:** Pursuant to Executive Order 04.02.20.01 and Code Section 38-3-51, enforcement of any county or municipal ordinance or order that is more or less restrictive than this Order is hereby suspended.
- All provisions of the order shall expire at the conclusion of the Public Health State of Emergency declared in Executive Order 03.14.20.01 and renewed by Executive Order 04.08.20.02.
- On April 27, 2020 Governor Kemp issued Executive Order 04.23.20.02, which outlines specified reopening guidelines for various non-essential businesses, including retail and restaurants, as well as guidelines for businesses which are considered part of the critical infrastructure.64
- The order also maintains the state’s shelter in place directive for people over the age of 65 and people, people living in a nursing home or long term care facility, and people with chronic illness or immune deficiencies.
- The order provides that restaurants and dining rooms, including those at private social clubs, are hereby permitted to resume providing dine-in services. All restaurants and dining rooms that operate during the effective dates of this Order shall implement measures which mitigate the exposure and spread of COVID-19 among its patrons and workforce. Such measures shall include the following:
  - Screen and evaluate workers who exhibit signs of illness, such as a fever over 100.4 degrees Fahrenheit, cough, or shortness of breath;
  - Require workers who exhibit signs of illness to not report to work or to seek medical attention. Per existing U.S. Food and Drug Administration Food Code requirements, employees who are sick should remain home. If an employee becomes ill or presents signs of illness at work, the operator should identify the employee's condition during a pre-work screening and send the employee home. Restaurants shall create, maintain, and follow established policies regarding when employees who have become ill are permitted to return to work. An employee with known or suspected COVID-19 must follow Centers for Disease Control and Prevention guidelines to self-isolate for at least seven (7) days after symptom onset and end isolation only after symptoms have improved and the employee has been fever-free and/or symptom-free for three (3) consecutive days without medication before returning to work—,
  - Implement teleworking for all possible workers;

o Implement staggered shifts for all possible workers;
o Hold all meetings and conferences virtually, whenever possible;
o Train all employees on the importance and expectation of increased frequency of handwashing, the use of hand sanitizers with at least 60% alcohol, and provide clear instruction to avoid touching hands to face;
o Require all employees to wear face coverings at all times. Such coverings shall be cleaned or replaced daily;
o Discourage workers from using other workers’ phones, desks, offices, or other work tools and equipment;
o Where possible, stagger workstations to avoid employees standing adjacent to one another or next to each other. Where six (6) feet of separation is not possible, consider spacing options that include other mitigation efforts with increased frequency of cleaning and sanitizing surfaces;
o Establish limit numbers to reduce contact in employee breakrooms;
o Prohibit handshaking and other unnecessary person-to-person contact in the workplace;
o Enforce Social Distancing of non-cohabitating persons while present on such entity's leased or owned property;
o Increase physical space between workers and patrons;
o Limit contact between wait staff and patrons;
o Discard all food items that are out of date;
o Discontinue use of salad bars and buffets;
o If providing a "grab and go" service, stock coolers to no more than minimum levels;
o Ensure the Food Safety Manager certification of the person in charge is up-to-date and provide food handler training to refresh employees;
o Thoroughly detail, clean, and sanitize the entire facility prior to resuming dine-in services and continue to do so regularly, focusing such cleaning and sanitation on high contact areas that would be touched by employees and patrons;
o Between diners, clean and sanitize table condiments, digital ordering devices, check presenters, self-service areas, tabletops and commonly touched areas, and discarding single-use items;
o Use rolled silverware and eliminate table presets;
o Remove items from self-service drink, condiment, utensil, and tableware stations and have workers provide such items to patrons directly wherever practicable;
o The use of disposable paper menus is strongly encouraged, which should be discarded after each patron use. Otherwise, businesses subject to this Section shall clean and sanitize reusable menus between each use by a patron. Non-touch menus are also acceptable for use.
o Clean and sanitize restrooms regularly, check restrooms based on the frequency of use, and ensure adequate supply of soap and paper towels at all times;
o Implement procedures to increase cleaning and sanitizing frequency of surfaces in the back-of-house. Avoid all food contact surfaces when using disinfectants;
o Check restrooms regularly and clean and sanitize based on frequency of use;
o Update floor plans for common dining areas, redesigning seating arrangements to ensure at least six (6) feet of separation from seating to seating. Utilize physical barriers on booth seating when available;
o Limit party size at tables to no more than six;
o Where practical, consider a reservations-only business model or call-ahead seating;
o Remind third-party delivery drivers and any suppliers of your internal distancing requirements;
o Post signage on entrances that no one with a fever or symptoms of COVID-19 is permitted in the facility;
Where practicable, physical barriers such as partitions or Plexiglas at registers should be used;

- Use technological solutions where possible to reduce person-to-person interaction: mobile ordering, mobile access to menus to plan in advance, text on arrival for seating, and contactless payment options;
- Provide hand sanitizer for use by patrons, including contactless hand sanitizing stations when available;
- Do not allow patrons to congregate in waiting areas or bar areas. Design a process to ensure patron separation while waiting to be seated that can include floor markings, outdoor distancing, or waiting in cars;
- If possible, use an exit from the facility separate from the entrance;
- Mark ingress/egress to and from restrooms to establish paths that mitigate proximity for patrons and staff;
- Where practicable, take-out and curbside pick-up services should be prioritized over dine-in services; and
- All restaurant or dining room playgrounds shall be closed.

The order also provides similar industry specific protocols for critical infrastructure employers, retail businesses, health care providers, child care and educational providers, gyms/fitness facilities, bowling alleys, close contact services, movies theaters, and general guidelines for all businesses.

The order prohibits all live public swimming pools, performance venues, operators of amusement rides as defined by Code Section 25-15-51, and businesses which possess a license to operate as or otherwise meet the definition of "bar" as defined by Code Section 3-1-2(2.1) from engaging in in-person operations.

- In addition to compliance with the guidelines for Critical Infrastructure, dental practices, and clinics that continue in-person operation during the effective dates of this Order shall adhere to the American Dental Association's Interim Guidance for Minimizing Risk of COVID-19 Transmission and Interim Mask and Face Shield Guidelines and that any previous Executive Order or rule which would prevent dental practices and clinics from providing the full scope of their services subject to the above requirements is hereby suspended.

- In addition to compliance with the guidelines for Critical Infrastructure, Ambulatory Surgical Centers that continue in-person operation during the effective dates of this Order shall implement additional measures to prevent the spread of COVID-19 as practicable. Such measures may include, but shall not be limited to the following, which shall be implemented to the maximum extent practicable:
  - Screening patients before visits and monitoring their health prior to starting surgery as part of the pre-operative procedure;
  - Requiring staff to self-monitor and screen for viral symptoms daily;
  - Continuing to use Personal Protective Equipment per the latest Centers for Disease Control and Prevention recommendations for all procedures;
  - Following waiting room spacing guidelines, Social Distancing, face masking, and other recommended procedures for patients and visitors prior to entering the facility;
  - Ensuring heightened disinfection to prevent and mitigate risk of spread;
  - Ensuring patients have been medically cleared by their primary care physician where applicable;
  - Balancing the needs of patient care with the risk of providing that care by prioritizing procedures for patients who have lower co-morbidities and surgical risks and procedures accompanied by lower risk with regard to airborne transmission and those with minimal risk of unintended hospital admissions.
Any previous executive order or departmental rule which would prevent ambulatory surgical centers from providing the full scope of their services subject to the above requirements is hereby suspended.

- The order provides that county and municipal governments are authorized and empowered to make, amend, and rescind such orders, rules, and regulations as may be necessary for emergency management purposes and to supplement the carrying out of this Order, but such orders, rules, and regulations shall not be inconsistent with this Order or any other orders, rules, or regulations promulgated by the Governor or by any state agency exercising a power derived from the Public Health State of Emergency declaration.
  - For the purpose of this provision, orders, rules, and regulations that are promulgated by county and municipal governments that are more or less restrictive than the terms of this Order shall be considered inconsistent with this Order.
  - The operation of Critical Infrastructure shall not be impeded by county, municipal, or local ordinance.
- Nothing in the order shall be construed to suspend or limit the sale, dispensing, or transportation of firearms or ammunition, or any component thereof.
- The order will remain in effect until May 13, 2020.
- On April 27, 2020, Governor Kemp issued Executive Order 04.27.20.01, which provides additional guidance for food service establishments, bowling alleys, and theaters in response to COVID-19.
- On April 30, 2020, the Governor signed an executive order requiring business to operate with social distancing measures through May 31. Additionally, the executive order requires medically fragile and elderly individuals to shelter in place until June 12. On April 30, 2020, the Governor announced that he is suspending the road test requirement for acquiring a driver’s license.
- On May 1, 2020, the Governor urged all Georgians to continue to follow safe daily habits to reduce our risk of exposure and to continue to wear masks in public.
- On May 12, 2020, the Governor signed an executive order requiring bars, nightclubs and live performance venues to remain shuttered through the end of May and relaxed capacity limits on restaurants that resume dine-in service, increasing the maximum table size from six patrons to 10.
  - The order also doubled the number of children allowed in a single classroom at a child care facility from 10 to 20.
  - Finally, the executive order allowed summer camps to resume if they follow certain regulations.
- On May 22, 2020, the Governor announced a filming “best practices” guide for Georgia that offers guidance for Georgia’s film and television industries to help reduce the spread of COVID-19 when productions resume in Georgia. The recommendations were developed in close cooperation with officials from studio and production companies who maintain a presence in Georgia.

Hawaii

- On May 5, 2020, the Governor authorized shopping malls and a variety of retail businesses to reopen provided they minimize contact between employees and customers. However, he clarified that Maui and Oahu will not be reopening their malls and retail outlets.\(^\text{71}\)
- On May 12, 2020, the Governor stated that his office is exploring a plan to improve screening of non-residents arriving at Hawaii airports that may include photographing them.\(^\text{72}\)
- On May 19, 2020, the Governor detailed his reopening plan, which includes:\(^\text{73}\)
  - Phase 1: Stabilization focusing on healing Hawai‘i by saving lives and flattening the curve in the community. Hawai‘i has transitioned through this phase by re-opening low-risk businesses in the last few weeks.
  - Phase 2: Re-opening Hawai‘i’s Kama‘aina Economy, where the state starts to re-open medium-risk businesses and activities, and later – re-opening high-risk businesses and activities.
  - Phase 3: Long-term recovery – where the state renews and rebuilds its economy through planning and policy discussions, incorporating transitional workforce modernization opportunities, supporting economic diversification initiatives, targeting the development of emerging industries, and advancing long-term resiliency planning. At this level, the state will focus on re-opening highest risk businesses and activities, while remaining cautious and adjusting Safe Practices as needed. This phase is expected to take much longer, since this phase covers the reshaping of Hawai‘i’s economy.
  - Phase 4: Resilience
- On May 19, 2020, the Governor approved the reopening of county beach parks island wide in the County of Hawaii with social distancing restrictions.\(^\text{74}\)
- On May 27, 2020, the Governor approved the Mayor of O‘ahu’s proposal to safely re-open more businesses and operations on O‘ahu, under guidelines that will ensure the safety of employees and customers.\(^\text{75}\)
- On May 28, 2020, the Governor announced that he would extend the state’s 14-day quarantine requirement for travelers arriving in the state beyond June 30.\(^\text{76}\)
- On May 29, 2020, the Governor signed Hawai‘i County’s Emergency Rule No. 7, submitted by Hawai‘i County Mayor Harry Kim, allowing certain county parks and recreational facilities to re-open, with modifications.\(^\text{77}\)
- On June 1, 2020, the Governor announced that the state will be lifting the 14-day quarantine requirement for inter-island travelers, effective June 16. The state Department of Transportation will require thermal screening at the airport for everyone traveling inter-island. HDOT will also


\(^{74}\) Governor Ige Press Release, [https://www.bigislandvideonews.com/2020/05/19/governor-approves-hawaii-county-beach-park-reopenings/](https://www.bigislandvideonews.com/2020/05/19/governor-approves-hawaii-county-beach-park-reopenings/)


require travelers to fill out a new form that will now also ask for health-related information to assist the state in tracking and responding to new COVID-19 cases.78

**Idaho**

- On April 24, 2020, Governor Little announced a new public-private task force to create a COVID-19 testing strategy for the State of Idaho moving forward79. Their immediate focus includes:
  - Safe and efficient screening and testing sites for symptomatic individuals, including those with mild symptoms
  - Screening and testing locations in all regions of the state, including places that serve older individuals, rural and lower income populations, and racial and ethnic minorities
  - Robust COVID-19 testing programs for at-risk healthcare workers
- On April 24, 2020, Governor Little issued two new proclamations;80
  - Extending the disaster emergency and extreme emergency declarations
  - Waiving further regulations to improve and maintain access to care. The waivers suspend licensure requirements for out of state telehealth providers, remove financial barriers, and improve access to behavioral health services during this difficult time while keeping the patients and providers as safe as possible.
- On May 18, 2020, the Governor announced that protocols are now available for bars/breweries/wineries/distilleries and outdoor pools/splashpads/waterparks to open in Stage 3 of the Idaho Rebounds plan.81
- On May 27, 2020, the Governor announced state and local public health experts have created a new guidance document to assist with decisions about gatherings during the COVID-19 pandemic, the guidance is known as the Interim Guidance for Safe Gatherings and Public Events in Idaho.82
- On May 28, 2020, the Governor announced that after consultation with movie theater operators and public health officials, he decided to move up the opening of movie theaters by two weeks – from Stage 4 to Stage 3– as long as protocols are followed.83

**Illinois**

- On April 23, 2020, Governor Pritzker announced that he would sign a modified version of the state’s stay-at-home order that will go into effect May 1. The order will strengthen the state’s social distancing requirements while allowing residents additional flexibility and provide measured relief to non-essential businesses.84 Its provisions include:
  - State parks will begin a phased re-opening under guidance from the Department of Natural Resources.
  - Greenhouses, garden centers and nurseries may re-open as essential businesses.
  - Retail stores not designated as non-essential businesses and operations may re-open to fulfill telephone and online orders through pick-up outside the store and delivery.

---

Individuals will be required to wear a face-covering or a mask when in public places where they are unable to maintain six-feet of social distancing.

- Essential businesses and manufacturers will be required to provide face-coverings to all employees who are not able to maintain six-feet of social distancing.
- Educational institutions may allow and establish procedures for pick-up of necessary supplies or student belongings.

- On April 27, 2020, Governor Pritzker announced that the Attorney General will appeal a judge’s recent ruling that the governor does not have the authority to extend his stay-at-home executive order beyond 30 days.85

- On Tuesday, May 5, 2020, Governor J.B. Pritzker announced a five-phase Restore Illinois plan for reopening that will happen by region and based on coronavirus infection rates and hospital capacity.

- This five-phased plan will reopen the state, guided by health metrics and with distinct business, education, and recreation activities characterizing each phase. This is an initial framework that will likely be updated as research and science develop and as the potential for treatments or vaccines is realized.86

- The plan is based upon regional healthcare availability, and it recognizes the distinct impact COVID-19 has had on different regions of our state as well as regional variations in hospital capacity.

- Under the Restore Illinois plan, Illinois is divided into four regions: Northeast Illinois, North-Central Illinois, Central Illinois and Southern Illinois. Regions that meet certain healthcare thresholds over the next coming weeks can move to phase 3. Regions will move forward — or backward — through phases based on their infection rates and data.

- All regions in the state are experiencing "flattening of the curve" to some degree or another as the rate of infection begins to slow and stabilize — not enough to fully reopen, but enough so that the stay-at-home order has been modified.

- That means some non-essential businesses — retail, but not salons or barbershops — can reopen, but for online orders or curbside pickup only. Pet groomers have also been allowed to reopen with regulations to keep employees and customers safe.

- Some state parks (a list can be found here) have also reopened. Golf courses can reopen with restrictions and limitations as well.

- If Illinois starts seeing a new spike in coronavirus cases — no matter which phase each region is in — restrictions will be put back in place.

- With IDPH closely monitoring data and information from local health departments and regional health care councils, these things could prompt Illinois to move backwards:
  - Sustained rise in positivity rate
  - Sustained increase in hospital admissions for COVID-19 like illness
  - Reduction in hospital capacity threatening surge capabilities
  - Significant outbreak in the region that threatens the health of the region

- Phase 1: Rapid Spread
  - Under Phase 1, the rate of infection among those tested and the number of patients admitted to the hospital is high or rapidly increasing.
  - Strict stay at home order and social distancing guidelines are put in place, and only essential businesses remain open.
  - Gatherings:

Essential gatherings, such as religious services, of 10 or fewer allowed;
No non-essential gatherings of any size

- Travel:
  - Non-essential travel discouraged
- Health care:
- Education and child care:
- Outdoor recreation:
- Bars and restaurants:
- Entertainment:
- Personal care services and health clubs:
- Retail:
- Cases and Capacity:
  - Slowing of new case growth
  - Availability of surge capacity in adult medical and surgical beds, ICU beds, and ventilators
- Testing:
  - Ability to perform 10,000 tests per day statewide
  - Testing available in region for any symptomatic health care workers and first responders
- Illinois has already moved through Phase 1, or the phase of rapid spread. If mitigation efforts are unsuccessful, regions could return to Phase 1.

**Phase 2: Flattening**

- The rate of infection among those tested and the number of patients admitted to the hospital beds and ICU beds increases at an ever slower rate, moving toward a flat and even a downward trajectory.
- Gatherings:
  - Essential gatherings, such as religious services, of 10 or fewer allowed;
  - No non-essential gatherings
- Travel:
  - Non-essential travel discouraged
- Health care:
  - Emergency and COVID-19 care continue;
  - Elective procedures allowed once IDPH criteria met
- Education and child care:
Remote learning in P-12 schools and higher education;
Child care in groups of 10 or fewer for essential workers

- **Outdoor recreation:**
  - Walking, hiking, and biking permitted;
  - Select state parks open;
  - Boating and fishing permitted;
  - Golf courses open;
  - All with IDPH approved safety guidance

- **Businesses:**
  - **Manufacturing:**
    - Essential manufacturing only
  - **"Non-essential" businesses:**
    - Employees of “non-essential” businesses are required to work from home except for Minimum Basic Operations
  - Bars and restaurants:
    - Open for delivery, pickup, and drive through only
  - Personal care services and health clubs:
    - Closed
  - Retail:
    - Essential stores are open with restrictions; Non-essential stores open for delivery and curbside pick-up

Illinoisans are directed to wear a face covering and practice social distancing when outside the home.

The determination of moving from Phase 2 to Phase 3 will be driven by the COVID-19 positivity rate in each region and measures of maintaining regional hospital surge capacity. This data will be tracked from the time a region enters Phase 2, onwards.

- At or under a 20 percent positivity rate and increasing no more than 10 percentage points over a 14-day period, AND
- No overall increase (i.e. stability or decrease) in hospital admissions for COVID-19-like illness for 28 days, AND
- Available surge capacity of at least 14 percent of ICU beds, medical and surgical beds, and ventilators

- **Testing:**
  - Testing available for all patients, health care workers, first responders, people with underlying conditions, and residents and staff in congregate living facilities

- **Tracing:**
  - Begin contact tracing and monitoring within 24 hours of diagnosis

**Phase 3: Recovery**

For a region to move to Phase 3, its rate of infection among those who have been surveillance tested must be stable or declining. Coronavirus-related hospitalizations and ICU capacity must also remain stable or decrease.

- No Illinois region can move to Phase 3 before May 30 — despite some Illinois mayors defying the stay-at-home orders to launch their open reopening plans, including East Peoria.

- **Gatherings:**
  - All gatherings of 10 people or fewer are allowed with this limit subject to change based on latest data & guidance

- **Travel:**
  - Travel should follow IDPH and CDC approved guidance

- **Health Care:**
All health care providers are open with DPH approved safety guidance

Education and child care:
- Remote learning in P-12 schools and higher education;
- Limited child care and summer programs open with IDPH approved safety guidance

Outdoor recreation:
- State parks open;
- Activities permitted in groups of 10 or fewer with social distancing

Businesses:
- Manufacturing:
  - Non-essential manufacturing that can safely operate with social distancing can reopen with IDPH approved safety guidance
- “Non-essential” businesses:
  - Employees of “non-essential” businesses are allowed to return to work with IDPH approved safety guidance depending upon risk level, tele-work strongly encouraged wherever possible;
  - Employers are encouraged to provide accommodations for COVID-19-vulnerable employees
- Bars and restaurants:
  - Open for delivery, pickup, and drive through only
- Personal care services and health clubs:
  - Barbershops and salons open with IDPH approved safety guidance;
  - Health and fitness clubs can provide outdoor classes and one-on-one personal training with IDPH approved safety guidance
- Retail:
  - Open with capacity limits and IDPH approved safety guidance, including face coverings

The determination of moving from Phase 3 to Phase 4 will be driven by the COVID-19 positivity rate in each region and measures of maintaining regional hospital surge capacity. This data will be tracked from the time a region enters Phase 3, onwards.
- At or under a 20 percent positivity rate and increasing no more than 10 percentage points over a 14-day period, AND
- No overall increase (i.e. stability or decrease) in hospital admissions for COVID-19-like illness for 28 days, AND
- Available surge capacity of at least 14 percent of ICU beds, medical and surgical beds, and ventilators

Testing:
- Testing available in region regardless of symptoms or risk factors

Tracing:
- Begin contact tracing and monitoring within 24 hours of diagnosis for more than 90% of cases in region

**Phase 4: Revitalization**
- After a region moves through Phase 3 and sees a continued decline in infections, it can move to Phase 4, or Revitalization.

Gatherings:
- Gatherings of 50 people or fewer are allowed with this limit subject to change based on latest data and guidance

Travel:
- Travel should follow IDPH and CDC approved guidance

Health care:
All health care providers are open

Education and child care:
- P-12 schools, higher education, all summer programs, and child care open with IDPH approved safety guidance

Outdoor Recreation:
- All outdoor recreation allowed

Businesses:
- Manufacturing:
  - All manufacturing open with IDPH approved safety guidance
- “Non-essential” businesses:
  - All employees return to work with IDPH approved safety guidance; Employers are encouraged to provide accommodations for COVID-19-vulnerable employees
- Bars and restaurants:
  - Open with capacity limits and IDPH approved safety guidance
- Personal care services and health clubs:
  - All barbershops, salons, spas and health and fitness clubs open with capacity limits and IDPH approved safety guidance
- Entertainment:
  - Cinema and theaters open with capacity limits and IDPH approved safety guidance
- Retail:
  - Open with capacity limits and IDPH approved safety guidance

Face coverings and social distancing are the norm.

Phase 5: Illinois Restored

- With a vaccine or highly effective treatment widely available or the elimination of any new cases over a sustained period, the economy fully reopens with safety precautions continuing.
- The economy full reopens with safety precautions continuing.
- Conventions, festivals and large events are permitted, and all businesses, schools and places of recreation can open with new safety guidance and procedures.

On May 18, Governor Pritzker announced that some regions may begin entering Phase Three on May 29 if they meet the required metrics, including charting a positivity rate of 20% or less and an increase of no more than 10% over a 14-day period.87

On May 18, 2020, Governor Pritzker filed an emergency rule making it a class A misdemeanor for owners of restaurants, bars and other establishments in Illinois to open too soon.88

On May 28, 2020, the Governor has lifted the ban related to worship services.89

On May 29, 2020, the Illinois Department on Aging (IDoA) and Illinois Department of Human Services (IDHS) received $1.7 million from the federal Administration for Community Living to provide services to older adults and persons with disabilities who are disproportionately affected by the ongoing COVID-19 pandemic.90

---


88 Governor Pritzker Emergency Rule, https://www.nytimes.com/2020/05/17/us/coronavirus-cases-deaths.html#link-34ac3ab8


Last Updated: 6-3-20
Iowa

- On April 24, 2020, Governor Reynolds signed a new proclamation continuing the State Public Health Emergency Declaration. The proclamation permits health care providers to begin the process of resuming some elective surgeries and procedures through a phased approach, permits farmers markets to begin limited operations with appropriate public health precautions, and outlines other measures.91

- On April 27, 2020, Governor Reynolds signed a new proclamation continuing the State Public Health Emergency Declaration until May 27, 2020. The proclamation loosens social distancing measures in 77 Iowa counties effective Friday, May 1 and continues other restrictions until 11:50 p.m. on Friday, May 15, 2020. In the 77 counties, the proclamation permits restaurants, fitness centers, malls, libraries, racetracks, and certain other retail establishments to reopen in a limited fashion with public health measures in place.92

- On May 20, 2020, the Governor announced that on Thursday, May 28, bars and other alcohol-related establishments that have been limited to carryout and delivery will be permitted to reopen for indoor or outdoor seating. These establishments will follow the same public health measures that restaurants have been implementing for the past several weeks.93

- On May 26, 2020, the Governor signed a new proclamation continuing the Public Health Disaster Emergency until June 25, 2020. The proclamation permits bars, wineries, breweries, distilleries, and social and fraternal clubs may reopen on May 28 with the same public health measures as restaurants in place. The proclamation also permits the reopening on June 1 of additional establishments, including outdoor performance venues, casinos, bowling alleys, amusement parks, skating rinks, skate parks, outdoor playgrounds.94

- On May 26, 2020, the Governor announced that effective June 1, speedways, and racetracks can open events to spectators. Outdoor venues like grandstands and amphitheaters may hold performances. Casinos may reopen, along with amusement parks, bowling alleys, pool halls, and arcades. All must maintain 50% capacity while keeping social distancing and hygiene protocols going.95

Indiana

- On April 16, 2020, Governor Holcomb announced the state’s participation in a partnership with 6 other states in the region (Michigan, Ohio, Wisconsin, Minnesota, Illinois, and Kentucky) to develop a plan for reopening the regional economy.96

- On April 17, 2020, Governor Holcomb issued Executive Order 20-22 which extends the state’s stay at home order through May 1, 2020.97

- On April 20, 2020, Governor further clarified aspects Indiana’s stay at home order relative to reopening of businesses, including the following:98

98 Indiana Stay at Home FAQ, https://www.in.gov/gov/3232.htm
As long as sufficient personal protective equipment (PPE), staff and other supplies are available for the COVID-19 response, hospitals should conduct medically necessary procedures, such as those determining cancer diagnosis and cardiac issues, respiratory procedures, and procedures to reduce significant pain or symptoms making quality of life unacceptable.

Any restrictions involving medical procedures will be evaluated every seven days for appropriate and timely modifications that could be implemented.

Permitted outdoor activity as described in the executive order includes yard work, gardening, planting and landscaping at residential, commercial and industrial properties and farms.

Nurseries and garden centers may be open for business as long as they limit the number of customers in their facility at any given time to achieve the Centers for Disease Control’s required social distancing, limit their hours of operation and consider implementing separate operating hours for the elderly and other vulnerable customers, and comply with the social distancing, sanitation and other mitigation measure to protect its employees and the public.

Pet grooming at a pet salon, store or mobile unit is permitted.

- On April 21, 2020, Governor Holcomb announced the easement of restrictions on hospitals from performing elective surgeries. Beginning April 28, 2020, hospitals will be authorized to resume procedures to diagnose and treat medical conditions such as cancer and heart conditions.
- On April 24, 2020 Governor Holcomb issued an executive order to allow health care providers and facilities to resume elective medical procedures provided they have sufficient quantities of Personal Protective Equipment (PPE) and consult the best practices and recommendations developed by their medical associations or industries.
- On May 1, 2020, the Governor announced the Back On Track Indiana plan to safely open the economy and remain vigilant about protecting health and wellbeing. The state will move to reopen while continuing to monitor and respond to these four guiding principles.
  - The number of hospitalized COVID-19 patients statewide has decreased for 14 days;
  - The state retains its surge capacity for critical care beds and ventilators;
  - The state retains its ability to test all individuals who are COVID-19 symptomatic as well as health care workers, first responders, and frontline employees; and,
  - Health officials have systems in place to contact all individuals who test positive for COVID-19 and expand contact tracing.
- On May 20, 2020, the Governor announced that Indiana will begin stage 3 of its “Back on Track” plan two days ahead of schedule. Stage 3 was originally slated to begin the day before Memorial Day.
  - The following activities may open: community pools, gyms, playgrounds, campgrounds and basketball courts (and similar facilities). Mall common areas and movie theaters will be able to open at 50% capacity, and retail stores can up capacity to 75%.
- On May 28, 2020, the Governor announced that he is currently working with local schools and the Indiana Department of Education (IDOE) to finalize details on what the fall semester will look like for K-12 students and that schools will likely reopen in the fall.

---

101 https://calendar.in.gov/site/gov/event/governor-announces-roadmap-to-safely-reopen-indiana/
On May 29, 2020, the Governor announced several new economic recovery initiatives designed to bolster critical relief efforts while encouraging long-term planning and investments to stimulate Indiana’s economy well into the future. Through these initiatives, the state will allocate nearly $44 million to provide support and resources including approximately $37 million in direct funding through grants and investments to small businesses and manufacturers.\footnote{https://calendar.in.gov/site/gov/event/gov-holcomb-announces-nearly-44-million-to-aid-economic-recovery-effort/}

On June 1, 2020, the Governor signed Executive Order 20-29 to lift restrictions on local declarations of emergency that had been instituted as a part of the stay at home and back on track orders pertaining to COVID-19. This order allows local governments to place more stringent travel restrictions than the state has in place.\footnote{https://calendar.in.gov/site/gov/event/gov-holcomb-takes-action-to-assist-local-communities/}

**Kansas**

On May 14, 2020, the Governor signed Executive Order 20-31, which establishes a new phase to the “Ad Astra: Plan to Reopen Kansas.” The new “1.5” Phase, effective May 18, 2020, continues reopening efforts while preserving some data-driven restrictions necessary to prevent community transmission of COVID-19.\footnote{Kansas Ad Astra Plan, https://governor.kansas.gov/governor-kelly-adds-new-phase-to-ad-aster-plan/}

On May 19, 2020, the Governor announced the Strengthening People and Revitalizing Kansas (SPARK) Taskforce to lead the state’s economic recovery. The Recovery Office team will be responsible for the statewide distribution of significant CARES Act funding. A five-member executive committee will oversee the process, and the office will have a steering committee with an additional 15 members who will form three subcommittees. The three subcommittees will focus on communication and engagement, finance and policy development and implementation and accountability.\footnote{Governor Kelly Press Release, https://governor.kansas.gov/governor-kelly-announces-strengthening-people-and-revitalizing-kansas-spark-taskforce-to-lead-states-economic-recovery/}

On May 19, 2020, the Governor signed Executive Order 20-34, which moves Kansas into Phase 2 of Ad Astra: A Plan to Reopen Kansas.\footnote{Governor Kelly Phase Two Press Release, https://governor.kansas.gov/governor-kelly-moves-kansas-into-modified-phase-2/}

**Kentucky**

On April 16, 2020, Governor Beshear announced Kentucky’s participation in a partnership with 6 other states in the Midwest (Michigan, Ohio, Wisconsin, Minnesota, Illinois, and Indiana) to develop a plan for reopening the regional economy.\footnote{Kentucky Midwest Region Task Force Press Release, https://kentucky.gov/Pages/Activity-stream.aspx?n=GovernorBeshear&prId=130}

On April 18, 2020, Governor Beshear announced seven benchmarks that must be met in order to start reopening the state’s economy, which include:\footnote{Governor Beshear Reopening Benchmarks Press Release, https://kentucky.gov/Pages/Activity-stream.aspx?n=GovernorBeshear&prId=132}

- 14 days in which cases are decreasing
- Increased testing capacity and contact tracing
- Personal protective equipment (PPE) availability
- Ability to protect at-risk populations
- Ability to social distance and follow Centers for Disease Control and Prevention (CDC) guidelines on large gatherings
- Preparedness for a possible future spike
- Status of vaccine and treatment
On April 22, 2020, Governor Beshear announced the launch of “Healthy at Work,” a statewide initiative to help businesses reopen safely. Healthy at Work includes a phased approach to reopening Kentucky’s economy, based on criteria set by public health experts and advice from industry experts.  

Phase 1 involves a state-readiness evaluation and Phase 2 enacts a business-readiness evaluation. During Phase 1 of Healthy at Work, Governor Beshear will determine whether Kentucky has met certain public health benchmarks for re-opening the economy. These benchmarks are based on the White House’s Guidelines for Reopening America, and described above. No reopening will be authorized to occur until the state has met the required criteria.

• Governor Beshear will release additional information and guidance as to when Kentucky’s economy can begin reopening as benchmarks are met.

After Governor Beshear determines all benchmarks have been met, Kentucky will begin Phase 2 of Healthy at Work. In Phase 2, the Governor will evaluate economic sectors and individual businesses’ ability to safely reopen and gradually begin authorizing certain business sectors to reopen while still maintaining appropriate health and safety measures.

Industry groups, trade associations, and individual businesses that are closed due to COVID-19 are encouraged to submit reopen proposals discussing possible strategies and challenges their business or sector will face in safely reopening, although no business or business association is required to submit such a proposal in order to reopen.

• When Governor Beshear decides, with the input of businesses, local leaders, and the Department for Public Health, that it is safe to reopen a sector of business, all of those businesses will be reopened regardless of if they submitted a proposal, provided that they implement all the necessary health and safety measures recommended.

• Industry groups and trade associations are encouraged to communicate with and gather input from their membership to develop and submit reopen proposals on behalf of their members. Individual businesses may submit via the online reopen form.

• All proposals will be evaluated according to White House guidelines and other public health criteria. This step will ensure that Kentucky businesses are able to comply with public health protocols and CDC guidelines.

• Note: Businesses that are currently open do not need to submit proposals to remain open, but must comply with new standards as set for their industries. Closed businesses or associations representing them are encouraged, but not required, to submit reopen proposals.

• On April 27, 2020, Governor Beshear detailed Phase I of reopening the state’s health care industry, which allows practitioners to resume non-urgent/emergent health care services, diagnostic radiology and lab services in:  
  o Hospital outpatient settings;
  o Health care clinics and medical offices;
  o Physical therapy settings, chiropractic offices and optometrists;
  o Dental offices (but with enhanced aerosol protections)

• This initial Phase I does not apply to long-term care settings, prisons and other industries or other settings, nor does it apply to elective surgeries or procedures.

• Phase 2 is set to begin Wednesday, May 6. At that time, outpatient surgeries and other invasive procedures can resume, though hospital and care facilities will have to meet strict guidelines.

• Phase 3 is scheduled to begin Wednesday, May 13. Hospitals and care facilities may begin doing non-emergency surgeries and procedures at 50% of their pre-COVID-19-era patient volume.

• Officials declared their intention to begin the final stage, Phase 4, Wednesday, May 27. At that point, most of the restrictions on types of procedures and volume will be left to the facilities to

111 Kentucky Healthy at Work Plan, https://govstatus.egov.com/ky-healthy-at-work

Last Updated: 6-3-20
determine. However, oversight and guidelines meant to ensure that capacity remains in the system will continue.

- Governor Beshear also announced that by May 11, everyone working for an essential business that is reopening should be wearing a mask.\textsuperscript{113}

- On April 29, 2020, Governor Beshear unveiled a tentative reopening schedule for a variety of businesses allowed to resume operations. The plan would require businesses to adhere to the 10 rules to reopening, along with industry specific requirements. The Governor also identified the following industries that will not be able to reopen yet as restaurants, gyms, movie theaters, campgrounds, youth sports, summer camps, day cares (except for essential health care workers) and public pools.\textsuperscript{114}

- On May 6, 2020, the Governor announced his administration is changing its travel restrictions to better comply with judicial findings and more closely mirror the guidance of neighboring states. The Governor issued a new executive order that continues to ban anyone with a positive or presumptively positive case of COVID-19 from entering Kentucky, except as ordered for medical treatment. It also keeps in place requirements of social distancing on public transportation.\textsuperscript{115}

- On May 6, 2020, the Kentucky Department for Public Health (KDPH) Commissioner stated that Health Care Phase 2 is authorized to begin with outpatient and ambulatory surgery and invasive procedures.\textsuperscript{116}

- On May 8, 2020, the Governor outlined the requirements to begin reopening major segments of the economy and society including houses of worship, manufacturing, construction, government offices and agencies, retail and funeral services.\textsuperscript{117}

- On May 21, 2020, the Cabinet for Health and Family Services (CHFS) Secretary announced that in-home child care programs can open on June 8. Center-based licensed child care programs can reopen to all families on June 15.\textsuperscript{118}

- On May 21, 2020, the Governor announced auctions could be held starting June 1. Horse shows can be held again starting on June 8. Bars, gatherings with 50 people or fewer, and venues that hold 50 people or fewer can reopen June 29 if they meet guidelines.\textsuperscript{119}

**Louisiana**

- On April 16, 2020, Governor Edwards announced the creation of Resilient Louisiana, a state commission charged with evaluating Louisiana’s economy amid the COVID-19 pandemic and issuing recommendations for resilient business-related activities and commerce in the months ahead.\textsuperscript{120}

- The 18-member panel includes Lt. Gov. Billy Nungesser, and will be co-chaired by Louisiana Economic Development Secretary Don Pierson and health care leader Terrie Sterling, a Baton Rouge consultant and retired Franciscan Missionaries of Our Lady Health System executive.

\textsuperscript{113} Governor Beshear Press Release Re: Healthcare Reopening, https://kentucky.gov/Pages/Activity-stream.aspx?n=GovernorBeshear&prId=146

\textsuperscript{114} Governor Beshear Press Release, https://kentucky.gov/Pages/Activity-stream.aspx?n=GovernorBeshear&prId=148

\textsuperscript{115} Governor Beshear Press Release, https://kentucky.gov/Pages/Activity-stream.aspx?n=GovernorBeshear&prId=154

\textsuperscript{116} Governor Beshear Press Release, https://kentucky.gov/Pages/Activity-stream.aspx?n=GovernorBeshear&prId=154

\textsuperscript{117} Governor Beshear Press Release, https://kentucky.gov/Pages/Activity-stream.aspx?n=GovernorBeshear&prId=158

\textsuperscript{118} CHFS Press Release, http://ky.gov/Pages/Activity-stream.aspx?n=GovernorBeshear&prId=175

\textsuperscript{119} Governor Beshear Press Release, https://kentucky.gov/Pages/Activity-stream.aspx?n=GovernorBeshear&prId=175

\textsuperscript{120} Resilient Louisiana Commission, https://gov.louisiana.gov/index.cfm/newsroom/detail/2467
The commission will include a task force structure dedicated to strengthening specific sectors of Louisiana’s economy.

Task forces will be focused on solutions for such critical sectors as Energy and Manufacturing; Health Care, including improved delivery of medical care, health equity and enhanced facilities; Tourism, including hotels, gaming and related hospitality entities; Rural Development; Education and Workforce, with attention given to the training needs of displaced workers; and Economic and Community Development, including strategies for making regions and communities more resilient in the face of future health care threats and other risks.

**Additional members of the commission include:**

- State Sen. Ronnie Johns, Senate Commerce chair, designee of Louisiana Senate President Page Cortez.
- Scott Hensgens, PAR chairman; managing partner, Breazeala, Sachse & Wilson.
- Tyron Picard, CABL chairman; founding principal, The Picard Group.
- Tim Temple, C100 Louisiana vice chair; president and CEO, Temptan LLC.
- Bill Hogan, representing Louisiana bankers; president and CEO, Century Next Bank.
- Louis Reine, representing labor unions; Louisiana AFL-CIO president.
- Michael R. LaFitte II, representing small businesses; owner, Shreveport Haberdashery.
- Walt Leger III, representing tourism; senior vice president, general counsel, New Orleans & Company.
- Ti Martin, representing restaurants; co-proprietor, Commander’s Palace.
- Sonia Perez, representing Cybersecurity & Infrastructure Security Agency-essential industry; president, AT&T Louisiana.
- Commissioner of Administration Jay Dardenne (ex-officio member).
- Secretary Kimberly Robinson, Louisiana Department of Revenue (ex-officio member).
- Dr. Jim Richardson, John Rhea Alumni Professor of Economics, LSU (ex-officio member).

- On April 27, 2020, Governor Edwards extended the Stay at Home order until May 15, while allowing certain businesses to re-open, with restrictions in place to protect the public and their employees. Additional guidance about changes being made in Phase 1 will be issued in the coming weeks.121

- Businesses that may re-open include:
  - Non-Essential Retail and other businesses (sometimes called “gray area” businesses): All employees dealing with the public must wear face masks, and no more than 10 people are allowed in the store at one time.
  - Restaurants: For takeout and curbside pick up. Outdoor dining is allowed without table side service and with proper social distancing. Employees interacting with the public must wear face masks.
  - Shopping malls: Curbside retail only. All employees dealing with the public must wear face masks.

- On May 14, 2020, Governor Edwards formally declared that Louisiana will enter into Phase One of its Roadmap to a Resilient Louisiana on Friday, May 15, when the Stay at Home order will be lifted and more businesses will be allowed to open with strict social distancing, enhanced sanitation and required masks for employees helping the public.122

---

121 Stay at Home Order Extension, [https://gov.louisiana.gov/can-this-business-open/](https://gov.louisiana.gov/can-this-business-open/)
On June 1, 2020, the Governor announced that the state is ready to move to Phase 2 of the White House’s reopening strategy on June 5.\textsuperscript{123}

**Maine**

On April 28, 2020, Governor Mills presented the Plan to Restart Maine’s Economy. The staged plan builds on the Governor’s current Executive Orders, which already allows grocery stores, pharmacies, financial institutions, home repair services, child care agencies, and car repair services, among others (PDF) to operate, and then allows for the safe reopening of those businesses not currently operating.\textsuperscript{124} The upcoming four stages as contemplated by the Governor’s plan are:

- **Stage 1 (May):** Beginning May 1st, Stage 1 continues the prohibition on gatherings of more than 10 people, the quarantine of all people entering or returning to Maine for a period of 14 days, and the special precautions for older Mainers and others at risk of COVID-19. It calls for people who are able to work from home to continue to do so, including State employees. It will also newly require that Maine people wear cloth face coverings in public settings where physical distancing measures are difficult to maintain, and continue strict requirements for long-term care facilities. Guidance on cloth face coverings will be issued in the coming days. Stage 1 also allows for the limited expansion of certain business, religious, and quality of life activities, with appropriate safety precautions. These include:
  - Health care from Maine-licensed providers, with recommendations that they prioritize care for patients with time-sensitive conditions; assure the safety of patients, staff, and communities; manage the use of essential resources such as personal protective equipment and testing supplies; and pace re-opening services to the level of community COVID-19 activity, maintaining capacity in our hospitals for potential outbreaks
  - Personal services: Barber shops, hair salons, and pet grooming
  - Limited drive-in, stay-in-your-vehicle religious services
  - Drive-in movie theaters
  - Outdoor recreation: guided outdoor activities (hunting & fishing) and restricted use of golf and disc golf courses
  - State parks, state-owned public land trails, and historic sites; although certain coastal state parks will remain closed
  - Auto dealerships and car washes

- **Stage 2 (June):** Tentatively beginning June 1st, Stage 2 contemplates revising the limitation on gatherings from less than 10 people to less than 50 people. It also calls for people who can work from home to continue to do so but allows for employees in certain fields to begin to reenter the office as needed, including State employees. It maintains the 14 day quarantine for all people entering or returning to Maine and the special precautions for older Mainers and others at risk of COVID-19. With appropriate safety precautions, Stage 2 would allow for some degree of opening with reservations, capacity limits, and other measures for:
  - Restaurants
  - Fitness and exercise centers and nail technicians
  - Retail stores for broader in-store shopping
  - Lodging and campgrounds for Maine residents and those who have met the 14 day quarantine requirement
  - Day camps for Maine children and those who have met the 14 day quarantine requirement
  - Coastal State parks

\textsuperscript{123} Governor Edwards Press Release, \url{https://gov.louisiana.gov/index.cfm/newsroom/detail/2521}
• **Stage 3 (July & August):** Tentatively beginning July 1st, Stage 3 contemplates maintaining the prohibition on gatherings of more than 50 people and other Stage 1 and Stage 2 restrictions, including the 14-day quarantine on people entering Maine. With appropriate safety precautions, Stage 3 would allow for some degree of opening for:
  - Lodging, such as hotels, campgrounds, summer camps, or RV parks for Maine residents and visitors. The Administration is developing guidelines to assist them in safely reopening, and reservations should not be taken until those guidelines are issued.
  - Outdoor recreation such as charter boats and boat excursions
  - Bars
  - Personal services such as spas, tattoo and piercing parlors, and massage facilities, among others

• **Stage 4 (Timeline Undetermined):** Stage 4 contemplates lifting restrictions and allowing all businesses and activities to resume with appropriate safety precautions.

The stages outlined above are advanced as a framework for planning. Innovations or expanded testing and other capacity could accelerate this pace, as could a determination that certain parts of Maine, such as some rural areas, may be able to ease restrictions safely. At the same time, a surge in COVID-19 in parts or all of Maine could result in significant adjustments to this plan and a return to more restrictions.

• On May 19, 2020, the Governor announced the following updates to the plan to restart Maine’s economy:125
  - Maine residents may enjoy campgrounds beginning Memorial Day weekend;
  - The Administration is delaying the full reopening of gyms, fitness centers, and nail salons in light of emerging research and experiences in other states of COVID-19 transmission related to these establishments.

• On May 27, 2020, the Governor announced that she is postponing the full reopening of restaurants for dine-in services in York, Cumberland, and Androscoggin counties. The decision to limit their reopening comes amidst an increase in hospitalizations as well as an increase in case counts in these three counties.126

• **Maryland**
  - On April 24, 2020, Governor Hogan announced his Maryland Strong: Roadmap to Recovery,127 which outlines building blocks for recovery related to expanding testing capacity, increased hospital surge capacity, ramping up supply of PPE, and improving contact tracing operations. To determine when a recovery can begin, Maryland officials will focus on the rate of hospitalizations and the number of patients admitted to ICU. If these numbers continue to plateau, Maryland could be ready to begin the recovery in early May
  - **STAGE ONE** calls for lifting the stay-at-home order, and involves business, community, religious, and quality of life improvements. Examples of changes that could be implemented in this stage include:
    - Reopening of small shops and certain small businesses
    - Curbside pickup and drop-off for businesses
    - Elective medical and dental procedures at ambulatory, outpatient, and medical offices
    - Limited attendance outdoor religious gatherings
    - Recreational boating, fishing, golf, tennis, hiking, and hunting

---

Reopening of car washes
Limited outdoor gym and fitness classes
Outdoor work with appropriate distancing measures
Some personal services

**STAGE TWO** will likely be a longer stage of the initial recovery, but will also be the stage when a large number of businesses and activities come back online. Any businesses that reopen during this period would need to comply with strict physical distancing and appropriate safety protocols. Examples of changes that could be implemented in this stage include:

- Raising the cap on social gatherings
- Indoor gyms and fitness classes
- Childcare centers
- Normal transit schedules
- Indoor religious gatherings
- Reopening of restaurants and bars with restrictions
- Elective and outpatient procedures at hospitals

**STAGE THREE** will involve instituting higher-risk activities, but there is no realistic timeline yet for achieving this level. Examples of changes that could be implemented in this stage include:

- Larger social gatherings
- Reopening of high-capacity bars and restaurants
- Lessened restrictions on visits to nursing homes and hospitals
- Reopening of entertainment venues
- Larger religious gatherings

**Regional Approach.** The Roadmap contemplates offering some flexibility to health officers of county and municipal governments, and considering regional differences in COVID-19 conditions.

In each stage, the state will evaluate which localities meet appropriate gating criteria in the jurisdiction and/or region. In the event a locality has satisfied the gating criteria, county health officers will be permitted to expand the permitted activities and businesses under parameters of the current stage identified by the state.

On May 6, 2020, the Governor announced the resumption of elective medical procedures and the broadening of permitted outdoor activities.  

On May 27, 2020, the Governor announced that due to successful Stage One reopenings across the state and improvements in key data and metrics, the State of Maryland can now safely move forward with the completion of Stage One of the ‘Maryland Strong: Roadmap to Recovery,’ which includes the resumption of outdoor dining and outdoor activities such as youth sports and youth day camps, and the reopening of outdoor pools and drive-in movie theaters.

On May 29, 2020, the Governor issued two additional COVID-19 emergency orders, extending a prohibition on utility shutoffs and residential late fees, and allowing breweries, wineries, and distilleries to provide service in outdoor seating areas.

On May 31, 2020, the Governor announced that Maryland’s COVID-19 positivity rate has dropped to 10.9%, and current total hospitalizations have fallen to their lowest level since April 15.
Massachusetts

- On May 11, 2020, the Governor announced a four-phase approach to reopening the Massachusetts economy and published Mandatory Workplace Safety Standards that will apply across all sectors and industries once reopening begins.
- The goal of the phased reopening, based on public health guidance, is to methodically allow certain businesses, services, and activities to resume, while protecting public health and limiting a resurgence of new COVID-19 cases.
  - Phase 1 will be “Start:” limited industries resume operations with severe restrictions
  - Phase 2 will be “Cautious:” additional industries resume operations with restrictions and capacity limits
  - Phase 3 will be “Vigilant:” additional industries resume operations with guidance
  - Phase 4 will be the “New Normal:” development of vaccine and/or therapy enables resumption of new normal.
- Governor Baker announced that Phase One of reopening may begin on May 18. The following entities will permitted to reopen under certain restrictions:
  - Places of worship with guidelines and outdoor services are encouraged
  - Essential businesses, manufacturing and construction
  - Hospitals and community health centers can start with high priority preventative care and treatment for high-risk patients
  - Public transit riders on the MBTA will be required to wear masks
- On May 25, the following entities will be permitted to reopen with restrictions:
  - Personal services – hair salons, barbershops, pet grooming (curbside drop off/pick up) – all by appointment only
  - Car washes – exterior washing only
  - Laboratories and life sciences facilities
  - Offices (not in Boston) but must be less than 25% maximum occupancy; work from home strongly encouraged
  - Retail for remote services and curbside pick up
  - Beaches, parks, drive-in theaters, athletic fields and courts, outdoor adventure activities, most fishing, hunting and boating, along with outdoor gardens, zoos, reserves and public installations – all with guidelines
  - Day Care: Childcare operating at reduced capacity and on an emergency basis for children of workers with no safe alternative to group care
- On June 1, offices will be permitted to reopen in Boston.
- The state will issue a checklist for each industry. Businesses will have to check off everything and keep a written copy of its COVID-19 plan. The state will not inspect businesses before reopening, but if there is a problem, or if asked, businesses must be able to provide this paperwork.

• On June 1, 2020, the Governor issued an Executive Order that provides a detailed list of businesses and activities that fall into Phases II, III, and IV of the Commonwealth’s Re-Opening Plan.136

**Michigan**

• On May 18, 2020, Governor Whitmer signed executive order 2020-91 to ensure robust protections for Michigan workers and requires all businesses to adhere to strict safety guidelines to protect their workers, their patrons, and their communities from infection. To foster compliance, the governor also signed Executive Directive 2020-6 to appoint a Director of COVID-19 Workplace Safety within the Department of Labor and Economic Opportunity.137

• On May 18, 2020, Governor Whitmer signed Executive Order 2020-92, allowing for the reopening, in two regions, of retail businesses, office work that cannot be done remotely, and restaurants and bars with limited seating.138

• On May 19, 2020, Governor Whitmer signed Executive Order 2020-93, which continues to allow pharmacists to dispense emergency refills of prescriptions for up to 60 days’ worth of supply for patients and require insurers to cover early refills for up to 90 days’ worth of supply during the ongoing pandemic.139

• On May 21, 2020, the Governor signed Executive Order 2020-96 to reopen retail businesses and auto dealerships by appointment only.140

**Missouri**

• On April 17, 2020, Governor Parson outlined the “Show Me Strong” Recovery Plan to gradually reopen the state’s economy.141

• The plan includes two initial phases intended to protect those most at risk of exposure to COVID-19 while returning Missouri to a new normal. Additionally, the “Show Me Strong Recovery” plan rests on four essential pillars:
  - Rapidly expand testing capacity and volume in the state, including testing for those who are currently contagious and those who have developed immunity to the virus
  - Expand reserves of PPE by opening public and private supply chains and continuing to utilize Missouri businesses in that effort
  - Continue to monitor and, if necessary, expand hospital and health care system capacity, including isolation and alternate care facilities for those that cannot self-quarantine at home
  - Improve ability to predict potential outbreaks using Missouri’s public health data

• Governor Parson stated that between April 17 and May 4, the state will continue to monitor the situation and work with Missouri’s hospitals, health care providers, public health experts, business leaders, and state departments to develop a data driven plan.

---

137 Governor Whitmer Press Release, [https://www.michigan.gov/whitmer/0,9309,7-387-90499_90640-529479--,00.html](https://www.michigan.gov/whitmer/0,9309,7-387-90499_90640-529479--,00.html)
138 Governor Whitmer Reopening Press Release, [https://www.michigan.gov/whitmer/0,9309,7-387-90499_90640-529478--,00.html](https://www.michigan.gov/whitmer/0,9309,7-387-90499_90640-529478--,00.html)
139 Governor Whitmer Press Release, [https://www.michigan.gov/whitmer/0,9309,7-387-90499_90640-529575--,00.html](https://www.michigan.gov/whitmer/0,9309,7-387-90499_90640-529575--,00.html)
140 Governor Whitmer Press Release, [https://www.michigan.gov/whitmer/0,9309,7-387-90499_90640-529861--,00.html](https://www.michigan.gov/whitmer/0,9309,7-387-90499_90640-529861--,00.html)

Last Updated: 6-3-20
• Governor Parson will coordinate with the business community, as well as local county and city government, to activate these plans and begin the first phase of reopening Missouri on May 4, 2020.

• On April 27, 2020, Governor Parson announced the first phase of the “Show Me Strong Recovery” Plan to reopen economic and social activity starting May 4, 2020.  
  
  o During phase one of the plan, citizens may begin returning to economic and social activities but must adhere to social distancing requirements, including maintaining six feet of space between individuals in most cases. There are currently no limitations on social gatherings as long as necessary precautions are taken and six feet of distance can be maintained between individuals and/or families.

  o Additionally, all businesses can be open provided that the social distancing guidelines set forth in the new health order are followed. Some businesses will be required to take additional precautions to protect their employees and the public, such as occupancy limits at retail locations.

• On April 27, 2020, the Department of Health and Senior Services issued the Economic Reopening Health Order which provides further guidance on reopening plans.

• The order provides the following:
  
  o When individuals leave their homes or places of residence to work, to access food, health care, necessities, or to engage in other activities, they should at all times practice social distancing. Individuals may go to and from an individual’s place of worship, provided that limitations on social distancing are properly adhered to.

  o In accordance with the guidelines from the President and the Centers for Disease Control and Prevention (CDC), every person and business in the State of Missouri shall abide by social distancing requirements, including maintaining six feet (6’) of space between individuals. This provision shall not apply to family members or individuals performing job duties that require contact with other people closer than six feet (6’). Individuals performing job duties that require contact with other people closer than six feet (6’) should take enhanced precautionary measures to mitigate the risks of contracting or spreading COVID-19. This provision shall apply in all situations, including, but not limited to, when customers are standing in line or individuals are using shared indoor or outdoor spaces.

  o In accordance with the guidelines from the President, the CDC, and the Centers for Medicaid and Medicare Services, people shall not visit nursing homes, long-term care facilities, retirement homes, or assisted living homes unless to provide critical assistance or in end-of-life circumstances. Elderly or otherwise vulnerable populations should take enhanced precautionary measures to mitigate the risks of contracting COVID-19.

  o Any entity that employs individuals that is engaged in retail sales to the public, shall limit the number of individuals in any particular retail location as follows:

    ▪ Twenty-five (25) percent or less of the entity’s authorized fire or building code occupancy, as set by local authorities, for a retail location with square footage of less than ten thousand square feet (10,000 ft²);

    ▪ (2) Ten (10) percent or less of the entity’s authorized fire or building code occupancy, as set by local authorities, for a retail location with square footage of ten thousand square feet (10,000 ft²) or more.

---


In accordance with the guidelines from the President and the CDC, schools shall remain closed for the remainder of the 2019-2020 academic school year. At the discretion of the school district, nothing in this Order shall prohibit school teachers, school staff, students, and parents from reentering school buildings in order to work, retrieve personal belongings, or return school property as long as limitations on social distancing are properly adhered to.

Summer school may proceed under guidelines set forth by the Department of Elementary and Secondary Education. Notwithstanding section 2 of this Order, nothing in this Order shall prohibit daycares, child care providers, or schools from providing child care in accordance with CDC guidelines. Further, this Order does not prohibit schools from providing Food and Nutritional Services for those children that qualify.

Restaurants may offer dining-in services, provided that the limitations on social distancing and other precautionary public health measures, including proper spacing of at least six feet (6’) between tables, lack of communal seating areas to parties that are not connected, and having no more than ten (10) people at a single table, are properly adhered to. The continued use of drive-thru, pickup, or delivery options is encouraged throughout the duration of this Order.

State office buildings shall be open to the public as soon as practicable, and essential state functions shall continue. The State Capitol Building shall remain open to the public during meetings or proceedings of the General Assembly.

Pursuant to section 44.101, RSMo, this Order shall not be construed to prohibit or restrict the lawful possession, transfer, sale, transportation, storage, display, or use of firearms or ammunition during the declared state of emergency, subject to the provisions set forth herein.

Pursuant to section 192.290, RSMo, this Order shall be observed throughout the state and enforced by all local and state health authorities; provided however, nothing herein shall limit the right of local authorities to make such further ordinances, rules, regulations, and orders not inconsistent with this Order which may be necessary for the particular locality under the jurisdiction of such local authorities. Local public health authorities are hereby directed to carry out and enforce the provisions of this Order by any legal means.

This Order shall be in effect beginning 12:01 A.M., Monday, May 4, 2020, and shall remain in effect until 11:59 P.M., Sunday, **May 31, 2020**, unless extended by further order of the Director of the Department of Health and Senior Services with said extensions not to exceed the duration of the effective period of Executive Order 20-09.

**Mississippi**

- On April 17, 2020, Governor Reeves extended the state’s stay-at-home order by one week.\(^\text{144}\)
- On April 18, 2020, Governor Reeves announced the creation of the Governor’s Commission for Economic Recovery, known as Restart Mississippi.\(^\text{145}\)
  - The commission’s chairman is Joe Sanderson, CEO of the poultry company Sanderson Farms.
  - The commission includes two membership tiers, including the "executive team," and the "impact committee."

---


On April 26, 2020, Governor Reeves issued Executive Order 1477, which encourages residents to stay home, but eases some restrictions on essential business closures.\footnote{Mississippi Executive Order 1477, \url{https://htv-prod-media.s3.amazonaws.com/files/safer-at-home-order-1587761126.pdf}}

All vulnerable individuals, including all elderly individuals (age 65 or older per CDC guidelines) and individuals with serious underlying health conditions, including high blood pressure, chronic lung disease, diabetes, obesity, asthma, and those whose immune systems are compromised as such by chemotherapy for cancer or any other condition requiring such therapy, are encouraged to continue the shelter in place pursuant to Executive Order 1466, as extended and amended by Executive Order 14 73.

Consistent with Executive Order No. 1463 as Supplemented, all public and private social and other non-essential gatherings in groups of more than 10 people in a single space at the same time where individuals are in close proximity (less than 6 ft.) to each other shall be cancelled or rescheduled.

All businesses and non-profit entities operating within the State of Mississippi may remain open/re-open subject to the following limitations to minimize person to person interactions and associated risk of transmission of COVID-19:

- Consistent with Executive Orders 1458 and 1463, all businesses and non-profits are encouraged to utilize, to the maximum extent possible, work from home or other telework procedures.
- Businesses and non-profit entities shall take all reasonable measures to ensure compliance with the Mississippi State Department of Health's and CDC's regulations, orders and guidelines to prevent the spread of COVID-19, including, but not limited to, social distancing, sending sick employees home and actively encouraging sick employees to stay home, separating and sending home employees who appear to have respiratory illness symptoms, adopting and enforcing regular and proper hand-washing and personal hygiene protocols and daily screening of employees and volunteers for COVID-19 related symptoms before beginning shift.
- Retail businesses shall adopt reasonable measures to prevent the spread of COVID-19 including but not limited to, limiting the number of customers in their stores at one time to no greater than 50% of store capacity in order to ensure compliance with social distancing protocols, and frequent cleaning of high-contact surfaces (such as retail counters, door handles, credit card machines). Retail businesses are encouraged to make hand sanitizer available to their customers upon entry of their stores.
- To the extent possible, all common areas where employees or customers are likely to congregate and interact shall be closed or strict social distancing protocols should be enforced (maintaining a minimum of 6 feet distance between individuals and no gatherings in groups of more than 10 people).
- Non-essential business travel should be minimized, and for any such travel individuals should adhere to CDC guidelines regarding isolation following travel.
- To the extent possible, special accommodations should be made for employees that are members of a vulnerable population to reduce their potential exposure to COVID-19.
- Restaurants and bars will remain open but are limited to drive-thru, curbside, and/or delivery service.
- Except as permitted by Paragraph I(b) of Executive Order 1473 for the limited operation of beaches, state park lakes, state lakes and reservoirs, all places of amusement and recreation, whether indoors or outdoors, including but not limited to amusement parks and rides, museums, playgrounds, children's party and play facilities, all parks including all beaches, lakes and reservoirs (but not including walking trails), movie theaters, bowling alleys, and social clubs shall remain closed to the public.

\footnote{Mississippi Executive Order 1477, \url{https://htv-prod-media.s3.amazonaws.com/files/safer-at-home-order-1587761126.pdf}}
Fitness and exercise gyms, dance studios, clubs, tattoo parlors, spas, salons, barber shops, and all other personal care and personal grooming facilities shall remain closed to the public but may continue Minimum Operations limited to retail sales by drive-thru, curbside and/or delivery services pursuant to Paragraph I(d)(ii) of Executive Order 1466, as amended by Paragraph l(a) of Executive Order 1473.

• Healthcare professionals and healthcare facilities may continue to perform all procedures that are medically necessary to correct a serious medical condition of, or to preserve the life of, a patient who without immediate performance of the surgery or procedure would be at risk for serious adverse medical consequences or death.
  o Healthcare professionals and healthcare facilities may also resume performing non-emergent, elective medical procedures and surgeries, as clinically appropriate, in accordance with the guidance provided by the Mississippi State Department of Health, including the following:
    o Every effort should continue to be made to deliver care without being in the same physical space, such as utilizing telehealth, phone consultations, and physical barriers between providers and patients.
    o The medical procedure or surgery should fall within Tier 2 or Tier 3 of the Non-Emergent, Elective Medical Services and Treatment Recommendations issued by CMS on April 7, 2020. These recommendations may be found at https://www.cms.gov/files/document/cms-non-emergent-elective-medical-recommendations.pdf.
    o For all in-patient procedures and surgeries, the healthcare facility where the surgery or procedure is performed must reserve at least 25% of its hospital capacity for treatment of COVID-19 patients, accounting for the range of clinical severity of COVID-19 patients.
    o The non-emergent elective medical procedure or surgery should require the use of minimal disposable personal protective equipment, and the healthcare professional and healthcare facility will not request any personal protective equipment from any public source, whether federal, state or local, for the duration of the COVID-19 disaster in order to perform such procedure or surgery.
    o Regardless of symptoms, all healthcare professionals and healthcare facilities shall screen all patients for recent illness, travel, fever, or recent exposure to COVID-19, and to the extent that is possible, begin testing all patients prior to the procedure or surgery consistent with guidance from the Mississippi State Department of Health.
    o To the extent possible pre-procedure and pre-surgery COVID-19 screening shall occur outside of the facility, and waiting rooms and common areas shall limit capacity and seating to ensure social distancing (maintaining a minimum of 6 feet distance between individuals).
    o There shall be no visitors in the healthcare facility except for one spouse or caregiver who resides with the patient will be allowed into the facility at the time the patient is admitted or discharged.
  o Healthcare professionals and healthcare facilities may also resume performing non-emergent, elective dental procedures and surgeries, as clinically appropriate and in accordance with the guidelines established by the Mississippi State Department of Health including conserving disposable personal protective equipment.
  o Consistent with Executive Order 1463, hospitals, nursing homes and retirement or long-term care facilities shall not allow visitors unless to provide critical assistance, to visit residents receiving imminent end-of-life care, or as otherwise directed by the healthcare facility, provided in the professional opinion of the supervising physician or other supervising healthcare professional at such facility that such visit can be accomplished without unreasonable risk to staff or other residents of such facilities. In lieu of in-person visits, electronic visits are encouraged.
• **County and Local Municipal Authority:** Nothing in this Executive Order shall limit or alter the authority of any local or county authority from adopting orders, rules, regulations, resolutions, and actions that are more strict than established herein, provided that they do not impose restrictions that prevent any Essential Business Operations as identified in Executive Order No. 1463 as Supplemented from operating at such level necessary to provide essential services and functions during this COVID-19 State of Emergency.

• This order shall remain in effect until May 11, 2020.

• On May 4, 2020, the Governor signed an Executive Order which amends the state’s Safer At Home order, until May 11. The Governor also laid out strict social distancing guidelines to begin the process of reopening restaurants and allowing outdoor recreation.147

• On May 12, 2020, the Governor announced additional social distancing measures for seven counties identified as hotspots throughout the state.148

• On May 15, 2020, the Governor signed Executive Order 1486 which will allow more businesses to open, including dance studies, parks, and fishing tournaments.149

• On May 19, 2020, the Governor released social distancing and sanitation guidelines for in-person worship services to safely resume across the state.150

• On May 27, 2020, the Governor announced that all businesses in the state can reopen as of June 1.151

**Nebraska**

• On April 20, 2020, Governor Ricketts announced the state’s first step to relax the health measures implemented to slow COVID-19’s spread, which includes resuming elective surgeries as long as hospitals and healthcare facilities meet requirements for available bed capacity and have adequate supplies of personal protective equipment.152

• Health care providers elective surgeries to resume on May 4, 2020, under certain guidelines.
  o Hospitals may resume elective surgeries if they maintain 30% general bed availability, 30% ICU bed availability, 30% ventilator availability, AND have a two-week supply of necessary personal protective equipment (PPE) in their specific facility.
  o Procedural guidelines for resuming elective procedures will be at the discretion of the hospital or health clinic.

• On April 24, 2020, Governor Pete Ricketts announced upcoming changes that ease some restrictions on social gatherings and business operations in Nebraska as of May 4, 2020.153

• Nebraska continues to have ample capacity to care for the state’s residents. As of April 24th, 48% of hospital beds, 42% of ICU beds, and 74% of ventilators are available for use statewide.

• **Directed Health Measures (DHMs)**

147 Mississippi Executive Order 1478, [https://www.sos.ms.gov/content/executiveorders/ExecutiveOrders/1478.pdf](https://www.sos.ms.gov/content/executiveorders/ExecutiveOrders/1478.pdf)


The current State DHM for Douglas County will be extended through May 3, 2020. The local DHMs from the Sarpy/Cass Health Department and the Douglas County Health Department will also be extended through May 3rd.

The statewide closure until April 30th of all beauty/nail salons, barber shops, massage therapy services, gentleman’s clubs, bottle clubs, indoor movie theatres, indoor theatres, and tattoo parlors/studios is extended to May 3rd.

- That date will be extended further for some areas.

As of May 4, 2020 the State will have 19 separate DHMs, one for each local health department (LHD). They will be effective through May 31, 2020.

- **Statewide DHM Changes**
  - Places of worship (churches, synagogues, mosques, temples, etc.)
    - Places of worship will have relaxed DHM requirements statewide beginning on May 4th.
    - They will need to ensure six feet of separation between different household units.
    - It will not be permissible to pass items among worshippers.
    - A guidance document will be provided with the new DHMs to give instructions to faith communities on how to comply with the updated health measures.

- **Regional DHM Changes**
  - Regional updates will apply to all of the following LHDs as of May 4, 2020:
    - Douglas County Health Dept.
    - Sarpy/Cass Dept. of Health
    - East Central District Health Dept.
    - Four Corners Health Dept.
    - Loup Basin Public Health Dept.
    - North Central District Health Dept.
    - Northeast Nebraska Public Health Dept.
    - Panhandle Public Health District
    - Southeast District Health Dept.
    - Southwest Nebraska Public Health District
  - Salons
    - As of May 4th, beauty/nail salons, barber shops, massage therapy services, and tattoo parlors/studios in the above LHDs will be permitted to open. These establishments will be added to the list of gatherings subject to the
      - The new DHM will require both workers and patrons of these establishments to wear masks.
      - For districts other than those listed above, these establishments will remain closed past May 3rd.
  - Restaurants
    - As of May 4th, restaurants will be allowed to serve dine-in customers if all of the following conditions are met:
      - The restaurant limits seating to 50% of the rated occupancy maximum at all times.
      - The restaurant seats parties at least six feet apart.
      - All dining parties are restricted to no more than six persons (groups larger than six will need to sit at separate tables).
      - Self-serve buffets and salad bars are prohibited. Restaurant staff must serve food directly to customers or implement buffet orders from the customer table. No customer self-service will be allowed.
      - Bar seating is not permitted.
• Patrons may only consume alcohol on the premises if also consuming a meal.
  ▪ Bars that do not serve food will remain limited to carry-out sales and delivery only.
  ▪ For districts other than those listed above, restaurants will remain limited to delivery, drive-thru, or carryout past May 3rd.

➢ Childcare Facilities
  ▪ As of May 4th, childcare facilities will be permitted to have up to 15 kids per room/space.
    • All other state provisions, statutes, and regulations (including child-to-staff ratios) still apply.
    • For districts other than those listed above, childcares will remain restricted to 10 children per room/space.

➢ Other Establishments
  ▪ Bars, gentlemen’s clubs, bottle clubs, indoor movie theaters, indoor theaters/playhouses will remain closed statewide until May 31st, though the State may revise the DHM prior to that date.

• On April 27, 2020, Governor Pete Ricketts announced the formation of a business task force, to be chaired by Nebraska Department of Economic Development Director Tony Goins, to restore growth to Nebraska’s economy.¹⁵⁴

➢ Business Task Force
  ▪ The State of Nebraska is working closely with business leaders to restore growth to the economy.
  ▪ To date, the task force has engaged advisors in various industry associations, such as cosmetology, restaurants, and retail.
  ▪ The task force is also working closely with the Chambers of Commerce to compose guidelines that prioritize safety.

• On May 21, 2020, the Governor announced that new directed health measures for Phase I and Phase II will take effect on June 1 for certain districts in the state.¹⁵⁵

New Hampshire
• On April 21, 2020, Governor Sununu announced the formation of the Governor’s Economic Re-Opening Task Force, which will develop a plan and oversee the state and private sector actions needed to reopen New Hampshire’s economy while minimizing the adverse impact on public health.¹⁵⁶

• The task force will look to craft a phased approach to reopening New Hampshire’s economy. As the state can safely diagnose, treat and isolate COVID-19 cases and their contacts, New Hampshire can transition from phase to phase.

• Further, the task force may look to recommend easing stay at home measures as safe and effective tools for mitigating and containing the risks of COVID-19 become available. To guard against the risk of reignited outbreaks, the task force should look to develop the state’s first phase after New Hampshire reports a sustained reduction in cases for at least 14 days (one incubation period) or a reduction in hospitalizations to ensure our healthcare infrastructure can safely treat all patients requiring hospitalization.

• Increased capacity for testing will also be considered by the task force.

• The task force should also consider that restrictions must be eased with sufficient time between each adjustment to carefully monitor for resurgence of transmission.

• **Principles for Re-Opening:** Stay-at-home and social distancing measures will need to remain in place until transmission has measurably slowed down and the task force can be certain that that state’s health infrastructure can safely manage the outbreak and care for the sick. However, the following principles, developed with the input of the New Hampshire Department of Health and Human Services (DHHS) will guide the state’s reopening planning and decision making process.

• These principles include:
  o **Monitoring data:** Governor Sununu and state officials will continue to be guided by data, and track any changes to case trends, infection and death rates. The stepwise approach depends on our ability to aggregate and analyze data quickly. Data will include:
    ▪ Number of confirmed cases of COVID-19 as reported on our Epidemic Curve (graphed by date of illness onset), and daily reports of new positive test results.
    ▪ Number of outbreaks at places of work and institutional facilities, including longterm care facilities (LTCFs) and assisted-living facilities (ALF).
    ▪ Number of new hospitalizations and daily hospital census for COVID-19.
    ▪ Number of confirmed deaths due to COVID-19.
    ▪ Healthcare visits for influenza-like illness (ILI) and acute respiratory infection (ARI) as monitored through our influenza surveillance program (surveillance of respiratory syndromes).
  o **Maintenance of health care readiness:** Governor Sununu and state officials will continue monitoring the distribution of personal protective equipment (PPE), available bed and ventilator capacity, and testing materials to ensure it continues meeting the needs of the healthcare system and workers.
  o **Increase testing and tracing:** The state currently has a robust testing approach but will continue to work to make testing more widely available and strengthen the epidemiology contact tracing rapid response teams. The state will ensure that healthcare providers have accurate and updated information about potential therapeutic and preventive treatments as more information becomes available, and that residents of NH have access to necessary medical care, including pharmaceutical therapies.

• **New Industry Return Guidance:** Governor Sununu and the Task Force will work with the Health Department and industry groups to help businesses develop “COVID-19 Operations Plans,” which will include sector strategies for phased opening, including worker and customer protections, and training and monitoring procedures.

• **Outdoor Recreation:** With summer approaching, the task force will also evaluate how to reopen outdoor recreation, retail, restaurants and bars, travel and other activities, focusing on the conditions needed to prevent COVID-19 outbreaks.

• **Public and mental health consequences of maintaining restrictions:** The task force will evaluate the impact to public and mental health of maintaining restrictions on employers, such as the closure of exercise facilities, as well as public and mental health impact of the economic closures.

• **Foundation for Guidance:** In crafting guidance for each industry to reopen, the guidance must encompass the answers to several critical questions:
  o How to maintain proper social distancing?
  o How to ensure continuous and frequent cleaning and disinfection of shared spaces.
  o How can public hygiene be improved and cleanings of shared spaces be more routine and robust?
  o What is the proper use and availability of PPE within each industry?
  o What special policies or protocols should be implemented to ensure the safety for high risk populations?
• What PSAs and marketing of new tools and guidance should be used to publicly promote new behavioral norms?
• When and how to maintain tele-work policies and practices as appropriate to encourage social distancing?
• Policies on monitoring and excluding sick individuals from work?

• **Sector Approach**: The task force should approach each industry by NAICs codes. The task force should consider grouping NAICs codes to allow similarly situated industries to phase forward together. In addition, the task force should solicit guidance from business and industry groups to identify protocols that best meet the needs of each specific industry to develop standards that protect public health and safety.

• **Broad Workforce Challenges**:
  - **Workforce**: Most restaurants could not open for dine-in, because most of the staff is being paid more not to work than they were making while working. The same is true in many other industries, particularly in the service sectors. Moreover, many workers, particularly those over 50, may well not feel comfortable coming to work in the near term. With the increase in CARES Act funding to unemployment compensation, the average worker is getting paid the equivalent of $22/hour not to work, post taxes. It will be difficult to attract workforce for any employer that would pay below this threshold.
  - **Liability**: If an employer reopens, what kind of liability do they assume? If there is an outbreak and several employees or customers get sick and sue, saying the company did not take strong enough precautions, will business insurance cover those claims? What kind of liability risk are businesses exposing themselves to? That is particularly true for businesses a border communities, where residents from other states that might have higher infection rates will be frequenting. How can businesses that follow the protocols laid out by this task force protect themselves from this liability?
  - **Supply chain**: Many businesses could reopen, but if they are selling goods, it may still be a challenge to restock. What does the supply chain look like for those goods deemed nonessential, as well as restaurants, whose suppliers have severely limited inventory, and what kind of runway do they need to get their supply chains back in order? In this regard, the task force will have to consider that some businesses will need to “reopen” before they “reopen”—meaning that before the state allows businesses to open to the public, they must first be allowed to open to their employees.
  - **Childcare**: With schools educating remotely through the end of this academic year, how will families provide childcare for younger children when parents can go back to working onsite? What opportunities to scale will childcare centers have, primarily considering the above workforce limitations and licensing requirements, to absorb this influx of new attendees while ensuring that these children are still meeting their educational needs?

• **Immediate Priority Sectors**: There are some sectors that require immediate attention from the task force, given their impacts on other sectors of the economy. These include summer camps, Boys & Girls Clubs and other forms of summer programing for children.

**New Jersey**

• On April 27, 2020, Governor Phil Murphy announced The Road Back: Restoring Economic Health Through Public Health, the state’s initial framework for restarting the state economy.

• The following **six principles** and key metrics will guide the process for lifting restrictions:
  - **Principle 1: Demonstrate Sustained Reductions in New COVID-19 Cases and Hospitalizations**
    - 14-day trend lines showing appreciable and sustained drop in cases, hospitalizations, and other metrics;
    - Hospitals stepping down from functioning under crisis standards of care.
  - **Principle 2: Expand Testing Capacity**
    - At least double current diagnostic testing capacity;
• Prioritize testing for health care workers, essential personnel, and vulnerable populations;
• Create a flexible testing plan accessible to all residents;
• Expand partnerships with institutions of higher education, private-sector labs, and the federal government.
• Ensure that those who test positive are linked to a health care provider.

- **Principle 3: Implement Robust Contact Tracing**
  • Recruit and deploy an army of personnel who will identify and follow-up with contacts;
  • Leverage technological data and innovative solutions to increase efficiency;
  • Coordinate the approach of local and state health officials, which will have a coordinated county/regional component.

- **Principle 4: Secure Safe Places and Resources for Isolation and Quarantine**
  • To the greatest extent possible, provide individuals who do test positive in the future with a safe and free place to isolate and protect others from COVID-19;
  • Ensure that quarantined contacts are provided supportive services, if needed.

- **Principle 5: Execute a Responsible Economic Restart**
  • Create the Governor’s Restart and Recovery Commission to advise on the process and recommend responsible and equitable decisions;
  • Plan for a methodical and strategic return to work based on level of disease transmission risk and essential classification;
  • Continuation of social distancing measures where feasible and appropriate;
  • Leverage any available federal funds and programs to support health care, individual, and small business recoveries.

- **Principle 6: Ensure New Jersey’s Resiliency**
  • Learn from the lessons of COVID-19 and prepare for the possibility of a resurgence;
  • Ensure hospitals, health care systems, and other health delivery facilities have inventories of personal protective equipment and ventilators;
  • Build our own state personal protective equipment and ventilator stockpile;
  • Create a playbook for future administrations for the next pandemic.

- New Jersey’s shelter in place order will remain in effect until further notice.
- On May 18, 2020, the Governor signed Executive Order No. 147, allowing certain outdoor activities at recreational businesses, including archery ranges, batting cages, golf driving ranges, horseback riding, shooting ranges, and tennis clubs as well as community gardens to open with required social distancing measures in place.\(^{157}\)
- On May 19, 2020, the Governor’s Administration announced that the Division of Consumer Affairs has authorized licensed New Jersey pharmacists to widely administer COVID-19 tests to customers.\(^{158}\)
- On May 19, 2020, the Department of Health issued guidelines on the conditions for hospitals and ambulatory surgery centers to begin resuming elective surgeries.\(^{159}\)
- On May 19, 2020, the Governor announced an Administrative Order authorizing in-person sales to resume at car dealerships, motorcycle dealerships, boat dealerships, and bike shops, by appointment only and with social distancing measures in place.\(^{160}\)

• On June 1, 2020, the Governor announced that New Jersey will enter Stage Two on June 15 which include outdoor dining for restaurants and indoor, non-essential retail.\textsuperscript{161}

**New Mexico**

• On May 15, 2020, the Governor issued an emergency public health order that eases certain restrictions on retail operations and requires everyone to wear a cloth face covering in public, among other changes.\textsuperscript{162}

• On May 26, 2020, the Governor announced the state’s emergency public health order will be amended to permit limited outdoor dine-in services for most of the state beginning May 27. Under the amended order, the following stipulations apply:\textsuperscript{163}
  o No dine-in service may be provided in indoor seating areas;
  o Outdoor dine-in service may only be provided to patrons who are seated;
  o Tables must be placed with at least six feet of distance between one another;
  o No more than six patrons may be seated at any single table; and,
  o No bar or counter seating is permitted.

• On May 27, 2020, the New Mexico Motor Vehicle Division offices in three counties will not reopen on June 1 as previously scheduled due to continued spread of the virus in those areas.\textsuperscript{164}

• On May 28, 2020, the Governor announced the state’s emergency public health order will be extended and amended to permit indoor dining, hair salons, gyms and indoor shopping malls to reopen the first week of June on a limited basis and in accordance with required COVID-Safe Practices. Additionally, the following is to be incorporated in the amended public health order:\textsuperscript{165}
  o Drive-in theaters may reopen under COVID-Safe Practices;
  o Nine additional state parks will reopen for day-use only beginning May 31, with five more opening June 1, some with capacity limits;
  o Hotels may operate at 50 percent of maximum occupancy under COVID-Safe Practices; and,
  o The 14-day quarantine order for airport arrivals will be amended to permit certain business travel under COVID-Safe Practices.

**New York**

• On April 21, 2020, Governor Cuomo announced the state will take a regional approach to reopening and will make decisions on which counties and regions to open and when to open them based on the facts and data specific to that area.\textsuperscript{166}
  o Lieutenant Governor Kathy Hochul will coordinate Western New York's public health and reopening strategy, and former Lieutenant Governor Robert Duffy will volunteer as a special advisor to coordinate the Finger Lakes' public health and reopening strategy.
  o New York is a member of the Northeast Regional Task Force, a working group formed to decide best practices for restarting the regional economy. Other members of the task force include New Jersey, Massachusetts, Connecticut, Pennsylvania, Delaware, and Rhode Island.

\textsuperscript{161} Governor Murphy Press Release, \url{https://nj.gov/governor/news/news/562020/approved/20200601a.shtml}
\textsuperscript{162} New Mexico Emergency Public Health Order, \url{https://www.governor.state.nm.us/wp-content/uploads/2020/05/05_15_2020_PHO.pdf}
\textsuperscript{163} New Mexico Public Health Order, \url{https://www.governor.state.nm.us/wp-content/uploads/2020/05/DOH-PHO-5-27.pdf}
\textsuperscript{164} NNMV Press Release, \url{https://www.newmexico.gov/2020/05/27/mvd-offices-in-three-counties-to-remain-closed/}
\textsuperscript{165} Governor Press Release, \url{https://www.governor.state.nm.us/2020/05/28/gov-announces-limited-reopening-for-dine-in-restaurants-indoor-malls-gyms-salons-and-more/}
In addition, Governor Cuomo announced elective outpatient treatments can resume in counties and hospitals without significant risk of COVID-19 surge in the near term.

- Hospitals will be able to resume performing elective outpatient treatments on April 28, 2020 if the hospital capacity is over 25 percent for the county and if there have been fewer than 10 new hospitalizations of COVID-19 patients in the county over the past 10 days.
- If a hospital is located in a county eligible to resume elective outpatient treatments, but that hospital has a capacity under 25 percent or has had more than 10 new hospitalizations in the past 10 days, that hospital is not eligible to resume elective surgeries.
- If a county or hospital that has resumed elective surgery experiences a decrease in hospital capacity below the 25 percent threshold or an increase of 10 or more new hospitalizations of COVID-19 patients, elective surgeries must cease.
- Further, patients must test negative for COVID-19 prior to any elective outpatient treatment. The State Department of Health will issue guidance on resuming elective surgeries.

Restrictions on elective surgery will remain in place in Bronx, Queens, Rockland, Nassau, Clinton, Yates, Westchester, Albany, Richmond, Schuyler, Kings, Suffolk, New York, Dutchess, Sullivan, Ulster, Erie, Orange and Rensselaer Counties as the state continues to monitor the rate of new COVID-19 infections in the region.

On April 26, 2020, Governor Cuomo outlined a phased plan to reopen the state, beginning with construction and manufacturing. Based on CDC recommendations, once a region experiences a 14-day decline in the hospitalization rate they may begin a phased re-opening.

- Phase One will include opening construction and manufacturing functions with low risk.
- Phase Two will open certain industries based on priority and risk level. Businesses considered "more essential" with inherent low risks of infection in the workplace and to customers will be prioritized, followed by other businesses considered "less essential" or those that present a higher risk of infection spread. As the infection rate declines, the pace of reopening businesses will be increased.
- The region must not open attractions or businesses that would draw a large number of visitors from outside the local area.
- There will be two weeks in between each phase to monitor the effects of the re-opening and ensure hospitalization and infection rates are not increasing.
- This plan will be implemented with multi-state coordination, especially in downstate New York. The plan will also coordinate the opening of transportation systems, parks, schools, beaches and businesses with special attention on summer activities for downstate, public housing and low-income communities, food banks and child care.
- The phased re-opening will also be based on individual business and industry plans that include new measures to protect employees and consumers, make the physical work space safer and implement processes that lower risk of infection in the business. The state is consulting with local leaders in each region and industry to formulate these plans.

On May 4, 2020, Governor Cuomo outlined additional guidelines for when regions can re-open. The state will monitor four core factors to determine if a region can re-open:

- New Infections: Based on guidelines from the CDC, regions must have at least 14 days of decline in total net hospitalizations and deaths on a 3-day rolling average;

---


Health Care Capacity: Every region must have the health care capacity to handle a potential surge in cases;
Diagnostic Testing Capacity: Each region must have the capacity to conduct 30 diagnostic tests for every 1,000 residents per month; and,
Contact Tracing Capacity: Regions must have a baseline of 30 contact tracers for every 100,000 residents, and additional tracers based on the projected number of cases in the region.

The Governor also outlined new safety precautions that each business must put in place upon reopening to help lower the risk of spreading the virus. Businesses will be required to:
- Adjust workplace hours and shift design as necessary to reduce density in the workplace;
- Enact social distancing protocols;
- Restrict non-essential travel for employees;
- Require all employees and customers to wear masks if in frequent contact with others;
- Implement strict cleaning and sanitation standards;
- Enact a continuous health screening process for individuals to enter the workplace;
- Continue tracing, tracking and reporting of cases; and
- Develop liability processes.

On May 15, 2020, the Governor, together with New Jersey Governor Murphy, Connecticut Governor Lamont, and Delaware Governor Carney, announced a multi-state agreement to reopen public and private beaches with certain restrictions in place on May 22.169
On May 15, 2020, the Governor announced five regions will begin reopening after successfully meeting all seven-metrics required for reopening.170
On May 16, 2020, the Governor announced horse racing tracks across the state and Watkins Glen International Racetrack will be allowed to reopen without fans as of June 1.171
On May 16, 2020, the Governor announced Westchester and Suffolk Counties are now eligible to resume elective surgeries and ambulatory care.172
On May 19, 2020, the Governor announced the Capital Region has met all seven-metrics required to begin phase one of the state’s regional phased reopening plan starting May 20.173
On May 19, 2020, the Governor announced Nassau County is eligible to resume elective surgeries and ambulatory care.174
On May 19, 2020, the Governor announced a collaboration with the Greater New York Hospital Association and the Healthcare Association of New York State to implement a two-week hospital visitation pilot program in 16 hospitals across the state to allow increased visitations for family members and loved ones.175

---


Last Updated: 6-3-20
• On May 19, 2020, the Governor announced the state will allow Memorial Day ceremonies of 10 people or less, with final decisions about ceremonies being left to local governments.  
• On May 20, 2020, the Governor announced that beginning May 21, religious gatherings of no more than 10 people will be allowed to gather statewide.  
• On May 21, 2020, the Governor announced summer school will be conducted through distance learning this year to help reduce the risk of spread. Meal programs and childcare services for essential employees will continue.  
• On May 29, 2020, the Governor announced New York City will enter Phase 1 of reopening on June 8 and that five other regions can enter Phase 2 of reopening.  
• On May 29, 2020, the Governor announced the implementation of an early warning dashboard that aggregates the state’s expansive data collection efforts for New Yorkers, government officials, and experts to monitor and review how the virus is being contained on an ongoing basis.  
• On May 29, 2020, the Governor issued an executive order authorizing business operators and building owners to use their discretion to deny admittance to individuals who fail to comply with the requirement to wear face coverings.  
• On May 29, 2020, the Governor issued an executive order lifting reductions and restrictions on the in-person workforce at non-essential businesses designated as Phase 2 industries in those regions that have been authorized to advance to Phase 2.  
• On May 30, 2020, the Governor signed into law S.8427/A.10528, a bill that establishes a COVID-19 death benefit for the families of state and local government employees that have been on the front lines of this public health emergency.  
• On May 30, 2020, the Governor announced the state will open 10 additional testing sites – one for each zip code – in New York City COVID hotspots.  
• On May 31, 2020, the Governor announced that New York dentists can reopen statewide beginning June 1.  
• On June 1, 2020, the Governor announced Western New York is expected to enter Phase 2 of reopening on June 2 and the Capital Region is expected to enter Phase 2 of reopening on June 3.  

North Carolina  
• On April 23, 2020, Governor Cooper Last week, Governor Cooper outlined a three phase plan base to reopen the state economy. However, North Carolina’s Stay At Home Order was extended through May 8, 2020 because the state has not yet seen a downward trajectory of metrics needed to begin gradually lifting restrictions.  
• Phase 1 of the reopening plan includes the following actions:  
  • Modify the Stay At Home order allow travel not currently defined as essential allowing people to leave home for commercial activity at any business that is allowed to be open, such as clothing stores, sporting goods stores, book shops, houseware stores and other retailers.  
  • Ensure that any open stores implement appropriate employee and consumer social distancing, enhanced hygiene and cleaning protocols, symptom screening of employees,  

179 Governor Cuomo Press Release,  
accommodations for vulnerable workers, and provide education to employees and workers to combat misinformation
  ○ Continue to limit gatherings to no more than 10 people
  ○ Reopen parks that have been closed subject to the same gathering limitation. Outdoor exercise will continue to be encouraged.
  ○ Continue to recommend face coverings in public spaces when 6 feet of distancing isn’t possible
  ○ Encourage employers to continue teleworking policies
  ○ Continue rigorous restrictions on nursing homes and other congregant care settings
  ○ Local emergency orders with more restrictive measures may remain in place.
• Phase 2 of the reopening plan including the following actions:
  ○ At least 2-3 weeks after Phase 1
  ○ Lift Stay At Home order with strong encouragement for vulnerable populations to continue staying at home to stay safe
  ○ Allow limited opening of restaurants, bars, fitness centers, personal care services, and other businesses that can follow safety protocols including the potential need to reduce capacity
  ○ Allow gathering at places such as houses of worship and entertainment venues at reduced capacity
  ○ Increase in number of people allowed at gatherings
  ○ Open public playgrounds
  ○ Continue rigorous restrictions on nursing homes and other congregant care settings
• Phase 3 of the reopening plan includes the following actions:
  ○ At least 4-6 weeks after Phase 2
  ○ Lessen restrictions for vulnerable populations with encouragement to continue practicing physical distancing and minimizing exposure to settings where distancing isn’t possible
  ○ Allow increased capacity at restaurants, bars, other businesses, houses of worships, and entertainment venues
  ○ Further increase the number of people allowed at gatherings
  ○ Continue rigorous restrictions on nursing homes and other congregant care settings

• On May 5, 2020, the Governor signed an executive order to modify North Carolina’s Stay at Home order to transition to Phase 1 of slowly easing certain COVID-19 restrictions effective May 8.  

North Dakota

• On April 27, 2020, Governor Doug Burgum announced he will lift restrictions that were placed on businesses to slow the spread of the coronavirus, while implementing new guidelines and standard operating procedures for businesses as they resume or continue operations during the COVID-19 pandemic.
• The business restrictions under Executive Order 2020-06.3 are set to expire Thursday, April 30. The order requires the closure of recreational facilities, health clubs and athletic facilities; theaters, including movie theaters and music/entertainment venues; bars and restaurants except for take-out, delivery, curbside and drive-through; licensed cosmetologists, including salons and barber shops; and personal care services including tattoo parlors, tanning and massage facilities.

• The existing order was allowed to expire and was replaced with Executive Order 2020-06.4\textsuperscript{182} allowing those businesses to reopen under Phase 1 rules in the North Dakota Smart Restart plan.

• Burgum noted that reopening of businesses will be voluntary for those that can meet the guidelines. Those who are teleworking are encouraged to continue doing so, and schools will continue to administer distance learning to students.

• Under Executive Order 2020-06.4, business previously closed by Executive Order 2020-06.3, including bar, breweries, restaurants and cafes that continued to provide off-sale, take-out, curbside, drive through or delivery services, may reopen on Friday, May 1, 2020, at 8:00 AM with strict adherence to the following conditions:
  
  ➢ Gathering Size/Physical Distancing/Workplace Activity
    • Capacity will be limited to 50% of normal operating capacity
    • Allow for six feet of spacing between groups: increase table spacing by removing tables, marking tables closed or provide a physical barrier between tables. Back to back booth seating is allowed.
    • Waiting areas (indoor or outdoor) must be marked so physical distancing standards are met. Restaurants can determine policy for wait areas.
    • Tables must be limited to 10 people per table.
    • In-house dining areas for quick service restaurants must meet all guidelines with tables to be sanitized between customers or if that is not possible offer only take-out.
    • Standing in bars is not allowed. Bar stool seating will be allowed for 1-2 guests, with 6 feet of separation between groups.
    • Salad bars and buffets may operate as long as pre-portioned servings are prepared by staff. Buffet and salad bar in-use serving utensils are to only be used by staff and washed, rinsed and sanitized every 4 hours.

  ➢ Hygiene and Cleaning/Special Measures
    • Drink refills are not allowed unless served in a clean unused glass or cup.
    • Menus should be single use paper or on a material that can be sanitized after each use.
    • Drink coasters should be single-use or of a material that can be sanitized after each use.
    • Tabletop electronics for ordering or contactless payments must be sanitized after each use.
    • No self-service cups, straws or lids will be allowed – they should be behind counter and handed to customer. Only individually wrapped straws are allowed.
    • Self-service condiments should be eliminated and provided by request in single use or disposable containers.
    • Blackjack tables will remain closed. Gaming machines must be separated by a minimum distance of 6 feet or placed out of service.
    • Hand-held entertainment or reservation notification devices are not allowed.
    • Dance floors are closed
    • Encourage customers to download the Care19 App to increase success levels with contact tracing.
    • During phase I, all restaurants should close for a minimum of 4 hours daily to deep clean.

\textsuperscript{182} https://www.governor.nd.gov/sites/www/files/documents/executive-orders/Executive%20Order%202020-06.4.pdf

Last Updated: 6-3-20
• On or after 8:00 AM May 1, 2020, salons operated by cosmetologists, nail technicians, estheticians, barbers and tanning studios may reopen under conditions:
  ➢ General Compliance Guidelines:
    ▪ Develop a check-in process and waiting area setup that can accommodate physical distancing.
    ▪ If necessary, increase space between work stations so that employees and clients can maintain 6 feet of distance.
    ▪ Remove items in common areas that cannot be sanitized.
    ▪ Employees must wear face masks at all times and other available protective equipment as necessary.
    ▪ Clients are to wear face masks to the extent possible
    ▪ Businesses are encouraged to limit the provision of services that require removal of PPE.
    ▪ Employees must wash hands for a minimum of 20 seconds between customers and offer alcohol-based hand sanitizer to customers.
    ▪ Businesses should develop enhanced cleaning protocol for workstations, equipment, restrooms, treatment rooms and waiting areas. Porous surfaces should be covered with washable or disposable coverings.
    ▪ Adjust appointment times for enhanced cleaning between customers.
    ▪ To the extent possible, businesses are encouraged to find ways for employees and clients to decontaminate clothing prior to provision of services, including, but not limited to, changing into a clean cloth smock or disposable robe, etc.
    ▪ Businesses should screen employees prior to provision of services.
    ▪ Clients and employees should avoid bringing unnecessary personal items into the place of business.
    ▪ Employers should keep thorough daily records of employees and any close contacts.
    ▪ Businesses are encouraged to use appointment systems unless a walk-in system can be used safely.
    ▪ Encourage customers to download the Care19 App to increase success levels with contact tracing.
  ➢ Medispa Specific Guidelines:
    ▪ Adjust appointment times for enhanced cleaning between customers.
    ▪ Only the client should enter the facility.
    ▪ No walk-in appointments accepted
    ▪ Providers are encouraged to wear eye protection during procedures that may have risk for aerosolization.
    ▪ Clients, providers and staff are encouraged to wear cloth masks if within six feet for at least 10 minutes.
    ▪ Ensure proper PPE use and sanitation technique training available to all providers
    ▪ Laundry should be stored in covered, sanitized containers that are clearly delineated clean versus soiled. Gloves should be worn when handling soiled laundry. Special Measures
    ▪ No food or beverage (other than commercially packaged) may be served within the facility.
    ▪ Screen clients and employees for symptoms, including temperature checks.
    ▪ Utilize tele-health whenever appropriate and where available.
    ▪ Implement client screening questionnaire and advise client of modified appointment safety protocols within 24 hours of appointment.
    ▪ Encourage customers to download the Care19 App to increase success levels with contact tracing.
➢ **Tattoo and Body Piercing Guidelines:**
  - Develop check-in and waiting areas that can accommodate physical distancing.
  - No walk-in appointments.
  - Hold initial planning consultations by video conference if available.
  - Providers are encouraged to wear eye protection during procedures that may have risk for aerosolization.
  - Clients, providers and staff are encouraged to wear cloth masks if within six feet for at least 10 minutes.
  - Ensure proper PPE use and sanitation technique training available to all providers.
  - Remove unnecessary decorations and waiting room items that cannot be sanitized.
  - No food or beverage (other than commercially packaged) may be served within the facility.
  - Screen clients and employees for symptoms, including temperature checks.
  - Implement client screening questionnaire and advise client of modified appointment safety protocols within 24 hours of appointment.
  - Encourage customers to download the Care19 App to increase success levels with contact tracing.

➢ **Massage Therapy**
  - Develop check-in and waiting areas that can accommodate physical distancing.
  - **Workplace Activity**
    - Adjust appointment times for enhanced cleaning between customers.
    - Only the client should enter the facility.
    - No walk-in appointments accepted.
    - Providers are encouraged to wear eye protection during procedures that may have risk for aerosolization.
    - Clients, providers and staff are encouraged to wear cloth masks if within six feet for at least 10 minutes.
    - Ensure proper PPE use and sanitation technique training available to all providers.
  - **Hygiene and Cleaning**
    - Remove unnecessary decorations and waiting room items that cannot be sanitized.
    - Products such as oils and lotions should be removed from the treatment room and the bottles sanitized between uses.
    - Massage table accessories such as pillows, cushions and bolsters used during services should be disposable or covered with a material that can be sanitized.
    - Laundry should be stored in covered, sanitized containers that are clearly delineated clean versus soiled. Gloves should be worn when handling soiled laundry.
  - **Special Measures**
    - No food or beverage (other than commercially packaged) may be served within the facility.
    - Screen clients and employees for symptoms that includes temperature checks.
    - Implement client screening questionnaire and advise client of modified appointment safety protocols within 24 hours of appointment.
    - Encourage customers to download the Care19 App to increase success levels with contact tracing.

- On or after 8:00 AM May 1, 2020, Health Clubs and Athletic Facilities may reopen under the following conditions:
  - **Gathering Size/Physical Distancing/Workplace Activity**
- Limit group fitness classes to 1 participant/staff per 100 square feet (SF) or 10’x10’ grid layout if providing markers on floor area(s).
- Close or cordon off gathering areas like vestibules, seating areas, bleachers, etc. where people can congregate in groups larger than 10.
- Suspend or discontinue drop-in childcare until such time as social distancing measures are no longer in place.
- Limit use of saunas, jacuzzi, hot tubs, steam rooms, etc. to 1 person per 100 SF.
- Discontinue group sports (basketball, soccer, hockey, etc.) where more than 10 participants are playing at the same time, including participants on the bench or on shifts until such time social distancing recommendations are suspended.
- Omit fitness classes with high inhalation/exhalation exchange, like spin for example, until such time they can be safely incorporated back into class offerings.
- Relocate, remove, or deter use of fitness equipment to provide a minimum distance of six feet between equipment edges.
- Manage customer entry points. Provide markers for lines to allow minimum of six feet separation until such time social distancing recommendations are suspended.
- Manage building square footage into sub-areas of less than or equal to 10,000 SF for the purpose of developing a phased re-opening of certain sub-areas that are lower risk being prioritized first and allowing higher risk areas to remain closed until such time health data supports reopening. For example, a 120,000 SF building would yield 12 sub-areas.
- Complete and have on file the “Workplace Assessment Tool for COVID-19.”
- Suspend 24-hour facility use, until such time social distancing recommendations are suspended. One-to-one personal training may be utilized while maintaining social distancing and, when possible, trainer wears a mask.
- Conduct Pre-Registration for fitness class(es) with special instructions and self-verification process and request participant arrival a minimum of 5 minutes prior to scheduled start of fitness class(es).
- Develop or encourage online fitness participation, if practical, until such time social distancing recommendations are suspended.

- **PPE/Hygiene and Cleaning/Special Measures**
  - Require and train staff laundering towels and cleaning equipment to properly wear and maintain safe use of Personal Protective Equipment (PPE).
  - Close locker rooms and shower facilities to public for uses other than bathroom/restroom use.
  - Close indoor playground equipment.
  - Close areas of the facility to customers at an appropriate time during each day to allow adequate cleaning of equipment/restrooms.
  - Schedule fitness classes to allow staff adequate time to clean equipment and surfaces before each class.
  - Develop a phased opening plan for certain sub-areas of the facility. For example, pools and drop-in childcare may be opened in a later phase pending health case data and capacity to clean and disinfect and safely operate those sub-areas.
  - Develop times for fitness for different age groups for facility use and class participation. For example, offer a class for seniors (55+) during a 2-hour block, with cleaning/disinfecting between each age group session. Allow 15 minutes of cleaning between blocks.
  - Encourage customers to download the Care19 App to increase success levels with contact tracing.
On or after 8:00 AM May 1, 2020, movie theaters may reopen under the following conditions:

- **Gathering Size/Physical Distancing/Workplace Activity**
  - Capacity will be limited to 20% of normal operating capacity.
  - Allow for proper spacing between groups by keeping at least two empty seats (or 6 feet) between parties in any row, alternate rows between customers by marking every other row closed.
  - Lines and waiting areas must be marked so physical distancing standards are met.
  - Group sizes should be limited to 10 people.
  - Encourage use of mobile apps and contactless purchasing and payment. If not available, a barrier should be provided between staff and customers or cloth face masks required for both staff and customers.
  - Show start times should stagger by at least 30 minutes to decrease congestion in common areas.
  - Standing in the lobby should be minimized by allowing earliest possible access to the auditorium and encouraging patrons to arrive close to show times.

- **Hygiene and Cleaning/Special Measures**
  - Drink or popcorn refills are not allowed unless served in a clean unused container.
  - No self-service cups, straws or lids will be allowed – they should be behind counter and handed to customer. Only individually wrapped straws are allowed.
  - Self-service condiments should be eliminated and provided by request in single use or disposable containers.
  - Remove or block off tables or seating in lobby to discouraging congregating.
  - Clean and disinfect high touch surfaces in auditoriums like railings and door handles between showings.
  - Provide sanitizing wipes for guests to wipe off their arm rest, cupholder or seat upon arrival.
  - Encourage customers to download the Care19 App to increase success levels with contact tracing.

- Businesses that remained open throughout the pandemic, or business that voluntarily closed for a period of time, are strongly encouraged to adopt the ND Smart Restart: Standards for All Industries.

- Recreational and sports arenas, and music and entertainment venues, will remain closed until further notice.
- All state employees who have been teleworking since March 20, 2020, will continue to telework until further notice.
- Access to the North Dakota Capitol will continue to be limited to by-appointment only until further notice.
- Access to all other state facilities will continue to be limited to by-appointment only until further notice.

**Ohio**

- On April 16, 2020, Governor Dewine announced the state the state will begin a phased reopening of the state economy on May 1, 2020. The plan will be fact-driven over a long period of time to minimize the health risk to business owners, employees, and their customers.

---


In consultation with Dr. Acton, Lt. Governor Jon Husted will lead the governor’s board of economic advisors to identify best practices, similar to the current requirements on essential business operations to ensure Ohioans health and safety as businesses begin the process of reopening.

- Governor DeWine also announced that he will work closely with the Governors of Illinois, Michigan, Wisconsin, Minnesota, Indiana, and Kentucky to reopen the region’s economy in a coordinated way. The states will review four factors as they reopen their economies: the number of cases in the state and the number of hospital admissions, the amount of hospital capacity, the ability to test and trace cases of COVID-19, and best practices for social distancing in businesses.
- On May 12, 2020, the Lt. Governor announced that sectors licensed by the State Medical Board of Ohio, including massage therapy, acupuncture, and cosmetic therapy will be permitted to reopen on May 15 with the implementation of proper safety measures.\(^\text{185}\)
- On May 12, 2020, the Governor announced tattoo and body piercing services will be permitted to reopen on May 15 with the implementation of proper safety measures.\(^\text{186}\)
- On May 21, 2020, the Governor announced the following health orders have been signed:\(^\text{187}\)
  - Camp Safe Ohio Order to reopen campgrounds with exceptions;\(^\text{188}\)
  - Director’s Order rescinding and maintaining portions of the Stay Safe Ohio Order;\(^\text{189}\)
  - Urgent Health Advisory elderly people and those who are vulnerable because of illness to take additional precautions.\(^\text{190}\)
- On May 29, 2020, the Governor announced an order signed by the Ohio Department of Health Director which revises business guidance and social distancing.\(^\text{191}\)
- On May 29, 2020, the Governor announced an order signed by the Ohio Department of Health Director which rescinds a previous order restricting the sale of spirituous liquor in certain instances in certain counties.\(^\text{192}\)
- On May 30, 2020, the Governor announced an order signed by the Ohio Department of Health Director which provides for the reopening of child care services, with exceptions.\(^\text{193}\)

\(^{188}\) Camp Safe Ohio Order, [https://content.govdelivery.com/attachments/OHOOD/2020/05/20/file_attachments/1456368/Camp%20Safe%20Order.pdf](https://content.govdelivery.com/attachments/OHOOD/2020/05/20/file_attachments/1456368/Camp%20Safe%20Order.pdf)
\(^{189}\) Ohio Director’s Order, [https://content.govdelivery.com/attachments/OHOOD/2020/05/20/file_attachments/1456369/Stay%20Safe%20Partially%20Rescission.pdf](https://content.govdelivery.com/attachments/OHOOD/2020/05/20/file_attachments/1456369/Stay%20Safe%20Partially%20Rescission.pdf)
\(^{190}\) Ohio Urgent Health Advisory, [https://content.govdelivery.com/attachments/OHOOD/2020/05/20/file_attachments/1456370/Urgent%20Health%20Advisory.pdf](https://content.govdelivery.com/attachments/OHOOD/2020/05/20/file_attachments/1456370/Urgent%20Health%20Advisory.pdf)
\(^{192}\) Ohio Director’s Order, [https://content.govdelivery.com/attachments/OHOOD/2020/05/29/file_attachments/1462931/Signed%20Director%20Order%20Rescinded%20Northeast%20Ohio%20Liquor%20Restrictions.pdf](https://content.govdelivery.com/attachments/OHOOD/2020/05/29/file_attachments/1462931/Signed%20Director%20Order%20Rescinded%20Northeast%20Ohio%20Liquor%20Restrictions.pdf)
\(^{193}\) Ohio Director’s Order, [https://content.govdelivery.com/attachments/OHOOD/2020/05/30/file_attachments/1463195/Directors%20Day%20Care%20Order%205-29-2020.pdf](https://content.govdelivery.com/attachments/OHOOD/2020/05/30/file_attachments/1463195/Directors%20Day%20Care%20Order%205-29-2020.pdf)
Oklahoma

- On April 23, 2020, Governor Stitt presented a three-phased approach to opening Oklahoma’s economy, the Open Up and Recover Safely (OURS) Plan.¹⁹⁴
- Oklahoma will begin implementing a three-phased approach to open Oklahoma’s economy back up starting April 24, 2020. Before proceeding to a new phase, the Secretary of Health and Mental Health will confirm:
  - Oklahoma COVID-19 hospitalizations and incidents are at a manageable level,
  - Hospitals are treating all patients without alternate care sites,
  - There is sufficient testing material in the state and ability to conduct contact tracing, and
  - The state can quickly and independently supply sufficient Personal Protective Equipment (PPE) and critical medical equipment, including ICU equipment, to handle a surge
- Phase 1 includes the following measures:
  - **Individual guidance:**
    - Continue following safer-at-home guidelines if they are over 65 or part of a vulnerable population
    - Maximize social distance from others when in public (e.g., parks, outdoor recreation areas, shopping areas)
    - Avoid socializing in groups or facilities that do not readily allow for appropriate social distancing
    - Minimize non-essential travel and adhere to CDC guidelines and Executive Orders regarding isolation following travel
  - **Employer guidance:**
    - Create plans to allow employees to return to work in phases
    - Close common areas or enforce social distancing protocols
    - Minimize non-essential travel and adhere to CDC guidelines and Executive Orders regarding isolation following travel
    - Honor requests of personnel who are members of a vulnerable population for special accommodations
  - **Specific Employer guidance:**
    - Schools and organized sporting events and camps that are currently closed should remain closed until further notice
    - Visits to Senior Living Facilities and Hospitals are prohibited
- **On April 24, 2020,** the following businesses can reopen:
  - Personal care businesses, such as hair salons, barbershops, spas, nail salons, and pet groomers can reopen for appointments only, must adhere to sanitation protocols, and follow guidelines posted on the Oklahoma Department of Commerce website regarding social distancing between customers and visitors at personal care businesses.
  - State parks and outdoor recreation should be reopened
  - Grocery stores should continue to maintain hours for vulnerable populations
- **On May 1, 2020,** the following businesses can reopen:
  - Dining, entertainment, movie theatres and sporting venues can operate using CDC-recommended social distancing and sanitation protocols.
  - Gyms can reopen if they adhere to CDC-recommended social distancing and sanitation protocols.
  - Places of worship can reopen for in-person meetings or worship if they leave every other row or pew open and adhere to CDC-recommended


Last Updated: 6-3-20
social distancing and sanitation protocols, plus the recommended guidelines from the Oklahoma Department of Commerce.

- Bars should remain closed.
- Tattoo Parlors can reopen for appointments only and must adhere to sanitation protocols and social distancing protocols for distancing between customers and visitors.
- If hospital & incident rates remain at a manageable level for 14 days, the plan moves to Phase 2.

- The Phase 2 Goal is May 15, 2020 (subject to all Phase 1 guidelines being met). Once hospital and incident rates remain at a manageable level for 14 more days, the following phase will apply:
  - **Individual guidance:**
    - Continue following safer-at-home guidelines if they are over 65 or part of a vulnerable population
    - Maintain social distancing from others when in public
    - Avoid socializing in groups that do not readily allow for appropriate social distancing
    - Consider resuming non-essential travel
  - **Employer guidance:**
    - Close common areas or enforce social distancing and sanitation protocols
    - Honor requests of personnel who are members of a vulnerable population for special accommodations
    - Employers are recommended to implement social distancing protocols, which include proper sanitation and use of protective equipment when interacting with the public
  - **Specific Employer guidance:**
    - Organized sports activities can reopen and operate under proper social distancing and sanitation protocols
    - Visits to Senior Care Facilities and Hospitals should still be prohibited
    - Bars can operate with diminished standing-room occupancy, where applicable and appropriate, and under social distancing and sanitation protocols.
    - Funerals and weddings can resume under social distancing protocols
    - Children’s nursery areas in places of worship can reopen

- If hospital & incident rates remain at a manageable level for 14 days, the plan moves to Phase 3. The Phase 3 goal is June 1, 2020 (Subject to all guidelines being met) Once hospital and incident rates remain at a manageable level statewide for 14 more days Phase 3 will apply, which will allow for further public interaction. Further details for Phase 3 will be provided once the state enters Phase 2, but the recommendations below are a starting point for planning purposes.
  - **Employer guidance:**
    - Can resume unrestricted staffing of worksites Specific Employer guidance:
      - Summer camps (church and school) can open
      - Visits to Senior Care Facilities and Hospitals should still be prohibited

- On May 29, 2020, the Governor announced the state will proceed to Phase 3 of the Open Up and Recover Safely Plan on June 1.  

---

Oregon

- On April 14, 2020, Governor Kate Brown announced Reopening Oregon: A Public Health Framework for Restarting Public Life and Business.\(^{196}\)
- The plan includes the following goals relative to the state’s public health framework:
  - Declining growth rate of active cases
  - Sufficient personal protective equipment
  - Hospital surge capacity
  - Robust testing, tracing and isolation strategy
  - Strategies that work for hardest hit and vulnerable populations, including nursing homes and people experiencing homelessness
- The plan’s next steps toward reopening include:
  - Solicit input on framework for Reopening Oregon from local leaders
  - Consult with most-affected industries, including restaurants and personal services
  - Complete metrics for reopening and operational plans for test/trace/isolate
  - Finalize discrete steps and guidelines for Step-by-Step Reopening of Oregon
  - Ongoing coordination with West Coast states.
- On May 5, 2020, the Governor announced the limited opening of some state parks, outdoor recreation facilities and areas across Oregon for day use, with camping opportunities becoming available as federal, state, local, and private providers are able to prepare their facilities for visitors.\(^{197}\)
- On May 15, 2020, the Governor released statewide guidance for jurisdictions and businesses across the state as they begin Phase 1 of reopening.\(^{198}\)
- On May 28, 2020, the Governor announced that Washington County can begin entering Phase 1 of reopening on June 1 under the state’s framework for a safe and strong reopening.\(^{199}\)

Montana

- On April 22, 2020, Governor Steve Bullock issued a directive implementing Executive Orders 2-2020 and 3-2020 and providing guidance for the phased reopening of Montana and establishing conditions for Phase One.\(^{200}\)
- This Directive provides for the phased reopening of Montana. It establishes guidance applicable to all phases and provides direction for Phase One, including lifting the Stay at Home Directive and reopening non-essential businesses. It also provides local school boards the flexibility to make decisions about the remainder of the academic year.
- Executive Orders 2-2020 and 3-2020 declare that a state of emergency exists in Montana due to the global outbreak of COVID-19 Novel Coronavirus.
- For the duration of the emergency, § 10-3-104(2)(a), MCA, provides authority to the Governor to “suspend the provisions of any regulatory statute prescribing the procedures for conduct of state business or orders or rules of any state agency if the strict compliance with the provisions of any statute, order, or rule would in any way prevent, hinder, or delay necessary action in coping with the emergency or disaster.” Further, the statute authorizes the Governor to “control ingress and egress to and from an incident or emergency or disaster area, the movement of persons within the area, and the occupancy of premises within the area.” Section 10-3-104(2)(c), MCA.
- As with prior Directives, nothing in this Directive prohibits local public health authorities from adopting more restrictive approaches based on local need.

---

\(^{196}\) Reopening Oregon Framework, [https://drive.google.com/file/d/1_NQ1dniPI3DIE1A8WP-t8KJfAPkjo-/view](https://drive.google.com/file/d/1_NQ1dniPI3DIE1A8WP-t8KJfAPkjo-/view)


• **Stay at Home Directive to Expire**
  - As detailed in this Directive, the Stay at Home Directive is extended for individuals until Sunday, April 26 and for non-essential businesses until Monday, April 27, except as provided herein (e.g., bar and restaurant closures extended to May 4).
  - This Directive supersedes the Stay at Home Directive and any other gubernatorial Directive, to the extent there is any conflict.

• **Other Directives to Continue**
  - The March 30 Directive providing mandatory quarantine for certain travelers arriving in Montana from another state or country and all of its terms are extended through the end of the emergency, unless modified by subsequent Directive.
  - The March 30 and April 13 Directives providing measures to limit foreclosures, evictions, and disconnections from service and all of their terms are extended through May 24, unless modified by subsequent Directive, except as follows:
    - For individuals who are members of a vulnerable population and who, pursuant to this Directive, remain sheltered at home, the protections of the March 30 and April 13 Directives will expire 30 days after the individual ceases to shelter at home or at the end of the emergency, whichever is sooner.
    - The rent assistance program remains in effect for the duration of the emergency.
  - All Directives set to expire at the end of the emergency retain their effective date and terms except to the limited extent their provisions are in conflict with the terms of this Directive.

• **Progression Between Phases**
  - The approach to reopening Montana will occur in phases, beginning under this Directive with Phase One.
  - The duration of each phase will be regularly evaluated in close consultation with public health and emergency management professionals. Factors considered in moving from one phase to the next include the ability for public health professionals to monitor new cases adequately and conduct contact tracing. Hospitals must maintain the ability to treat all patients safely, both COVID-19 patients and those with other health conditions. Montana must maintain its ability to screen and test all people with COVID-19 symptoms and maintain sufficient levels of personal protective equipment.
  - Negative indicators in these areas may result in the need to re-implement certain restrictions or take other protective measures.

• **Guidance Applicable to All Phases**
  - Individuals should continue to practice good hygiene by adhering the following guidelines:
    - Wash your hands with soap and water or use hand sanitizer, especially after touching frequently used items or surfaces.
    - Avoid touching your face.
    - Sneeze or cough into a tissue, or the inside of your elbow.
    - Disinfect frequently used items and surfaces as much as possible.
    - Strongly consider using non-medical face coverings while in public, especially in circumstances that do not readily allow for appropriate physical distancing (e.g., grocery/retail stores, pharmacies, public transportation).
  - People who feel sick should stay at home.
    - Do not go to work or school.
    - Contact and follow the advice of your medical provider.
    - Follow local health department guidance on isolation and quarantine
  - Employers should:
• Develop and implement appropriate policies, in accordance with federal, state, and local regulations and guidance, and informed by industry best practices, regarding:
  • Social distancing and protective equipment.
  • Temperature checks and/or symptom screening.
  • Testing, isolating, and contact tracing, in collaboration with public health authorities.
  • Sanitation.
  • Use and disinfection of common and high-traffic areas.
• Monitor workforce for indicative symptoms. Do not allow people with symptoms of COVID-19 to work.
• Collaborate with public health officials when implementing policies and procedures for workforce contact tracing following an employee’s COVID-19 positive test result.

• Phase One: Individuals
  ➢ The Stay at Home Directive is extended for individuals until April 26. Effective Sunday, April 26:
    • All vulnerable individuals should continue to follow the stay at home guidance.
      • Members of households with vulnerable residents should be aware that by returning to work or other environments where distancing is not practical, they could carry the virus back home. Precautions should be taken to isolate from vulnerable residents.
      • “Vulnerable Individuals” is defined as people over 65 years of age, people with serious underlying health conditions, including high blood pressure, chronic lung disease, diabetes, obesity, or asthma, and people whose immune system is compromised such as by chemotherapy for cancer or other conditions requiring such therapy.
    • All individuals, apart from members of a household, should:
      • When in public (e.g., parks, outdoor recreation areas, shopping areas), maintain at least six feet of physical distance from others.
      • Avoid gathering in groups of more than 10 people in circumstances that do not readily allow for appropriate physical distancing.
      • Minimize non-essential travel and adhere to Montana guidelines regarding quarantine.

• Phase One: Employers
  ➢ Except as otherwise specified in this Directive, the mandatory closure of non-essential businesses provided in the Stay at Home Directive is extended until April 27.
    • Following the expiration of the Stay at Home Directive, businesses are no longer designated essential or non-essential, except as otherwise provided in this Directive.
  ➢ Effective Monday, April 27, employers should:
    • Continue to encourage telework whenever possible and feasible with business operations.
      • When telework is not feasible, employers are encouraged to accommodate alternative work schedules such as shift work and staggered scheduling in order to adhere to social distancing guidelines.
    • Close common areas where personnel are likely to congregate and interact, or enforce strict social distancing protocols.
    • Minimize non-essential business travel.
- Make special accommodations for members of a vulnerable population or those with vulnerable household members.

- Businesses that reopen must adhere to the reopening guidelines for Phase One:
  - Health assessments must be conducted for all employees at the beginning of each shift.
  - In establishments where customers wait in a line, non-household customers should remain physically distanced.
  - Waiting areas where adequate physical distancing cannot be maintained must be closed.
  - Customers should be encouraged to call for a reservation or an appointment, or establishments should use an online wait listing application.
  - Physical distancing of 6 feet must be maintained between non-congregate customers, this may require:
    - A reduction in capacity;
    - A reduction of seating in service and waiting areas;
    - Management of waiting areas and waiting lines; or
    - Systems that reduce the amount of contact time between customers and staff.

- PHASE TWO: ALL SETTINGS
  - Non-congregate group size has increased from 10 people to 50 people.
  - All other provisions remain the same as Phase One for general business operations.

- PHASE THREE: ALL SETTINGS
  - Return to normal operations.

**Phase One: Specific Types of Employers/Activities**

- Effective Sunday, April 26:
  - Places of worship can become operational with reduced capacity and where strict physical distancing protocols can be maintained between non-household members.
    - Places of worship should avoid gathering in groups of more than 10 people in circumstances that do not readily allow for appropriate physical distancing.

- Effective Monday, April 27:
  - Main Street and retail businesses can become operational with reduced capacity and where strict physical distancing protocols can be maintained.
    - Businesses that reopen must adhere to the reopening guidelines for Phase One provided in Appendix A, attached.
  - Outdoor recreation can become operational if sites adhere to strict physical distancing between groups and exercise frequent sanitation protocols if public facilities are open.
    - Individuals and businesses engaged in outdoor recreation must adhere to the outdoor recreation guidelines for Phase One provided in Appendix A, attached.
  - Organized youth activities can consider becoming operational if physical distancing guidelines can be implemented.
    - Organized youth activities should avoid gathering in groups of more than 10 people in circumstances that do not readily allow for appropriate physical distancing.

- Effective Monday, May 4:
• Restaurants, bars, breweries, distilleries, and casinos can become operational on or after May 4, 2020 under strict physical distancing and reduced capacity protocols in accordance with State guidelines.
  • These businesses will be required to close their doors and have all patrons out by 11:30 p.m. Breweries and distilleries shall follow existing laws on closing time.
  • The expansions for delivery and takeout services, as provided both in the March 24 and March 26 Directives, are extended through the end of the emergency.
  • In addition, restaurants, bars, breweries, distilleries, and casinos that reopen must adhere to the general and specific guidelines:
    o A specific cleaning plan must be implemented, and employees must be trained in proper sanitation practices. Materials will be available on the Montana Department of Public Health and Human Services (DPHHS) food and consumer services website.
    o All surfaces occupied must be cleaned between customers, including tables, chairs, booths, and highchairs.
    o Table items including, condiments, menus, napkins, and décor, should be removed from the table unless they can be adequately cleaned between customers.
    o Menus must be cleaned between customers.
    o Growlers and refillable or reusable containers must be cleaned prior to being refilled.
    o Gaming machines must be adequately cleaned between customers.
  • PHASE ONE: RESTAURANTS
    o Capacity must be limited to 50% of normal operating capacity to allow for adequate group spacing.
    o Tables must be limited to six people per table.
    o Establishments must provide for 6 feet of physical distancing between groups and or tables by:
      ▪ Increasing table spacing, removing tables, or marking tables as closed;
      ▪ Providing for a physical barrier between tables; or
      ▪ Back-to-back booth seating provides adequate separation.
    o In-house dining for quick service restaurants should remain closed, if all guidelines can’t be met, including the cleaning of every table between customers.
    o Sitting or standing at bars or counters is not allowed.
    o In bars, drinks and food must be served to customers at a table.
    o Self-service buffets must be closed.
    o Drink refills are not allowed.
    o Self-service cups, straws and lids should be behind a counter and handed to customers
    o Self-service condiments should be eliminated.
    o Gaming machines that are operational must be separated by 7-foot center to center. Machines must be placed out of service if adequate spacing cannot be assured.
  • PHASE TWO: RESTAURANTS
• Capacity may be increased to 75% of normal operating capacity.
• Tables must be limited to 10 people per table.
• Establishments must continue provide for physical distancing between groups and or tables but may increase capacity.
• In-house dining for quick service restaurants should remain closed if all guidelines can’t be met, including the cleaning of every table between customers.

**PHASE THREE: RESTAURANTS**

• Continue to practice social distancing when practical.
• Establishments should begin to resume normal occupancy while continuing to follow the guidelines for all facilities.

➢ Effective immediately through the end of the emergency, unless modified by subsequent Directive:
  ▪ Gyms, pools, and hot tubs remain closed.
  ▪ Other places of assembly remain closed (e.g., movie and performance theaters, concert halls, bowling alleys, bingo halls, and music halls).
  ▪ Senior living or assisted living facilities must continue to prohibit visitors. Those who do interact with residents and patients must ensure strict protocols regarding hygiene and protection are followed.
    • This includes daily screening of staff for symptoms and preventing ill workers from working.
  ▪ Child care facilities can remain operational but should follow state and local guidelines regarding operational levels and occupancy. The operational requirements in the April 1, 2020 Directive on child care remain in effect.

➢ Local Control of School Closure Beginning May 7

• All non-residential public schools are closed through May 6 and will continue to be eligible for a waiver of pupil-instruction time and receive associated state funding through the funding mechanism described in prior Directives.
• Beginning May 7, all schools have the option to return to in-classroom teaching delivery, at the discretion of local school boards.
  • The intent of this provision is to allow local control over decisions about the provision of quality public education to students in Montana, while assuring that school districts will continue to receive full funding support from the state to provide learning.
  • The mechanism for a gubernatorial waiver of student-instruction time will expire.
  • However, nothing in this Directive prevents a local school board from declaring a local emergency as provided in § 20-9-806, MCA. Local boards and their districts that do so will continue to receive all state funding, including transportation funding.
  • The State recognizes that if a school reopens for in-person instruction, reopening will require the district to make adjustments and create plans, policies, and procedures. Schools that plan to reopen should consult the school reopening guidelines provided.
  • In addition, if schools plan to reopen they should consider:
    • Implementing an alternative educational delivery model that includes a mix of in-person and remote learning.
    • Providing focused individual education, especially for at-risk students.
    • How to reconnect and meet the educational needs of students who fall behind in a remote learning environment.
• The importance of maintaining the connection between students, teachers, and parents.
• The important role that schools play in the health of students, families, and communities.
• Graduation environments that can meet the social distancing requirements.
• Frequent disinfecting of door handles, desks and other common spaces.
• Require handwashing in regular intervals.
• Keep libraries, gyms, and playgrounds off limits unless they can be sanitized between groups.
• Provide hand sanitizer.
• Implement temperature checks and / or symptom screening when practical.
• Require anyone (students or staff) with COVID COVID-19 symptoms to stay home.
• Consider breaking larger classes into smaller groups.
• Students may alternate school days or attend for half days.
• Consider use of face coverings by all staff and students
• Keep students with the same group and in the same classroom, with teachers rotating when practical.
• Consider students eating lunch in the classroom to help limit mixing of students.
• Cancel extracurricular activities.
• Prevent any non non-school staff, including parents, from entering school buildings.
• Consider reducing bus loads to allow for one student per seat.

• Schools that reopen will need to take into consideration that some teachers and staff will fall into the at-risk category because of their age or other health risks. These individuals should have additional accommodations including: teaching classes remotely, utilizing a larger classroom where social distancing can be maintained, or given an option not to return until the risks are reduced.
• Students who are high risk or who have family members who are high risk should not be penalized for failing to attend and should continue to receive remote support.
• Accommodations should also be extended to students and staff who are required to quarantine due to exposure or potential exposure.

➢ PHASE ONE AND TWO: RECREATION GUIDELINES

➢ Public lands, fishing access sites, and parks are encouraged to continue to provide outdoor recreation opportunities for local and regional users provided that users can adhere to strict social distancing guidelines and facilities follow frequent sanitizing protocols. Areas that cannot practicably implement social distancing requirements or sanitation needs will remain closed. Limited campground offerings, group group-use facilities and playgrounds, may be opened at the discretion of local and state managers. Local, state and federal officials are strongly encouraged to coordinate on all reopening decisions. Guides and outfitters may offer services consistent with any ongoing quarantine travel restrictions provided they adhere to social distancing guidelines and
sanitation protocols. Visitors should check the status of any closures and restrictions before traveling.

- **PHASE THREE: RECREATION GUIDELINES**
  - Campground, group group-use facilities, playgrounds and visitor centers are fully open.

- **PHASE ONE: PERSONAL CARE (SALONS, MASSAGE, BODY ART, ETC.)**
  - Operations that require close personal contact for an extended period result in exposing staff and customers to greater levels of risk. These situations require additional safety and health precautions.
  - Screen customers prior to appointment for symptoms of fever, shortness of breath or a cough. Customers that have any of these symptoms must be rescheduled.
  - Utilize a face mask for staff and for customers when practical.
  - Stylist / artist / service service-provider and customer would be a “station” that would be 6 feet away from other “stations”.
  - Provide for 6 feet of physical distancing between stations, this may require:
    - A reduction in capacity;
    - Increasing spacing, removing stations, or marking stations as closed;
    - Providing for a physical barrier between stations;
    - A reduction of seating in service and waiting areas; or
    - Systems that reduce the amount of contact time between customers and staff.

- **PHASE TWO: PERSONAL CARE (SALONS, MASSAGE, BODY ART)**
  - Establishments should continue provide for physical distancing between stations.

- **PHASE THREE: PERSONAL CARE (SALONS, MASSAGE, BODY ART)**
  - Continue to practice physical distancing when practical.
  - Establishments may resume normal occupancy while continuing to follow the guidelines for all facilities.

- **Directive Is Public Health Order and Enforceable By County Attorney**
  - This Directive, along with any prior Directive that implements and references the public health authorities of the Department of Public Health and Human Services (DPHHS) provided in Title 50, constitutes a “public health . . . order[]” within the meaning of § 50-1-103(2), MCA, and is enforceable by the Attorney General, DPHHS, a county attorney, or other local authorities under the direction of a county attorney.

- **Local Public Health Agencies to Assist in Administration of this Public Health Order**
  - Local public health agencies are directed to assist in the administration of this Directive, consistent with § 50-1-202(2)(a), MCA.

- **Less-Restrictive Local Ordinances Preempted**
  - This Directive is in effect statewide in Montana. In the interest of uniformity of laws and to prevent the spread of disease, all inconsistent emergency county health ordinances are preempted by this Directive, but only to the extent they are less restrictive.

- **Limitations**
  - This Directive is effective immediately and expires at the end of the emergency, except where specified.
  - This Directive shall be implemented consistent with applicable law and subject to the availability of appropriations.
  - Nothing in this Directive shall be construed to limit, modify, or otherwise affect the authority granted by law to the Governor, any department, agency, political subdivision, officer, agent, or employee of the State of Montana except as expressly provided in this Directive or other Directives now in effect implementing Executive Orders 2-2020 and 3-2020.
If any provision of this Directive or its application to any person or circumstance is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Directive, which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Directive are declared to be severable.

This Directive is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or in equity by any party against the State of Montana, its departments, agencies, or entities, its officers, employees, or agents, or any other person.

Pennsylvania

- On April 20, 2020, Governor Wolf announced three actions relative to reopening state businesses including:
  - Enabling online sales of vehicles;
  - Restarting public and private residential and non-residential construction projects statewide, and
  - Allowing curbside pickup of wine and spirits at select Pennsylvania Liquor Control Board locations.

- On April 20, 2020, Governor Wolf and Pennsylvania’s Secretary of Health announced that the statewide stay-at-home order will be extended to May 8, 2020.

- On April 23, 2020, Governor Wolf presented a plan for reopening the commonwealth with a targeted May 8, 2020 start date. The administration will categorize reopening into three phases: red, yellow, green. Phases will be assigned based on conditions in a county, counties or region.

- The administration will first study conditions in the north-central and northwest regions with a target of moving from red to yellow on May 8. Additional monitoring will take place and direction will be provided in the next week.

- To decide when to move to a new phase, the administration will use Department of Health metrics and a data tool developed by Carnegie Mellon University. The full plan is available here.

- The red phase, which currently applies to the whole state, has the sole purpose of minimizing the spread of COVID-19 through strict social distancing, non-life sustaining business and school closures, and building safety protocols.

  **Red Phase:**
  - Work & Congregate Setting Restrictions
    - Life Sustaining Businesses Only
    - Congregate Care and Prison Restrictions in Place
    - Schools (for in-person instruction) and Most Child Care Facilities Closed
  - Social Restrictions
    - Stay at Home Orders in Place
    - Large Gatherings Prohibited
    - Restaurants and Bars Limited to Carry-Out and Delivery Only
  - Only Travel for Life-Sustaining Purposes Encouraged
  - Reiterate and reinforce safety guidance for businesses, workers, individuals, facilities, update if necessary
  - Monitor public health indicators, adjust orders and restrictions as necessary

---

- As regions or counties move into the yellow phase, some restrictions on work and social interaction will ease while others, such as closures of schools, gyms, and other indoor recreation centers, as well as limitations around large gatherings, remain in place.

- The purpose of this phase is to begin to power back up the economy while keeping a close eye on the public health data to ensure the spread of disease remains contained to the greatest extent possible.

  **Yellow Phase**

  - **Work & Congregate Setting Restrictions**
    - Telework Must Continue Where Feasible
    - Businesses with In-Person Operations Must Follow Business and Building Safety Orders
    - Child Care Open with Worker and Building Safety Orders
    - Congregate Care and Prison Restrictions in Place
    - Schools Remain Closed for In-Person Instruction

  - **Social Restrictions**
    - Stay at Home Restrictions Lifted in Favor of Aggressive Mitigation
    - Large Gatherings of More than 25 Prohibited
    - In-Person Retail Allowable, Curbside and Delivery Preferable
    - Indoor Recreation, Health and Wellness Facilities (such as gyms, spas), and all Entertainment (such as casinos, theaters) Remain Closed
    - Restaurants and Bars Limited to Carry-Out and Delivery Only

  - All businesses must follow CDC and DOH guidance for social distancing and cleaning

  - Monitor public health indicators, adjust orders and restrictions as necessary

- The green phase eases most restrictions by lifting the stay-at-home and business closure orders to allow the economy to strategically reopen while continuing to prioritize public health. While this phase will facilitate a return to a “new normal,” it will be equally important to continue to monitor public health indicators and adjust orders and restrictions as necessary to ensure the spread of disease remains at a minimum.

  **Green Phase**

  - **Work & Congregate Setting Restrictions**
    - All Businesses Must Follow CDC and PA Department of Health Guidelines

  - **Social Restrictions**
    - Aggressive Mitigation Orders Lifted
    - All Individuals Must Follow CDC and PA Department of Health Guidelines

  - Monitor public health indicators, adjust orders and restrictions as necessary

- Just as the administration took a measured, county-by-county approach to the stay-at-home order before expanding statewide, it will do the same to ease restrictions and reopen the state. The governor first announced the standards for reopening last week and they remain the focal point for the comprehensive plans described:

  - The approach will be data driven and reliant upon quantifiable criteria to drive a targeted, evidence-based, regional approach to reopenings in Pennsylvania.

  - There will be guidance and recommendations for employers, individuals, and health care facilities and providers for assured accountability as we reopen.

  - Reopening necessitates that adequate personal protective equipment and diagnostic testing are available.

  - Reopening requires a monitoring and surveillance program that allows the commonwealth to deploy swift actions for containment or mitigation.

  - Protections for vulnerable populations must remain steadfast throughout the reopening process, such as limitations on visitors to congregate care facilities and prisons.
Limitations on large gatherings unrelated to occupations should remain in place for the duration of the reopening process.

- On May 1, 2020, Governor Wolf announced the reopening of 24 counties in the northwest and north-central regions of the state on Friday, May 8 (Bradford, Cameron, Centre, Clarion, Clearfield, Clinton, Crawford, Elk, Erie, Forest, Jefferson, Lawrence, Lycoming, McKean, Mercer, Montour, Northumberland, Potter, Snyder, Sullivan, Tioga, Union, Venango, and Warren). These counties were deemed ready to move to a reopening — or yellow phase — because of low per-capita case counts, the ability to conduct contact tracing and testing, and appropriate population density to contain community spread.  

- On May 4, 2020, Governor Wolf provided guidance businesses must follow to conduct in-person operations in counties slated to move to the yellow phase of reopening on May 8.

- On May 14, 2020, the Governor announced the yellow phase orders were amended to include 13 counties moving to the yellow phase on May 15.

- On May 15, 2020, the Governor announced 12 additional counties will move to the yellow phase of reopening on May 22, while 18 counties remain in the red phase.

- On May 19, 2020, the Governor announced businesses and employees in the real estate industry may conduct limited business-related activities statewide and provided guidance for how to operate in red and yellow phase counties.

- On May 22, 2020, the Governor indicated that some counties may soon be moved into the green phase, the least restrictive phase.

- On May 22, 2020, the Governor amended his executive order protecting Pennsylvanians from foreclosure and eviction to specify that the order only applies to evictions and foreclosures enacted due to lack of payment or because a tenant has overstayed a lease.

- On May 26, 2020, the Governor announced Centre County will move to green on Friday as part of the state’s reopening plan.

- On May 27, 2020, the Governor issued an executive order to elaborate on the reopening process for green phase counties and guidance on outdoor dining in yellow counties, dining in green counties, and professional sports in yellow counties.

- On May 27, 2020, the Governor praised Pennsylvania businesses that have pivoted to produce critical products during the crisis, which have strengthened the commonwealth’s effort to protect health and safety.

---

• On May 29, 2020, the Governor announced that 16 additional counties will move to the green phase of the state’s reopening plan on June 5.\textsuperscript{214}
• On May 29, 2020, the Governor signed a state budget that will provide 12 months of sustained public education funding at 2019-2020 levels and makes important investments in communities and programs to help begin to restore the economy.\textsuperscript{215}
• On June 1, 2020, the Governor signed an executive order extending the mail-in ballot deadline for county election offices in six additional counties to June 9.\textsuperscript{216}

**Rhode Island**

• On April 20, 2020, Governor Raimondo outlined the vision for safely reopening the state’s economy. The following six key indicators will be used to gauge readiness to reopen:\textsuperscript{217}
  o Has the rate of spread continued to decrease?
  o Does the state have the capacity to quickly identify community spread on an ongoing basis before a major outbreak occurs?
  o Does the state have necessary supports in place for vulnerable populations and for anyone in quarantine?
  o Does Rhode Island’s healthcare system have the capacity and the PPE to handle future surges?
  o Do businesses, schools, childcare facilities, faith leaders and recreational spaces have plans for long-term social distancing?
  o Is the state prepared to reimpose measures or reclose certain sectors of the economy if necessary?
• On April 27, 2020, Governor Raimondo released the “Reopen RI” Framework, which consists of three phases:\textsuperscript{218}
  o Phase 1 – Testing the Waters: In this phase, Rhode Islanders can look forward to seeing friends and families again.
    ▪ Some parks begin to reopen with strong social distancing guidelines.
    ▪ Elective medical procedures resume under new safety protocols.
    ▪ Primary care and community health providers remain open. Other allied health professions reopen with updated safety protocols (i.e. physical therapists, behavioral therapists, etc.). Pilot reopening of dentists’ offices under strict new regulations.
    ▪ Limited childcare options are available with strong social distancing guidelines.
    ▪ School buildings remain closed, and distance learning continues.
    ▪ Retail locations allow in-store pickup of pre-orders. There is potential for allowing browsing under new restrictions.
    ▪ Offices should emphasize remote work but can allow limited numbers of employees on site in accordance with new guidelines.
    ▪ Restaurants remain open for pickup, delivery, and drive-through (with offerings modestly expanded). Pilots of seated dining begin, including outdoor dining.

\textsuperscript{217} Rhode Island Reopening Factors Press Release, \url{https://www.ri.gov/press/view/38179}
\textsuperscript{218} Rhode Island Reopen RI Framework, \url{https://reopeningri.s3.amazonaws.com/REOPENINGRI_4_27_20_1227pm_CS.pdf}

Last Updated: 6-3-20
Pilot openings of hair salons and barbers begin with significant restrictions to protect public health and safety. 
Manufacturers and construction sites continue operations under existing and evolving guidance 

- Phase 2 – Navigating Our Way: In this phase, Rhode Islanders can look forward to more businesses reopening and restrictions being further relaxed. 
  - Expanded childcare options will be available under strict public health guidelines. 
  - More restaurants, retail and close-contact businesses like hair and nail salons may open. 
  - Additional recreational options will likely return including more parks and beaches, but restrictions remain. 
  - Social gathering limits increase to 15 people. 
  - Older adults (65+) and those with underlying health conditions can go to work and go out for food or medicine. But in accordance with federal public health guidance, vulnerable individuals are still strongly encouraged to otherwise stay home. 
  - Masks, vigilant hand-washing and increased cleaning must remain in place. 
  - Offices will ease capacity restrictions allowing more people to come in, but many people will still work from home. 
  - All activities must account for strong social distancing guidelines of remaining 6-feet apart. 

- Phase 3 – Picking Up Speed: In this phase, Rhode Islanders can look forward to seeing more of their families and friends, while social gatherings remain limited to 50 people. 
  - Schools opening with restrictions. 
  - Offices, restaurants, retail and other businesses will lift some of the tightest restrictions to allow more people in at one time but will need to operate under long-term safety guidelines. Social gatherings are limited to 50 people. 
  - Older adults (65+) and those with underlying health conditions are no longer strongly encouraged to stay home. These individuals are reminded to exercise significant caution in public. 
  - Masks, vigilant hand-washing and increased cleaning must remain in place. 
  - Working from home is still encouraged where possible but more people will return to the workplace. 
  - All activities must account for strong social distancing guidelines of remaining 6-feet apart. 

- On May 6, 2020, the Governor announced regulations for businesses in Phase 1 are now available on [www.ReopeningRI.com](http://www.ReopeningRI.com). 
- On May 15, 2020, the Governor outlined four metrics that officials are tracking as they consider moving between phases of reopening: 
  - Hospital Capacity: the state may continue to move forward so long as no more than 85% of ICU and non-ICU beds are filled by COVID-19 patients; 
  - Hospitalizations: the state may continue to move forward so long as the state sees fewer than 50 daily COVID-19 related hospitalizations; 
  - Rate of spread: the state may continue to move forward so long as the R value (effective reproduction rate) remains below 1.3; and 
  - Doubling rate of hospitalizations: the state may continue to move forward so long as hospitalizations do not double within a 20-day period or less. 

--- 

220 Rhode Island Reopening Metrics, [https://www.ri.gov/press/view/38350](https://www.ri.gov/press/view/38350)
• On May 18, 2020, the Department of Environmental Management announced that all Rhode Island state parks are open to visitors.221
• On May 18, 2020, the Governor announced that the state is aiming to allow in-person faith services the weekend of May 30.222

South Carolina
• On April 20, 2020, Governor McMaster issued Executive Order 2020-28, which removes restrictions on public access points to the state’s beaches, public piers, docks, and wharfs, and delegates authority to restrict access to local officials.223
• The order authorizes the following retail stores that were closed pursuant to Executive Order 2020-18 to re-open on April 21, 2020:
  o Furniture and home-furnishings stores
  o Clothing, shoe, and clothing-accessory stores
  o Jewelry, luggage, and leather goods stores
  o Department stores, with the exception of hardware and home-improvement stores
  o Sporting goods stores
  o Book, craft, and music stores
  o Flea markets
  o Florists and flower stores
• Under the order, retail stores described above must adhere to strict social distancing requirements, operating at 20% occupancy or five (5) customers per 1,000 square feet, whichever is less.
  o In addition, businesses must not knowingly allow customers to congregate within six feet of one another, excluding families, and follow relevant CDC and DHEC guidelines.
• The order permits public beach access points, piers, docks, and wharfs to reopen on April 21, 2020.
• All other executive orders, including the Governor’s “Home or Work” order, remain in effect. South Carolinians are required to maintain social distancing practices and avoid large groups of people.
• **Preemption:** If or to the extent that any political subdivision of this State seeks to adopt or enforce a local ordinance, rule, regulation, or other restriction that conflicts with this Order, this order shall supersede and preempt any such local ordinance, rule, regulation, or other restriction.
• The order shall remain in effect for the duration of the State of Emergency unless otherwise modified, amended, or rescinded by subsequent order.
• On April 20, 2020, Governor McMaster announced the formation of AccelerateSC, a coordinated economic revitalization plan involving small and large business leaders, healthcare professionals, local government officials, and education professionals.224
• The plan consists of five components of analysis and effort: Response, Protection, Governance, Resources, and Information.
• On May 1, 2020, the Governor announced the statewide “Work-or-Home” order will be lifted and returned to voluntary status on May 4; additionally, restaurants throughout the state may begin

221 Rhode Island Park Reopening, https://www.ri.gov/press/view/38362
222 Rhode Island Beach Reopening, https://www.ri.gov/press/view/38364

Last Updated: 6-3-20
providing outdoor customer dining service in addition to existing take out, curbside, and delivery services.225

Tennessee

- On April 20, 2020, Governor Lee announced that Tennessee’s statewide stay at home order will expire on April 30, 2020 and the vast majority of businesses in 89 counties will be authorized to re-open on May 1, 2020.226
- The counties that will remain subject to municipal stay at home orders relative to nonessential business include Shelby, Davidson, Knox, Hamilton, Madison, and Sullivan. The Lee Administration will continue to assist county officials and health departments in these jurisdictions as they plan their respective re-opening strategies.
- Governor Lee expressed that the Economic Recovery Group is currently working with industry leaders throughout the state to draft guidance intended to assist businesses in re-opening safely, which will allow certain establishments to open as soon as April 27, 2020.
  - The Economic Recovery Group is composed of 30 leaders from the public and private sector that collectively represent over 140,000 Tennessee businesses, employing over 2.5M Tennesseans.227
  - Businesses that plan to resume their operations in the coming weeks will be required to adhere to specific guidelines provided by the Economic Recovery Group, and social distancing measures will likely remain in effect
- On April 24, 2020, Governor Lee presented the initial phases of the “Tennessee Pledge,” which includes a plan to gradually reboot the state’s economy in 89 counties and authorizes certain nonessential businesses to begin operating next week. On Monday, April 27, restaurants will be permitted to operate at 50% capacity, and retail businesses may reopen at 50% capacity on Wednesday, April 29, subject to the plan’s employer guidelines. Tennessee counties that manage their own health departments, including Shelby, Davidson, Knox, Hamilton, Madison, and Sullivan, will remain under the jurisdiction of their respective reopening plans.228
- Governor Lee explained that the plan was developed by the Unified Command Group and Tennessee’s Economic Recovery Group with input from health experts, state and local partners, and business and industry leaders. The Tennessee Pledge includes specific recommendations which enable the majority of state businesses to re-open gradually, with room to adjust as the state evaluates changing health data.
- Governor Lee stated that the Unified Command Group is currently working with health care providers across the state to develop specific guidelines regarding elective medical and dental procedures, which will be released next week. Close contact services, including barbershops, salons, massage and tattoo parlors, will remain closed until additional guidelines are issued and adequate personal protective equipment has been secured.
- The Tennessee Pledge outlines specific operating requirements tailored to restaurants and retail businesses, as well as universal guidelines directed toward all businesses.
- **Restaurant industry guidelines include the following measures:**
  - **Employee Protection:**
    - Follow sanitation frequency guidance at all times

---

- Have dedicated face coverings and dedicated gloves (i.e., only used by one person) worn by all employees, at all times
  - Face covering should not be N-95 or medical variety – these should be saved for use by healthcare workers
- Require all employees to report any symptoms of illness to supervisor and require notification of COVID-19 positive case in employee’s household
- Provide ServSafe COVID-19 training for all food handlers as soon as possible

  - **Consumer Protection:**
    - Limit the number of customers in the restaurant to 50% of seating capacity
    - Tables should be spaced at least 6 feet apart
    - Limit tables to no more than 6 guests per table
    - Mark any indoor or outdoor waiting area so that social distancing standards are met (options can include a text system to alert guests of available seating, an intercom system, or only one member of a party being allowed to wait in the waiting area)
    - Bar areas should remain closed
    - Live music should not be permitted
    - Screen customers for illness upon their entry into the restaurant:
      - **Best practice:** Temperature checks for every customer. Customers with temperatures above 100.4 degrees Fahrenheit should not be permitted on premise
      - **Minimum:** Question customers regarding COVID-19 symptoms
        - Have you been in close contact with a confirmed case of COVID-19?
        - Are you experiencing a cough, shortness of breath, or sore throat?
        - Have you had a fever in the last 48 hours?

  - **Business Process Adaptations:**
    - Place hand sanitizer stations in restaurant lobby and bathrooms, as well as at cashier stations
    - Sanitize all front-of-house contact surfaces including door handles, screens, phones, pens, keyboards and other areas of hand contact every two hours, at a minimum
    - Use menus that are disposable or sanitized between each use
    - Use rolled silverware/napkins stored in sealed bins (gloves should be used by staff while rolling silverware in designated sanitary areas)
    - Sanitize all tabletop items, including condiments, after each table turns (or use disposables)
    - Sanitize chairs, especially where contact occurs, after each table turns
    - Do not offer self-serve buffets, condiments on a counter for use by multiple tables, or beverage station re-use

- **Retail industry guidelines include the following measures:**
  - **Employee Protection:**
    - Staff should wear face coverings (not N-95 or medical masks, which should be reserved for healthcare workers) and other personal protection items as recommended by the CDC
    - Provide training on personal protective equipment based on CDC guidelines
    - Provide a sanitizing station such as a wash basin with soap and/or bottle of hand sanitizer

Last Updated: 6-3-20
• Stagger shifts, breaks, and meals, in compliance with wage and hour laws and regulations, to maintain social distancing
• Provide regular updates and training for employees about personal COVID-19 mitigation and store safeguards based on CDC guidelines
• Require all employees to report any illness to supervisor and require notification of COVID-19 positive case in employee’s household
• Prohibit congregating in break rooms or common areas and limit capacity of such areas to allow for safe social distancing minimum of 6 feet whenever possible

  o **Consumer Protection:**

    • Limit the number of customers inside a store at a given time, excluding employees and representatives of third-party delivery companies, to **50 percent or less** of store occupancy based on Tennessee’s Building and Fire Code
    • Customers should wear face coverings inside the store
    • Consider dedicated shopping hours or appointment times for the elderly, medically vulnerable, and health care workers
    • Establish one-way aisles and traffic patterns for social distancing
    • Increase curbside, pickup, and delivery service options to minimize contact and maintain social distancing
    • Assign dedicated staff to prompt customers regarding the importance of social distancing

  o **Business Process Adaptations:**

    • Establish enhanced cleaning protocols that follow CDC guidelines including sanitizing shared resources (such as carts) after each use, and sanitizing all high traffic / high touch areas (such as counters check-out lanes, keypads, break rooms, dressing rooms, rest rooms) every two hours and when visibly dirty
    • Use a clearly designated entrance and a separate clearly designated exit to maintain social distancing
    • Use plastic shields or barriers between customers and clerks at service counters, and clean them frequently (every 2 hours and when visibly dirty)
    • Adjust store hours to allow time for enhanced cleaning
    • Prohibit the use of reusable bags (reusable bags may carry COVID-19)
    • Suspend the sampling of food and personal hygiene products
    • Task management-level employees within a store to monitor compliance

• **Universal guidelines for all businesses include the following measures:**

  o **Employers:**

    • Screen all employees reporting to work for COVID-19 symptoms with the following questions:
      ➢ Have you been in close contact with a confirmed case of COVID-19?
      ➢ Are you experiencing a cough, shortness of breath, or sore throat?
      ➢ Have you had a fever in the last 48 hours?
      ➢ Have you had new loss of taste or smell?
      ➢ Have you had vomiting or diarrhea in the last 24 hours?
    • Temperature screening employees:
      ➢ **Best practice:** employers to take temperatures on site with a no-touch thermometer each day upon arrival at work.
      ➢ **Minimum:** Temperatures can be taken before arriving. Normal temperature should not exceed 100.4 degrees Fahrenheit.
    • Direct any employee who exhibits COVID-19 symptoms (i.e., answers yes to any of the screening questions or who is running a fever) to leave the premises immediately and seek medical care and/or COVID-19 testing, per CDC
guidelines. Employers should maintain the confidentiality of employee health information.

- Implement workplace cleaning and disinfection practices, according to CDC guidelines, with regular sanitization of high-touch surfaces at least every two hours
- Mitigate exposure in the workplace by implementing social distancing guidelines and modify scheduling
- Allow employees to work from home as much as possible
- Plan for potential COVID-19 cases, and work with local health department officials when needed (e.g., monitor and trace COVID-19 cases, deep clean facilities)
- Covered employers and employees should be aware of the provisions of the federal Families First Coronavirus Response Act, which allows for paid sick leave or expanded family and medical leave for specified reasons, such as for self-quarantining or seeking a medical diagnosis for COVID-19 symptoms
- Update the Employee Illness Policy to include the symptoms of “COVID-19” or create a COVID-19 specific policy. All staff should sign the policy, and the policy should be posted for confirmation.
- Limit self-service options (customer samples, communal packaging, food/beverages, etc.)
- Post extensive signage on health policies, including the following documents in the workplace to help educate building occupants on COVID-19 best practices:
  - CDC guidance to stop the spread of germs
  - CDC guidance on COVID-19 symptoms

**Employees:**

- Stay home when feeling ill, when exposed to COVID-19 (e.g., positive household member case), or if diagnosed with a confirmed case of COVID-19. Employees who are particularly vulnerable to COVID-19 according to the CDC (e.g., due to age or underlying conditions) are encouraged to stay home
- Increase hygiene practices—wash hands more frequently, avoid touching face, practice good respiratory etiquette
- Wear a cloth face covering (not an N-95 or medical mask, which should be reserved for healthcare workers) while at work and in public to help protect against the spread of the virus
- Practice recommended social distancing to the greatest extent possible - “Further is safer”
- Abide by guidelines established by employer, which may include the use of gloves, social distancing practices in the workplace, and increased sanitation

- On April 27, 2020, Governor Lee announced that elective medical procedures will be allowed to resume on May 1, 2020.229
- On April 28, the Economic Recovery Group released reopening guidelines tailored to gyms,230 and close contact businesses.231

Governor Lee authorized close contact businesses to reopen on May 6, and gyms/fitness facilities to resume operations on May 1.

On May 1, 2020, the Unified Command Group released reopening guidelines tailored to reopening houses of worship. gyms, and close contact businesses.

On May 6, 2020, the Unified Command Group issued additional guidelines tailored to the following industries:

- **Manufacturing**
- **Construction**
- **Office**
- **Lodging**

In addition, Governor Lee announced that small group, non-contact recreation businesses like bowling alleys, arcades, dance classes, water sports, mini golf and more will be able to reopen Friday, May 8. The Tennessee Pledge guidelines recommend capacity limits, spacing requirements, and frequent sanitization, among other directives. Larger venues and activities where social distancing is not feasible will remain closed.

On May 12, Governor Lee issued a series of executive orders aimed to provide regulatory relief relative to the following activities:

- **Executive Order 36** extends deadlines for car registration and gun carry permits, increases access to telehealth, lifts regulations for health care workers, protects against price gouging, and allows for up to a 90-day supply of certain prescription drugs.
- **Executive Order 37** extends the deadline for temporary remote notarization and witnessing of documents until June 30, 2020.

On May 15, 2020, Governor Lee announced that the Economic Recovery Group will lift capacity restrictions on restaurants and retail to instead focus on social distancing best practices, effective May 22, and issue guidelines to facilitate the safe reopening of larger, non-contact attractions on or after May 22. The new Tennessee Pledge guidelines are expected to be released this week. The new guidelines will apply to all counties except Shelby, Madison, Davidson, Hamilton, Knox and Sullivan, as they may continue to follow individual, county-specific reopening plans.

Updates to Restaurant Guidance will include a lift on capacity restrictions, allowing for increased service as long as social distancing guidelines are adhered to, including 6 feet between tables.

The new Large Attractions guidance applies to those businesses that can effectively practice social distancing with strong measures to protect both employees and customers.

---


---

Last Updated: 6-3-20
including racetracks, amusement parks, waterparks, theaters and dinner theaters, auditoriums, large museums and more.

- Restrictions on social gatherings of more than 10 people remain in place for the time being.

- On March 20, 2020, the Economic Recovery Group released updated guidance for restaurants and retail businesses, in addition to new guidelines that authorize large venues to reopen under capacity restrictions on or after May 22. The new Tennessee Pledge guidelines are applicable to all state counties, excluding Shelby, Madison, Davidson, Hamilton, Knox and Sullivan, which are authorized to continue following individual, county-specific reopening plans created in consultation with State and local health departments.240

- Under Governor Lee’s updated guidelines, restaurants and retail businesses may operate without capacity restrictions, as long as social distancing measures remain in effect, and the following protocols are implemented:
  - Tables should be placed 6 feet apart, and limited to no more than 10 guests per table;
  - Physical barriers should be installed when adequate separation is not possible;
  - Bars should be closed unless the area is utilized to accommodate seating; and
  - Live music is permissible with appropriate precautions, which include maintaining at least 15 feet of separation between performers and audience.

- Large, non-contact attractions and venues, including concert and performance venues, amusement and water parks, auditoriums, theaters and dinner theaters, zoos, and large museums, may open on or after May 22 subject to operational guidelines, including:
  - Limiting the number of guests inside an attraction at a given time, excluding employees and representatives of third-party delivery companies, to 50 percent or less of venue occupancy based on Tennessee’s Building and Fire Code;
  - Establishing a “guest flow” plan, including managing queues and making walkways or stairways one-way or clearly divided for bi-directional travel; and
  - Implementing measures to protect employees and guests, including screening for symptoms of illness, and encouraging employees and guests to wear face coverings.

- The Tennessee Pledge also recommends the following attraction modifications/closures:
  - Live music:
    - Maintain at least 15 feet of separation between audience members and performers such as vocalists and singers.
    - Adopt seating and spacing modifications to increase physical distance from a performer.
    - Where necessary, install barriers to minimize travel of aerosolized particles from performers, or implement alternative placement of performers.
    - “Pop-up” or street performances: Events that may gather crowds of onlookers outside of controlled seated areas should be avoided.
  - Playgrounds: Avoid opening playgrounds and high-contact water play areas (e.g., splashpads) until advisable.
  - Performing arts and concert venues, theaters, and auditoriums: Follow guidelines for sanitizing multi-use equipment like microphones.
    - Modify seating by blocking off seats or rows within a section to accommodate social distancing of at least 6 feet between individuals from different households or groups.
    - Limit physical contact between ushers and guests. Ushers should wear face coverings.


Last Updated: 6-3-20
• Maintain CDC-recommended distancing between performers and audience, particularly for vocal or other performances involving projected voices
• Eliminate any performances or components in which performers go into the audience or audience members are encouraged to come on-stage.
  o Zoos and aquariums:
    ▪ Avoid offering interactive experiences like animal encounters until advisable.
    ▪ Establish reduced capacity limits for, or do not open, indoor exhibits until advisable.
  o Museums and historic sites:
    ▪ Use designated visitor traffic patterns where possible.
    ▪ Establish queuing distances and maximum grouping sizes throughout the venue.
    ▪ If the attraction utilizes docents, promote social distancing guidelines and limit physical contact between docents and guests. Docents should wear face coverings.
• On May 22, 2020, Governor Lee issued Executive Order No. 38., which allows groups of 50 people to participate in social and recreational activities, extends take-out alcohol sales by restaurants, and provides back to work guidelines for various industries. This Order is effective until June 30.241
  o The Order continues to grant authority to the six locally run county health departments in Davidson, Hamilton, Knox, Madison, Shelby, and Sullivan counties to issue additional orders or measures related to the containment or management of the spread of COVID-19, provided that no local official or local governmental may issue an order or measure regarding places of worship, nursing home restrictions contrary to this Order, or allowing persons with COVID-19, or related symptoms, to return to work.
• On May 28, Tennessee’s Economic Recovery Group issued new guidelines for noncontact sports, camps, and higher education under the Tennessee Pledge. Since the state began its reopening plan in April, nearly every industry is now able to resume operation in some capacity with tailored recommendations to protect employees and the public.242
  o Under Executive Order No. 38, issued May 22, non contact sports may resume under certain precautions, including efforts to maintain social distancing, wear masks when feasible and added sanitization measures. Sports that may return under the current guidelines include but are not limited to baseball, softball, volleyball, golf, disc golf, tennis and racket sports, cycling, track and field and other running events, and equestrian. Contact sports such as football, wrestling, and hockey are not permitted except for practicing in a manner that does not involve close physical contact with other persons.
  o Previously released summer camp guidance has been expanded to address the reopening of overnight camps. ERG guidelines recommend additional protective measures for residential camps, including thorough pre-screening measures, limited mixing of campers and staff and modified sleeping arrangements, among other efforts to protect campers and staff.
  o Higher Education guidelines recommend a number of safety precautions to protect staff and students, including establishing policies for on-campus housing, how to isolate and care for sick students and staff, limiting number of attendees for in-person classes, and other precautions. This guidance was created by the Tennessee Higher Education Commission in partnership with state colleges and universities and related associations and the Unified Command.


Last Updated: 6-3-20
Texas

• On April 17, 2020, Governor Abbott issued Executive Order GA-15, which tempers restrictions on surgeries enacted in Executive Order GA-09. Beginning at 11:59 p.m. on April 21 through 11:59 p.m. on May 8, all licensed health care professionals and all licensed health care facilities must continue to postpone all surgeries and procedures that are not medically necessary to diagnose or correct a serious medical condition of, or to preserve the life of, a patient who without timely performance of the surgery or procedure would be at risk for serious adverse medical consequences or death as determined by a patient’s physician. Exceptions now include:
  o Any procedure that, if performed in accordance with the commonly accepted standard of clinical practice, would not deplete the hospital capacity or the PPE needed to cope with COVID-19, or
  o Any surgery or procedure performed in a licensed health care facility that has certified in writing to Texas HHSC both (1) that it will reserve at least 25% of its hospital capacity for treatment of COVID-19 patients, accounting for the range of clinical severity of whether federal, state, or local — for the duration of the COVID-19 disaster.

• On April 17, 2020, Governor Abbott issued Executive Order GA-16, which permits “re-opened services” to begin operating, subject to certain restrictions as defined in the order.243

• The order directs all Texas residents to minimize social gatherings and in person contact with people who are not in the same household, except where necessary to provide or obtain essential services or reopened services.

• The order does not prohibit individuals from accessing essential or reopened services or engaging in essential daily activities, such as going to the grocery store or gas station, providing or obtaining other essential or reopened services, visiting parks, hunting or fishing, or engaging in physical activity like jogging or bicycling, so long as the necessary precautions are maintained to reduce the transmission of COVID-19 and to minimize in-person contact with people who are not in the same household.

• Essential services include:
  o Services listed by the U.S. Department of Homeland Security (DHS) in its Guidance on the Essential Critical Infrastructure Workforce, Version 2.0 or any subsequent version;
  o Religious services conducted in churches, congregations, and houses of worship.
  o Other essential services may be added to this list with the approval of the Texas Division of Emergency Management (TDEM).
    ▪ TDEM shall maintain an online list of essential services, as specified in this executive order and any approved additions. Requests for additions should be directed to TDEM at EssentialServices@tdem.texas.gov or by visiting www.tdem.texas.gov/essentialservices

• Reopened services include:
  o Retail services that are not “essential services,” but that may be provided through pickup, delivery by mail, or delivery to the customer’s doorstep in strict compliance with the terms required by DSHS. The DSHS requirements may be found at www.dshs.texas.gov/coronavirus.  
  o Such additional services as may be enumerated by future executive orders or proclamations by the governor

• Texas Department of State Health Services’ guidance relative to reopened retail operations provides the following:244
  o Employees:

---

244 DSHS Retail to Go Guidelines, file:///C:/Users/aebeckstrom/Downloads/ReOpenedRetailGuidance.pdf
All employees must be trained on environmental cleaning and disinfection, hand hygiene, and respiratory etiquette.

All employees must be screened before coming into the business for new or worsening cough; shortness of breath; sore throat; loss of taste or smell; feeling feverish or a measured temperature greater than or equal to 100.0 degrees Fahrenheit; or known close contact with a person who is lab-confirmed to have COVID-19.

Any employee who meets any of these criteria should be sent home. Upon entering the business, employees must wash or sanitize hands.

All employees must wear face coverings.

Employees must maintain at least 6 feet separation from one another.

Customers:

Customers may purchase items from a retail location for pickup, delivery by mail, or delivery to the customer’s doorstep, but may not enter the premises.

Retail to-go:

- All payments should be done over the phone or internet if possible, and contact should be minimized if remote payment is not available.
- Purchased items should be delivered by the employee to the backseat or trunk of the customer’s vehicle whenever possible to minimize physical contact with the customer.
- Employees must wash or sanitize their hands after each interaction with a customer, and whenever possible, must disinfect any item that came into contact with the customer.

Retail delivery to customer’s doorstep:

- All payments should be done over the phone or internet if possible, and contact should be minimized if remote payment is not available.
- Purchased items should be delivered by an employee or third-party carrier and delivered to the customer’s doorstep.
- The employee or third-party carrier may not enter the customer’s house or business.

Retail delivery by mail:

- All payments must be done over the phone or internet.
- Purchased items should be delivered by mail without customer contact.
- The customer should wash or sanitize their hands after the transaction.

In providing or obtaining essential services or reopened services, people and businesses should follow the Guidelines from the President and the CDC by practicing good hygiene, environmental cleanliness, and sanitation, implementing social distancing, and working from home if possible.

- In particular, all such services should be provided through remote telework from home unless they cannot be provided through remote telework.
- Religious services should be conducted in accordance with the Guidelines for Houses of Worship During the COVID-19 Crisis, as promulgated by the attorney general and governor.

The order specifies that Texas residents shall avoid eating or drinking at bars, restaurants, and food courts, or visiting gyms, massage establishments, tattoo studios, piercing studios, or cosmetology salons; provided, however, that the use of drive-thru, pickup, or delivery options for food and drinks is allowed and highly encouraged throughout the limited duration of this order.

Individuals are prohibited from visiting nursing homes, state supported living centers, assisted living facilities, or long-term care facilities unless to provide critical assistance as determined through guidance from the Texas Health and Human Services Commission (HHSC).

- Nursing homes, state supported living centers, assisted living facilities, and long-term care facilities should follow infection control policies and practices set forth by the
HHSC, including minimizing the movement of staff between facilities whenever possible.

- Schools shall remain temporarily closed to in-person classroom attendance by students and shall not recommence before the end of the 2019-2020 school year. Public education teachers and staff are encouraged to continue to work remotely from home if possible, but may return to schools to conduct remote video instruction, as well as perform administrative duties, under the strict terms required by the Texas Education Agency.
- Private schools and institutions of higher education should establish similar terms to allow teachers and staff to return to schools to conduct remote video instruction and perform administrative duties when it is not possible to do so remotely from home.
- **Preemption:** This order shall supersede any conflicting order issued by local officials in response to the COVID-19 disaster, but only to the extent that such a local order restricts essential services or reopened services allowed by this order or allows gatherings prohibited by this executive order.
- **Enforcement:** This order suspends Sections 418.1015(b) and 418.108 of the Texas Government Code, Chapter 81, Subchapter E of the Texas Health and Safety Code, and any other relevant statutes, to the extent necessary to ensure that local officials do not impose restrictions inconsistent with this executive order, provided that local officials may enforce this order as well as local restrictions that are consistent with this order.
- This order shall remain in effect and in full force until 11:59 p.m. on **April 30, 2020**, unless it is modified, amended, rescinded, or superseded by the governor.
- On April 27, 2020, Governor Abbott issued Executive Order GA-18 and announced the first phase of the State of Texas' ongoing plan to safely open Texas businesses. Under Phase I, certain services and activities are authorized to open with limited occupancy, and the Texas Department of State Health Services (DSHS) will issue minimum standard health protocols for all businesses and individuals to follow.
- The plan outlines specific guidance for Texans over 65 and details a comprehensive mitigation plan for nursing homes. The Governor also announced a statewide testing and tracing program developed by DSHS that will help public health officials quickly identify and test Texans who contract COVID-19 and mitigate further spread of the virus.
- **Pursuant to Executive Order GA-18,** "Reopened services" shall consist of the following to the extent they are not already “essential services:”
  - **Retail services** that may be provided through pickup, delivery by mail, or delivery to the customer’s doorstep.
  - **Starting at 12:01 a.m. on Friday, May 1, 2020:**
    - In-store retail services, for retail establishments that operate at up to 25 percent of the total listed occupancy of the retail establishment.
    - Dine-in restaurant services, for restaurants that operate at up to 25 percent of the total listed occupancy of the restaurant; provided, however, that (a) this applies only to restaurants that have less than 51 percent of their gross receipts from the sale of alcoholic beverages and are therefore not required to post the 51 percent sign required by Texas law as determined by the Texas Alcoholic Beverage Commission, and (b) valet services are prohibited except for vehicles with placards or plates for disabled parking.
    - Movie theaters that operate at up to 25 percent of the total listed occupancy of any individual theater for any screening.

---

Shopping malls that operate at up to 25 percent of the total listed occupancy of the shopping mall; provided, however, that within shopping malls, the food court dining areas, play areas, and interactive displays and settings must remain closed.

Museums and libraries that operate at up to 25 percent of the total listed occupancy; provided, however, that (a) local public museums and local public libraries may so operate only if permitted by the local government, and (b) any components of museums or libraries that have interactive functions or exhibits, including child play areas, must remain closed.

For Texas counties that have filed with DSHS, and are in compliance with, the requisite attestation form promulgated by DSHS regarding five or fewer cases of COVID-19, those in-store retail services, dine-in restaurant services, movie theaters, shopping malls, and museums and libraries, as otherwise defined and limited above, may operate at up to 50 percent (as opposed to 25 percent) of the total listed occupancy.

Services provided by an individual working alone in an office.

Golf course operations.

Local government operations, including county and municipal governmental operations relating to permitting, recordation, and document-filing services, as determined by the local government.

Such additional services as may be enumerated by future executive orders or by the governor.

The conditions and limitations set forth above for reopened services shall not apply to essential services.

Notwithstanding anything herein to the contrary, the governor may by proclamation identify any county or counties in which reopened services are thereafter prohibited, in the governor’s sole discretion, based on the governor’s determination in consultation with medical professionals that only essential services should be permitted in the county, including based on factors such as an increase in the transmission of COVID-19 or in the amount of COVID-19-related hospitalizations or fatalities.

In providing or obtaining essential services or reopened services, people and businesses should follow the minimum standard health protocols recommended by DSHS, found at www.dshs.texas.gov/coronavirus, and should implement social distancing, work from home if possible, and practice good hygiene, environmental cleanliness, and sanitation. This includes also following, to the extent not inconsistent with the DSHS minimum standards, the Guidelines from the President and the CDC, as well as other CDC recommendations.

- Individuals are encouraged to wear appropriate face coverings, but no jurisdiction can impose a civil or criminal penalty for failure to wear a face covering.

Religious services should be conducted in accordance with the joint guidance issued and updated by the attorney general and governor.

People shall avoid visiting bars, gyms, public swimming pools, interactive amusement venues such as bowling alleys and video arcades, massage establishments, tattoo studios, piercing studios, or cosmetology salons.

The use of drive-thru, pickup, or delivery options for food and drinks remains allowed and highly encouraged throughout the limited duration of this executive order.

This executive order does not prohibit people from accessing essential or reopened services or engaging in essential daily activities, such as going to the grocery store or gas station, providing or obtaining other essential or reopened services, visiting parks, hunting or fishing, or engaging in physical activity like jogging, bicycling, or other outdoor sports, so long as the necessary
precautions are maintained to reduce the transmission of COVID-19 and to minimize in-person contact with people who are not in the same household.

- In accordance with the Guidelines from the President and the CDC, people shall not visit nursing homes, state supported living centers, assisted living facilities, or long-term care facilities unless to provide critical assistance as determined through guidance from the Texas Health and Human Services Commission (HHSC). Supported living centers, assisted living nursing homes, state facilities, and long-term care facilities should follow infection control policies and practices set forth by the HHSC, including minimizing the movement of staff between facilities whenever possible.

- In accordance with the Guidelines from the President and the CDC, schools shall remain temporarily closed to in-person classroom attendance by students and shall not recommence before the end of the 2019-2020 school year.
  
  - Public education teachers and staff are encouraged to continue to work remotely from home if possible, but may return to schools to conduct remote video instruction, as well as perform administrative duties, under the strict terms required by the Texas Education Agency.
  
  - Private schools and institutions of higher education should establish similar terms to allow teachers and staff to return to schools to conduct remote video instruction and perform administrative duties when it is not possible to do so remotely from home.

- This executive order shall supersede any conflicting order issued by local officials in response to the COVID-19 disaster, but only to the extent that such a local order restricts essential services or reopened services allowed by this executive order, allows gatherings prohibited by this executive order, or expands the list of essential services or the list of scope of reopened services as set forth in this executive order.

- The order suspends Sections 418.1015(b) and 418.105 of the Texas Government Code, Chapter 81, Subchapter E of the Texas Health and Safety Code, and any other relevant statutes, to the extent necessary to ensure that local officials do not impose restrictions inconsistent with this executive order, provided that local officials may enforce this executive order as well as local restrictions that are consistent with this executive order.

- This order supersedes Executive Order GA-16, but does not supersede Executive Orders GA-b, GA-ll, GA-12, GA-13, GA-15, or GA-17.

- This order shall remain in effect and in full force until 11:59 p.m. on May 15, 2020, unless it is modified, amended, rescinded, or superseded by the governor.

- DSHS issued recommended minimum standard health protocols for all individuals, all employers and employees, as well as industry-specific protocols for retailers, retail customers, restaurants, restaurant patrons, movie theaters, movie theater customers, museums and libraries, museum and library visitors, outdoor sports participants, single-person offices, and low COVID-19 counties. These protocols are outlined in the Open Texas Checklists within the Governor's report beginning on page 20.

- The Governor's Report to Open Texas also outlines a long-term comprehensive mitigation plan for nursing homes in Texas. Eight recommendations have been developed by HHSC to help mitigate the further spread of COVID-19 and decrease the risk of infection in these facilities. A summary of the recommendations is below, and full recommendations are in the Governor's report beginning on page 9:
  
  - Quantify the extent of infection immediately
  - Establish a comprehensive mitigation plan
  - Re-evaluate current COVID-19 positive facilities
  - Appropriate isolation and placement of COVID-19 patients
  - Implement enhanced access controls
  - Enhance control of staff access
Governor Abbott also announced a new statewide testing and contact tracing program. Developed and implemented by DSHS, this program will help identify individuals who have contracted COVID-19 and those who may need to quarantine or be tested due to potential exposure. This phased implementation will allow Texans to box in the virus and slow, or even stop, further spread.

- Phase I of the tracing program has been completed, and Phase II began on April 27, 2020. Phase III begins May 11, 2020. More details about the contact tracing program are available in the Governor's Report to Open Texas beginning on page 16.

In addition, Governor Abbott issued Executive Order GA-19, which relaxes certain restrictions related to health care professionals and amends requirements related to hospital capacity. Pursuant to Executive Order GA-19:

- All licensed health care professionals shall be limited in their practice by, and must comply with, any emergency rules promulgated by their respective licensing agencies dictating minimum standards for safe practice during the COVID-19 disaster.
- Every hospital licensed under Chapter 241 of the Texas Health & Safety Code shall reserve at least 15% of its hospital capacity for treatment of COVID-19 patients, accounting for the range of clinical severity of COVID-19 patients, as determined by HHSC.

Governor Abbott also issued Executive Order GA-20 to eliminate the mandatory 14-day quarantine period for individuals traveling from Louisiana. Under GA-20, the mandated 14-day quarantine for travelers from the following areas remains in place: California; Connecticut; New York; New Jersey; Washington; Atlanta, Georgia; Chicago, Illinois; Detroit, Michigan, and Miami, Florida.

On May 5, 2020, Governor Abbott issued Executive Order expanding openings of certain businesses and activities. The Order is effective until May 19, 2020 and provides a phased approach, by date, in which businesses and activities may resume.

The Order defines “Essential services” to include everything listed by the U.S. Department of Homeland Security (DHS) in its Guidance on the Essential Critical Infrastructure Workforce, Version 3.0 or any subsequent version, plus religious services conducted in churches, congregations, and houses of worship. Other essential services may be added to this list with the approval of the Texas Division of Emergency Management (TDEM). TDEM shall maintain an online list of essential services, as specified in this executive order and any approved additions. Requests for additions should be directed to TDEM at EssentialServices@tdem.texas.gov or by visiting the TDEM website at www.tdem.texas.gov/essentialservices.

The Order declares that “reopened services” shall consist of the following to the extent they are not already considered essential services:

- Retail services that may be provided through pick-up, delivery by mail, or delivery to the customer’s doorstep.
- In-store retail services, for retail establishments that operate at up to 25 percent of the total listed occupancy of the retail establishment.

---

• Dine-in restaurant services, for restaurants that operate at up to 25 percent of the total listed occupancy of the restaurant; provided, however, that this applies only to restaurants that have less than 51 percent of their gross receipts from the sale of alcoholic beverages; the occupancy limits do not apply to customers seated in outdoor areas of the restaurant; and valet services are prohibited except for vehicles with placards or plates for disabled parking.

• Movie theaters that operate at up to 25 percent of the total listed occupancy of any individual theater for any screening.

• Shopping malls that operate at up to 25 percent of the total listed occupancy of the shopping mall; provided, however, that within shopping malls, the food-court dining areas, play areas, and interactive displays and settings must remain closed.

• Museums and libraries that operate at up to 25 percent of the total listed occupancy; provided, however, that local public museums and local public libraries may so operate only if permitted by the local government, and any components of museums or libraries that have interactive functions or exhibits, including child play areas, must remain closed.

• Services provided by an individual working alone in an office, effective until 12:01 a.m. on Monday, May 18, 2020, when this single-person office provision is superseded by the expanded office-based services provision set forth below.

• Golf course operations.

• Local government operations, including county and municipal governmental operations relating to permitting, recordation, and document-filing services, as determined by the local government.

• Wedding venues and the services required to conduct weddings; provided, however, that for weddings held indoors other than at a church, congregation, or house of worship, the facility may operate at up to 25 percent of the total listed occupancy of the facility.

• Wedding reception services, for facilities that operate at up to 25 percent of the total listed occupancy of the facility; provided, however, that the occupancy limits do not apply to the outdoor areas of a wedding reception or to outdoor wedding receptions.

• Effective Friday, May 8, 2020 the following may reopen:
  - Cosmetology salons, hair salons, barber shops, nail salons/shops, and other establishments where licensed cosmetologists or barbers practice their trade; provided, however, that all such salons, shops, and establishments must ensure at least six feet of social distancing between operating work stations.
  - Tanning salons; provided, however, that all such salons must ensure at least six feet of social distancing between operating work stations.
  - Swimming pools; provided, however, that (i) indoor swimming pools may operate at up to 25 percent of the total listed occupancy of the pool facility; (ii) outdoor swimming pools may operate at up to 25 percent of normal operating limits as determined by the pool operator; and (iii) local public swimming pools may so operate only if permitted by the local government.

• Effective Monday, May 18, 2020 the following may resume operations:
  - Services provided by office workers in offices that operate at up to the greater of (i) five individuals, or (ii) 25 percent of the total office workforce; provided, however, that the individuals maintain appropriate social distancing.
  - Manufacturing services, for facilities that operate at up to 25 percent of the total listed occupancy of the facility.
  - Gyms and exercise facilities and classes that operate at up to 25 percent of the total listed occupancy of the gym or exercise facility; provided, however, that locker rooms and shower facilities must remain closed, but restrooms may open.
• **County Exemptions for More Reopening Capabilities**\(^{249}\): For Texas counties that have filed with DSHS, and are in compliance with, the requisite attestation form promulgated by DSHS regarding five or fewer cases of COVID-19, those in-store retail services, dine-in restaurant services, movie theaters, shopping malls, museums and libraries, indoor wedding venues, wedding reception services, swimming pools, services provided by office workers in offices of more than five individuals, manufacturing services, and gyms and exercise facilities and classes, as otherwise defined and limited above, may operate at up to 50 percent (as opposed to 25 percent).

• Notwithstanding anything herein to the contrary, the governor may by proclamation identify any county or counties in which reopened services are thereafter prohibited, in the governor’s sole discretion, based on the governor’s determination permitted in the county, including based on factors such as an increase in the transmission of COVID-19 or in the amount of COVID-19-related hospitalizations or fatalities.

• **Essential Services Exemption:** The conditions and limitations set forth above for reopened services shall not apply to essential services.

• **Occupancy Guidelines:** The total listed occupancy limits described above refer to the maximum occupant load set by local or state law, but for purposes of this executive order, staff members are not included in determining operating levels except for non-essential manufacturing service providers and services provided by office workers.

• In providing or obtaining essential services or reopened services, all persons (including individuals, businesses and other organizations, and any other legal entity) should use good-faith efforts and available resources to follow the minimum standard health protocols recommended by DSHS, found at www.dshs.texas.gov/coronavirus. All persons should also follow, to the extent not inconsistent with the DSHS minimum standards, the Guidelines from the President and the CDC, as well as other CDC recommendations. Individuals are encouraged to wear appropriate face coverings, but no jurisdiction can impose a civil or criminal penalty for failure to wear a face covering. Nothing in this executive order or the DSHS minimum standards precludes requiring a customer wishing to obtain services to follow additional hygiene measures.

• **Religious Services:** Religious services should be conducted in accordance with the joint guidance issued and updated by the attorney general and governor.

• **People shall avoid visiting bars, massage establishments, tattoo studios, piercing studios, sexually oriented businesses, or interactive amusement venues such as bowling alleys, video arcades, amusement parks, water parks, or splash pads, unless these enumerated establishments or venues are specifically added as a reopened service by proclamation or future executive order of the governor.** Notwithstanding anything herein to the contrary, the governor may by proclamation add to this list of establishments or venues that people shall avoid visiting. To the extent any of the establishments or venues that people shall avoid visiting also offer reopened services permitted above, such as restaurant services, these establishments or venues can offer only the reopened services and may not offer any other services. The use of drive-thru, pickup, or delivery options for food and drinks remains allowed and highly encouraged throughout the limited duration of this executive order.

• This executive order does not prohibit people from accessing essential or reopened services or engaging in essential daily activities, such as going to the grocery store or gas station; providing or obtaining other essential or reopened services; visiting swimming pools, parks, beaches, rivers, or lakes; hunting or fishing; or engaging in physical activity like jogging, bicycling, or other outdoor sports, so long as the necessary precautions are maintained to reduce the transmission of COVID-19 and to minimize in-person contact with people who are not in the same household.

---

\(^{249}\) Texas Department of Health and Human Services, [List of counties that may operate at 50% capacity per the attestation, process](file:///C:/Users/bnosborne/Downloads/CountiesThatMayOperateAt50Percent.pdf).
• **Visiting Healthcare Facilities:** In accordance with the Guidelines from the President and the CDC, people shall not visit nursing homes, state supported living centers, assisted living facilities, or long-term care facilities unless to provide critical assistance as determined through guidance from the Texas Health and Human Services Commission (HHSC). Nursing homes, state supported living centers, assisted living facilities, and long-term care facilities should follow infection control policies and practices set forth by the HHSC, including minimizing the movement of staff between facilities whenever possible.

• **Jurisdiction:** This executive order shall supersede any conflicting order issued by local officials in response to the COVID-19 disaster, but only to the extent that such a local order restricts essential services or reopened services allowed by this executive order, allows gatherings prohibited by this executive order, or expands the list of essential services or the list or scope of reopened services as set forth in this executive order.

• On May 12, 2020, Governor Abbott issued a proclamation extending his Disaster Declaration for all Texas counties in response to COVID-19. Originally issued on March 13 and extended on April 12, the Disaster Declaration provides a number of resources to effectively serve Texans as the state continues to mitigate the spread of COVID-19.250

• On May 18, Governor Abbott announced Phase Two of reopening, in which restaurants may increase their occupancy to 50% and additional services and activities that remained closed under Phase I may open with restricted occupancy levels and minimum standard health protocols laid out by the Texas Department of State Health Services (DSHS).
  
  o Pursuant to Executive Order GA-23, the following services and activities may open under Phase Two:251
    
    ▪ Child Care Centers (May 18)
    ▪ Massage and Personal-Care Centers (May 18)
    ▪ Youth Clubs (May 18)
    ▪ Rodeo and Equestrian Events (May 22)
    ▪ Bowling Alleys, Bingo Halls, Simulcast Racing, and Skating Rinks (May 22)
    ▪ Bars (May 22)
    ▪ Aquariums and Natural Caverns (May 22)
    ▪ Zoos (May 29)
    ▪ Day Youth Camps (May 31)
    ▪ Overnight Youth Camps (May 31)
    ▪ Youth Sports (May 31)
    ▪ Certain professional sports without in-person spectators (May 31)

• All sporting and camp activities are required to adhere by special safety standards, and minimum standard health protocols have been established for all newly-announced opened services and activities.

• Businesses located in office buildings may also open but must limit their occupancy to the greater of 10 employees or 25% of their workforce.

• Additionally, restaurants may expand their occupancy to 50% beginning May 22.

• Bars—including wine tasting rooms, craft breweries, and similar businesses—may open at 25% occupancy but like restaurants, these occupancy limits do not apply to outdoor areas that maintain safe distancing among parties.

---

• Opened services and activities under Phase Two are subject to certain occupancy limits and health and safety protocols. For details and a full list of guidelines, openings, and relevant dates, visit www.gov.texas.gov/opentexas.
• Certain counties experiencing surges in COVID-19 cases will have their beginning date of Phase Twp delayed until May 29. These counties include El Paso, Randall, Potter, Moore, and Deaf Smith. Surge Response Teams are actively working in these areas to increase testing, maintain hospital capacity, and ensure that COVID-19 is contained and mitigated.
• Executive Order GA-23 will remain in effect until June 3, 2020.
• On May 21, 2020, the Governor announced that the Texas Department of Public Safety will begin a phased reopening of driver license offices beginning May 26 with limited offerings.252
• On May 21, 2020, the Governor issued Executive Order GA-24 terminating air travel restrictions related to COVID-19.253
• On May 27, 2020, the Governor issued a proclamation, expanding services and activities permitted to reopen under Phase II of the state’s reopening plan. Water parks may reopen beginning May 29; recreational sports programs for adults may resume on May 31, with games and competitions beginning on June 15. Additionally, food-court dining areas within shopping malls can reopen immediately with limited occupancy and under health and safety regulations.254

Utah
• On May 6, 2020, Governor Hebert signed an Executive Order, clarifying guidelines in the moderate- and low-risk phases of the Utah Leads Together reopening plan.255
• On May 15, 2020, the Governor issued an Executive Order, moving much of the state to a Low Health Risk Status effective on May 16. The order clarifies that Grand County, Summit County and Wasatch County will remain at an Orange Health Risk.256
• On May 21, 2020, the Governor issued an executive order moving Summit and Wasatch Counties to Low Health Risk status.257
• On May 27, 2020, the Governor issued an executive order, updating guidelines for areas under a low health risk designation. The order specifically addresses social gatherings, education, businesses, travel, and events.258

Wisconsin
• On April 20, 2020, the Wisconsin Department of Health Services Secretary issued an Emergency Order establishing the official process for the Badger Bounce Back reopening plan.259

---

Phases. Wisconsin shall adopt a phased approach to re-opening its economy and society, with each phase being incrementally less restrictive on businesses and individuals while protecting the public from COVID-19. The Department of Health Services shall announce the transition to each phase with an order fully articulating the activities that will resume. The Phases include:

- **Safer at Home.** Currently in effect, as established in Emergency Orders # 12 and #28.
- **Phase One.** Phase One will include allowing mass gatherings of up to 10 people; restaurants opening with social distancing requirements; removal of certain restrictions including retail restrictions for Essential Businesses and Operations; additional operations for non-essential businesses; K-12 schools to resume in person operation; and child care settings resuming full operation.
- **Phase Two.** Phase Two will include allowing mass gatherings of up to 50 people; restaurants resuming full operation; bars reopening with social distancing requirements; non-essential businesses resuming operations with social distancing requirements; and postsecondary education institutions may resume operation,
- **Phase Three.** Phase Three will resume all business activity and gatherings, with minimal protective and preventative measures in place for the general public and more protective measures for vulnerable populations.

Progression through the Phases. The Department of Health Services shall assess the most up-to-date data to determine when it is appropriate to progress to the next Phase. To move to the next Phase, the state must make progress toward the goals identified below as Core Responsibilities and meet the Gating Criteria.

Core Responsibilities. The state must show progress or advancement in the following areas:

- **Testing.** Every Wisconsin resident who has symptoms of COVID-19 has access to a lab test. Results will be reported to the patient and public health officials within 48 hours of collection. The ultimate goal is 85,000 tests per week or approximately 12,000 tests per day.
- **Tracing.** Increase contact tracing by up to 1,000 people and implement technology solutions to ensure everyone who is infected or exposed will safely isolate or quarantine.
- **Tracking.** Building on systems used to track influenza and the COVID-19 pandemic, track the spread of COVID-19 and report on the Wisconsin Gating Criteria and other related metrics.
- **Personal Protective Equipment (PPE).** Procure PPE and other necessary supplies to support health care and public safety agencies.
- **Health Care Capacity.** Assess the need for and readiness to support surge capacity for our healthcare system.

Gating Criteria. The state must meet the following Gating Criteria, based on state-wide public health data:

- **Symptoms:**
  - Downward trajectory of influenza-like illnesses reported within a 14-day period; and
  - Downward trajectory of COVID-19-like syndromic cases reported in a 14-day period.

- **Cases:** Downward trajectory of positive tests as a percent of total tests within a 14-day period.

- **Hospitals:**
  - Treatment of all patients without crisis care;
o Robust testing programs in place for at-risk healthcare workers;
  o Decreasing numbers of infected healthcare workers.

o Interim progress within a Phase. In addition to progressing through each Phase above, the Department of Health Services, in consultation with the Wisconsin Economic Development Corporation, shall issue additional orders to reduce restrictions on certain businesses or sectors if it is determined that removing the restrictions will have minimal impact on the state's ability to meet its Core Responsibilities and Gating Criteria.

o Local orders. The Department of Health Services, in consultation with local health officials, may address localized outbreaks with a localized order. Such order may include adjusting the Phase or instituting tailored restrictions based on the needs of a particular location, county, or region.

o Safer at Home remains in effect. Nothing in this Order modifies, alters, or supersedes Emergency Orders #12 and #28, Safer at Home Order. However, orders instituting the phases under Section 2 and interim orders reducing restrictions under Section 3 may be issued prior to the expiration of Emergency Order #28, if appropriate under the criteria stated above.

- On May 13, 2020, the Wisconsin Supreme Court struck down Governor Evers’ extension of the state’s stay at home order, prompting businesses across the state to reopen immediately.\textsuperscript{260}

\textbf{Vermont}

- On April 20, 2020, Governor Scott issued Addendum 10 to Executive Order 01-20, the Work Smart and Stay Safe Restart VT-Phase I.\textsuperscript{261}

- The order provides that the State shall undertake a phased approach to reopen the economy, balancing the need to restore and strengthen our overall social and economic wellbeing with the prevention of a resurgence of COVID-19 that would undermine or lose the important public health outcomes achieved to date. In order to achieve this balance, all businesses and non-profit and governmental entities, including employees and contractors of governmental entities, which are operating or will be operating during the declared State of Emergency, shall implement the following physical distancing, health and sanitation measures in accordance with Vermont Department of Health and CDC guidelines:
  
  o Employees shall not report to, or be allowed to remain at, work or job site if sick or symptomatic (with fever, cough, and/or shortness of breath).
  
  o Employees must observe strict social distancing of 6 feet while on the job.
  
  o Employees must wear non-medical cloth face coverings (bandanna, scarf, or nonmedical mask, etc.) over their nose and mouth when in the presence of others.
  
  o In the case of retail cashiers, a translucent shield or “sneeze guard” is acceptable in lieu of a mask.
  
  o Employees must have easy and frequent access to soap and water or hand sanitizer during duration of work, and handwashing or hand sanitization should be required before entering, and leaving, job sites. All common spaces and equipment, including bathrooms, frequently touched surfaces and doors, tools and equipment, and vehicles must be cleaned and disinfected at the beginning, middle and end of each shift and prior to transfer from one person to another.
  
  o No more than 2 people shall occupy one vehicle when conducting work.


• **Customer and General Public Mask Use.** Customers and the public in general, are encouraged to wear cloth face coverings any time they are interacting with others from outside their households.

• **Phased Restart.** Preventing outbreaks and limiting the spread of COVID-19 is the only way to avoid future business and social disruption. The success of this phased restart will depend in large part on the ability of employers and employees to adhere to the public health, safety, and social distancing measures essential to limiting the spread of illness.
  
  o To safely reopen certain business, non-profit and governmental operations not determined to be critical pursuant to the Governor’s Stay Home/Stay Safe order, ACCD shall, in consultation with VDH and the Department of Public Safety/Vermont Emergency Management, support the development of plans and sector strategies to allow for phase, data-driven reopening.
  
  o Subject to compliance by all affected businesses and non-profit and government entities with the health and safety requirements above, Phase 1 of this effort, effective April 20, 2020, will allow the following:
    
    ▪ In consultation with VDH and the DPS/VEM shall issue guidance, which authorizes “micro-crews,” or no more than two (2) persons per location/job, to perform outdoor work and construction work in unoccupied structures.
    
    ▪ Supporting operations may resume with the minimum number of employees necessary to support curbside pick-up and delivery services, and in accordance with the guidance issued by ACCD.
    
    ▪ ACCD shall clarify guidance for commercial retail operations, including those that operate in an outdoor setting, that they may resume operations with the minimum number of employees necessary to support curbside pick-up, delivery services, and warehouse or distribution operations in support of curbside, or delivery.
    
    ▪ All orders must occur over the phone or online and no in-store transactions are allowed at this time.
    
    ▪ Services operating with a single worker (such as appraisers, realtors, municipal clerks, attorneys, property managers, pet care operators and others), may resume operations so long as no more than 2 persons (service provider and client) are present at one time.
    
    ▪ Businesses and non-profit and government entities deemed critical in accordance with Addendum 6 to the Executive Order and ACCD Sector Guidance (Stay Home/Stay Safe), may continue to operate under pre-existing guidance and shall operate in accordance with mandatory health and safety requirements set forth above.
    
    ▪ In accordance with Addendum 5 to the Executive Order (Order to Work From Home for all Businesses and Non-Profits) and Stay Home Stay Safe, all businesses, non-profit entities and government entities shall continue procedures to support work from home and telecommuting for all workers to the extent possible.
    
    ▪ All businesses, not-for profit entities and government entities are encouraged to continue business strategies, procedures and practices to maximize use of on-line presence, telephone and web-based service delivery and phone or online orders for term curb-side pick-up and delivery.
    
    ▪ This Addendum 10 shall take effect upon signing and shall continue in full force and effect until midnight on May 15, 2020, at which time the Governor, in consultation with the Vermont Department of Health and the Department of Public Safety/Division of Emergency Management shall assess the emergency and determine whether to amend or extend this Addendum.

---

Last Updated: 6-3-20
On April 24, 2020, Governor Scott announced additional openings as part of the phased restart of Vermont’s economic, while the Stay Home, Stay Safe order remains in effect.262
  
  o The Governor issued an Executive Order requiring operating businesses to: implement physical distancing, health, and sanitation measures; require employees to wear face coverings; and for employers to provide – and for employees to complete – training on health and safety requirements.263
  
  o If able to comply with the outlined safety measures, the Governor’s order allows the following operations to reopen:

  ▪ Expanding on Addendum 10, outdoor businesses, construction operations and recreation maintenance work may operate with a maximum of five total workers per location. (Effective April 27).
  
  ▪ Manufacturing and distribution operations, and interior construction of uninhabited structures, may resume operations with a maximum of five employees in one location, if they are low-density and ensure employees are always six feet apart. (Effective April 27). Corresponding guidance from the Agency of Commerce and Community Development makes clear that, consistent with Addendum 7, workers from out of state must quarantine for 14 days upon arrival; lodging properties remain closed to guests, including to non-essential out-of-state workers, except those previously exempted such as essential workers.
  
  ▪ Outdoor retail space, previously restricted to curbside or delivery service, can allow in-person shopping with a maximum of 10 total people. (Effective April 27).
  
  ▪ Farmers Markets may open May 1 with strict alterations that focus on food distribution and prevent congregating. They must meet the same health and safety requirements of all other operations and are directed to use a pre-order/pick-up model whenever possible. Local municipalities must approve reopening. Additional guidance will be provided by the Agency of Agriculture

On May 1, 2020, the Governor announced the third, incremental step forward to reopen Vermont. The addendum,264 allows crews of 10 or fewer employees per job location to perform outdoor work and construction work;

  o Allows manufacturing and distribution operations to resume with a maximum of 10 employees in any location if they adhere to social distancing;
  
  o Allows manufacturing, construction and distribution operations to restart with as few employees as necessary to permit full operations; and
  
  o Requires additional health and safety requirements for employees, including pre-screening and temperature checks and VOSHA developed health and safety training.

On May 4, 2020, the Governor announced that limited elective procedures may resume.265


Last Updated: 6-3-20
• On May 6, 2020, the Governor announced the resumption of outdoor recreation and limited social interactions while following strict health and safety precautions.266
• On May 15, 2020, the Governor signed Addendum 14, extending the State of Emergency to June 15, and updating previous emergency orders to reflect re-openings and eased restrictions announced in recent weeks.267
• On May 29, 2020, the Governor announced the resumption of additional close-contact businesses, dental procedures, businesses that require work in the home, and of limited overnight youth summer camp programming.268
• On June 1, 2020, the Governor and the Department of Motor Vehicles announced a plan to resume driver’s license tests and a new service for Vermonters to receive their learner’s permit online.269

Virginia
• On April 24, 2020, Governor Northam presented the preliminary “Forward Virginia” blueprint, guiding the easing of public health restrictions throughout the state. The blueprint includes the following priorities:270
  o Testing and tracing;
  o Personal Protective Equipment;
  o Hospital Capacity and staff; and
  o Phase One of easing restrictions.
• Phase one includes continued social distancing, teleworking, limits on travel and public gatherings, and recommended use of face coverings. Any easing of restrictions will be informed by public health experts, members of the Governor’s COVID-19 Business Task Force, state and local officials, and other stakeholders.
• The Commonwealth is developing two sets of guidance: one with broad based recommendations for all businesses, and another with industry specific recommendations for public-facing businesses like restaurants and non-essential retail. The guidance will be provided to businesses in early May.
• On May 4, 2020, the Governor outlined a three-phase plan to ease restrictions in Virginia, known as the Forward Virginia Blueprint.271
• Under the Forward Virginia Blueprint, Phase I guidelines for all businesses include:
  o Physical distancing
  o Enhanced cleaning and disinfection
  o Enhanced workplace safety
  o Phase I could last 2-4 weeks or longer.
• Phase II guidelines include:
  o Stay-at-home for vulnerable populations

• No social gatherings of more than 50 individuals
• Continued social distancing
• Continued teleworking
• Face coverings recommended in public
• Further easing business limitations
• Phase 2 could last 2-4 weeks or longer

• Phase III guidelines include:
  • To move to Phase III, there must be no evidence of rebound for a sustained period of time.
  • Safer at home for vulnerable populations
  • Remove ban on social gatherings
  • Remove capacity limits in establishments
  • Continue heightened cleaning and disinfection
  • Possible other measures
  • Phase III could be 10-12 weeks away, or more.

• On May 9, Governor Northam signed Executive Order 61 and presented a detailed framework for the first phase of the “Forward Virginia” plan to safely and gradually ease public health restrictions while containing the spread of COVID-19. The Phase One guidelines will be implemented when the data meets the public health criteria outlined by the Commonwealth.
  • Under Phase One, the Commonwealth will move to a Safer at Home strategy, which continues the ban on social gatherings of more than 10 people and maintains recommendations for social distancing, teleworking, and wearing face coverings.
  • All businesses should make modifications to maintain six feet of physical distancing, increase cleaning and sanitization of high contact surfaces, and provide enhanced workplace safety measures.
  • Retail establishments will be allowed to operate at 50 percent occupancy, restaurant and beverage establishments may offer outdoor dining at 50 percent occupancy, personal grooming services may begin operating with one patron per service provider, and fitness centers may offer outdoor exercise services.
  • Campgrounds may also begin taking reservations for short-term stays.
  • Places of worship have had a 10-person limit and have been allowed to hold drive-in services allowed. In Phase One, drive-in services may continue, and services may be held inside at 50 percent capacity.
  • Entertainment and public amusement venues will remain closed and beaches will continue to be open only for exercise and fishing.
  • Childcare centers remain open for children of working families.
  • Overnight summer camps will remain closed in Phase One.

• On May 12, 2020, the Governor issued Executive Order 62, allowing specific localities in Northern Virginia to delay Phase One of the “Forward Virginia” plan, originally set to begin for all of Virginia on May 15, until May 28.272

• On May 18, 2020, Governor Northam announced that the city of Virginia Beach may reopen its beaches under various restrictions including no group sports play, speakers with music, or alcohol.273


Last Updated: 6-3-20
On April 21, 2020, Governor Inslee announced Washington’s Recovery Plan, building a framework to loosen restrictions as the spread of COVID-19 continues to decline.274

- The Governor stated that it is unlikely original restrictions under the “Stay Home, Stay Healthy” order will be modified before May 4, 2020.

The governor’s plan has three overriding goals:

- **Protect the health and safety of Washingtonians:** The recovery plan begins with widely available testing for individuals who may have contracted COVID-19, tracing for those who have come into close contact with COVID-19 positive individuals, and isolation or quarantine for individuals who could transmit the virus.

- **Facilitate a safe start and transition to economic recovery:** When aspects of the “Stay Home, Stay Healthy” order are lifted, the state will provide guidelines so businesses can operate safely. Even after the order is lifted, workplaces will continue to look and operate differently until a COVID-19 vaccine is available. Continued physical distancing, teleworking and other measures will continue to be necessary to keep workers and customers safe.

- **Support all people and communities:** A safe return to public life will require increased social and emotional supports, food and housing security, educational and child care support, internet infrastructure and equitable access to services.

The plan also emphasizes the necessity that community leaders from across the state work together to provide guidance for a safe and sustainable recovery for all Washingtonians. The governor will appoint three leadership groups to advise on public health, economic recovery and social supports.

- On April 27, 2020, Governor Inslee announced the partial reopening of some outdoor recreation activities, including day use at state parks, state public lands managed by the DNR and WDFW, fishing, hunting, and playing golf.275

- On May 12, 2020, the Governor issued guidance for the partial resumption on in-store retail and manufacturing operations under Phase 2 of the state’s Safe Start plan.276

- On May 15, 2020, the Governor issued guidance for construction, golf, and photography services under Phase 2 of the state’s “Safe Start” plan.277

- On May 18, 2020, the Governor announced the state’s plan for the resumption of elective medical procedures. Individual medical and dental practices will be responsible for assessing their own readiness to determine when and to what degree to reopen.278

- On May 18, 2020, the Governor issued additional guidance regarding the resumption of pet grooming operations under Phase 2 of the state’s “Safe Start” plan.279

- On May 19, 2020, the Governor announced new criteria for additional counties to apply for variances to move to Phase 2 of the state’s Safe Start plan.280

---

On May 19, 2020, the Governor issued additional guidance for real estate and fitness operations under Phase 2 of the Safe Start plan.\textsuperscript{281}  
On May 26, 2020, the Governor issued guidance, clarifying requirements for outdoor recreation under Phase 1 and Phase 2 of the state’s reopening.\textsuperscript{282}  
On May 26, 2020, the Governor extended proclamation 20-49.3, protecting CARES Act stimulus payments and state and federal unemployment payments from bank account garnishments.\textsuperscript{283}  
On May 27, 2020, the Governor announced the state’s plan to restart religious and faith-based services in Phases 1 and 2 of the “Safe Start” plan. Under Phase 1, religious and faith-based organizations may host up to 100 people for outdoor services; under Phase 2, they may host up to 25% of their capacity, or 50 individuals, and conduct in-home services of five people.\textsuperscript{284}  
On May 29, 2020, the Governor announced the expansion of the Safe Start plan, as the Stay Home, Stay Healthy order ends on May 31. The plan will begin a phased reopening on a county-by-county basis.\textsuperscript{285}  
On May 29, 2020, the Governor extended 23 proclamations regarding COVID-19, including the suspension of laws and rules relating to tax penalties, fees, interest and due dates, and the suspension of statutes and rules related to a one-week waiting period to collect unemployment insurance.\textsuperscript{286}  
On May 31, 2020, the Governor issued a proclamation to launch the Safe Start plan.\textsuperscript{287}  
On June 1, 2020, the Governor issued guidance for higher education and workforce training requirements in Phases 1 and 2 of the states reopening plan.\textsuperscript{288}

**West Virginia**

On April 27, 2020, Governor Justice unveiled “West Virginia Strong--The Comback,” the state’s plan to reopen in phases over the next six weeks, provided the rate of positive COVID-19 cases remains low.

Opening Criteria: If the statewide cumulative percent of positive test results (available at Coronavirus.wv.gov) remains below 3% from Monday, April 27, through Wednesday, April 29, the six-week reopening process will begin.

The Week 1 phase of reopenings will begin on Thursday, April 30. From there, each phase of the reopening process for Weeks 2-6 will begin on Monday of each subsequent week. Case numbers will continue to be monitored throughout the entire reopening process.

- Reopening is a Choice, Not a Requirement
- Businesses included in each phase of this reopening plan are not required to resume operations on any specific date. This plan provides the option for reopening, not a requirement.

\textsuperscript{283} Governor Inslee Press Release, \url{https://www.governor.wa.gov/news-media/inslee-extends-proclamation-relating-covid-19}
\textsuperscript{284} Governor Inslee Press Release, \url{https://www.governor.wa.gov/news-media/inslee-announces-religious-and-faith-based-services-guidance}
\textsuperscript{286} Governor Inslee Press Release, \url{https://www.governor.wa.gov/news-media/inslee-extends-23-proclamations-relating-covid-19}
\textsuperscript{287} Governor Inslee Press Release, \url{https://www.governor.wa.gov/news-media/inslee-issues-safe-start-proclamation-county-approach-re-opening}
**Week 1**: In the Week 1 phase of reopenings, hospitals across West Virginia will be able to resume elective medical procedures, provided that they have a plan in place to safely phase-in procedures based on clinical judgement while following all CDC guidelines – as ordered by Gov. Justice last week. Additionally, hospitals seeking to resume elective procedures must also have adequate inventories of personal protective equipment (PPE) and a plan to respond if there is a surge of COVID-19 patients in the future. Each hospital has the discretion to determine the best time to apply to restart elective medical procedures at their facility. The West Virginia Department of Health and Human Resources Office of Health Facility Licensure & Certification will approve each application.

- Also during Week 1, outpatient health care operations may resume, including primary care, dentistry, physical/occupational therapy, psychological/mental health, and similar practices. However, providers must follow guidance issued by their boards and/or associations to which are designed to keep healthcare professionals and patients as safe as possible.
- Additionally during this period, testing of daycare staff across the state will begin.

**Week 2**: All businesses included in the Week 2 phase of reopenings will be required to operate with physical distancing measures in effect. Businesses will also be required to implement efforts to increase sanitation and the use of face coverings.

- Further guidance on reopening requirements for each business sector included in the Week 2 phase of the plan will be available soon.
- Any small business with fewer than 10 employees would be able to resume operations during Week 2. Additional guidance for small businesses will be available soon.
- Additionally, all businesses providing professional services, such as hair salons, nail salons, barbershops, and pet grooming will be permitted to reopen. However, customers will be required to make appointments to utilize these services and must wait in their vehicles rather than inside the business. Additional guidance for professional service businesses will be available soon.
- Outdoor dining at restaurants will be permitted under strict physical distancing restrictions. Additional guidance for outdoor dining establishments will be available soon.
- Although churches and funeral homes were deemed essential, many chose to stop in-person services. During Week 2, those that wish to resume in-person services will be encouraged to follow additional guidelines such as limiting seating to every other pew, maintaining physical distancing and wearing face covering restrictions. Additional guidance for churches and funeral homes will be available soon.

**Weeks 3-6**: Several additional types of businesses will be permitted to reopen from Weeks 3-6. The opening schedule for these businesses will be based upon the recommendations of state medical experts and upon testing data available at that time.

- These businesses include office/government buildings, specialty retail stores, parks and/or restrooms and facilities at parks, gyms, fitness centers, recreation centers, dine-in restaurants, hotels, casinos, spas/massage establishments, and other businesses.
- The Governor’s Office will announce which of these businesses will be able to reopen at least one week in advance of its respective reopening date. Additional guidance on reopening will be made available for each of these businesses at that time.

**Conditions for Reopening to Slow, Stop, or Reverse**: In the event that West Virginia’s number of positive COVID-19 cases surges above the 3% threshold, the schedule of reopenings may be slowed, stopped, or reversed.

- Additionally, any unexpected increase in COVID-19 positive hospitalizations or any significant outbreaks of community-based transmission (not including clusters or outbreaks in nursing homes or other vulnerable communities) may slow, stop, or reverse
the reopening process as deemed necessary by Gov. Justice and state health experts. Businesses With No Timeline for Reopening Right Now Due to safety concerns, at this time, there is still no timetable to reopen visitation at nursing homes. Additionally, entertainment venues such as movie theaters, sporting events, and concerts will remain closed for the foreseeable future.

- On May 6, 2020, the Governor issued guidance for vehicle and vessel sales, and drive-in religious services as part of Phase 1 of the state’s “Safe Start” plan.  
  
- On May 15, 2020, the Governor added gymnastics, dance, cheerleading, and martial arts to the list of recreational activities allowed to resume operations on May 18.
  - The Governor also issued an executive order, formalizing the May 18 reopening.

- On May 18, 2020, the Governor added several businesses and entities to the list of May 26 reopenings including shopping malls, indoor and outdoor bars, museums and visitor centers, and zoos.

- On May 19, 2020, the Governor signed an executive order, allowing Week 4 businesses to begin reopening on May 21.

- On May 19, 2020, the Governor issued additional guidance documents for businesses and entities that are part of Week 5 reopening under the state’s Comeback plan.

- On May 21, 2020, the Governor announced that swimming pools, bowling alleys, pool halls, roller rinks, and other indoor amusement locations will be permitted to reopen on May 30, under additional guidelines.
  - The Governor also added movie theaters to the list of establishments reopening under Week 6 of the state’s comeback plan.

- On May 26, 2020, the Governor announced the launch of Week 5 of the state’s “Comeback” plan. The Governor also announced that beginning on May 30, the following businesses may resume operations:
  - Spas and massage businesses;
  - Limited video lottery retailers;
  - Swimming pools; and
  - Bowling Alleys, pool halls, roller rinks, and other places with indoor amusement.

- On May 26, 2020, the Governor announced the completion of all testing for inmates and staff at Huttonsville Correctional Center and Jail.

- On May 26, 2020, the Governor announced the continuation of efforts to test susceptible populations across the state, with testing in Fayette County continuing through May 28.

- On May 27, 2020, the Governor and Maj. General of the West Virginia National Guard discussed several products recently developed in the state in response to COVID-19, including 3D-printer

---


testing swabs, reusable medical gowns, nationally regarded protective masks, and hydrogen peroxide disinfecting systems.

- On May 29, 2020, the Governor signed an executive order, formally allowing scheduled businesses to reopen, with limitations, on May 30. Businesses permitted to reopen include:297
  - Spas and massages businesses;
  - Limited video lottery retailers;
  - Swimming pools; and
  - Bowling alleys, pool halls, roller rinks, and other indoor amusement.

- On May 29, 2020, the Governor announced that WVSSAC-sanctioned high school and middle school athletic programs and bands will be allowed to resume their summer training programs beginning June 8. The Governor also announced that low-contact outdoor youth sports and little league organizations will be permitted to resume practices on June 8.298
- On May 29, 2020, the Governor released guidance to movie theaters, scheduled to reopen on June 5.299
- On June 1, 2020, the Governor announced the beginning of Week 6 of the state's Comeback plan. Week 6 will begin on June 5, and permit casinos and movie theaters to resume operations.300

**Wyoming**

- On April 28, 2020, Governor Mark Gordon announced new public health orders301 to allow certain businesses in the state to reopen on May 1. Beginning on May 1, and continuing through May 15, 2020, unless revoked or extended by the Wyoming Department of Health before May 15, 2020, the following are ordered to remain closed to members of the public in order to help stop the spread of COVID-19, EXCEPT AS OUTLINED BELOW:
  - Nail salons, hair salons, and barber shops;
  - Cosmetology, electrology, and esthetic services;
  - Massage therapy services (excluding massage performed for medical purposes); and
  - Tattoo, body art, and piercing shops.

- The closures listed above may open in limited capacity, under the following conditions:
  - At no time shall more than 9 people be present in a room or confined space.
  - Patrons may only be served at stations that are at least 6 feet apart from other stations serving patrons.
  - Staff must be screened at the beginning of their shift for symptoms of illness or exposure to a person with COVID-19 infection within the previous 14 days; staff with symptoms of

---

illness or known exposure to a person with COVID-19 infection within the previous 14 days shall not be allowed to work.

- All patrons must wear face coverings as much as possible when receiving service.
- All staff must wear face coverings.
- Service may be provided by appointment only.
- The facility must maintain adequate records of its patrons, including names and telephone numbers, for purposes of COVID-19 tracing in the event contact tracing is necessary.
- The facility must maintain adequate records of its staff, for purposes of COVID-19 tracing in the event contact tracing is necessary.
- No patron shall remain in a waiting area prior to receiving services.
- Cleaning and sanitizing must be completed after each patron is served, including hand washing and surface sanitation.

- The restrictions imposed by this Order do not prohibit owners, employees, contractors, vendors, or suppliers of the services listed above from entering, exiting, or occupying that place of business in their professional capacity.
- Specific service provider exceptions to the restrictions and closures within this Order may be granted, at the discretion of the County Health Officer, under the direction and supervision of the State Health Officer, if demonstrated, in writing, to the County Health Officer that effective cleaning and safety measures are implemented by the service provider. Any specific exception under this paragraph must be approved in writing by the State Health Officer.
- Countywide variances to the restrictions and closures in this Order may be granted in the form of a Countywide Variance Order if approved and signed by both the County Health Officer and the State Health Officer. Countywide Variance Orders may be less restrictive (or more restrictive) than the measures imposed in this Order.

**ELECTIVE SURGERIES:** On April 24, 2020, the Department of Health issued updated guidance\(^{302}\) to hospitals and health care providers outlining how they can resume elective surgeries. That is effective immediately.

On April 28, 2020, the state health officer issued guidelines\(^{303}\) stating the following places of public accommodation are ordered closed to ingress, egress, use, and occupancy by members of the public, EXCEPT AS OUTLINED BELOW:

- Restaurants, food courts, cafes, coffeehouses, and other similar places of public accommodation offering food or beverage for on-premises consumption.
- Bars, taverns, brew pubs, breweries, microbreweries, distillery pubs, wineries, tasting rooms, special licensees, clubs, and other places of public accommodation offering alcoholic beverages for on-premises consumption;
- Cigar bars;
- Gymsnasiums; and
- Movie and performance theaters, opera houses, concert halls, and music halls.

- The following conditions apply to places of public accommodation subject to this Order:
  - **FOOD:** Places of public accommodation are encouraged to offer food and beverage using delivery service, window service, walk-up service, curbside delivery, drive-through service, or drive-up service, and to use precautions in doing so to mitigate the potential transmission of COVID-19, including social distancing. Online and telephonic credit card


\(^{303}\)Wyoming Department of Health, Third Continuation, and Modification, of Statewide Public Health Order Closing Bars, Restaurants, Theaters, Gymnasiums, Child Care Facilities, K-12 Schools, Colleges, Universities and Trade Schools Statewide, [https://drive.google.com/file/d/1YsSDWRHW6HryO-6RiaTgbS2zmmI-Ohgl/view](https://drive.google.com/file/d/1YsSDWRHW6HryO-6RiaTgbS2zmmI-Ohgl/view)
transactions are strongly encouraged (e.g. Venmo, Squarecash, Google Pay, Apple Pay and similar payment apps).

- Staff who handle cash or credit cards may not be involved in the preparation, handling, or delivery of food.
- In offering food or beverage, a place of public accommodation may permit up to 5 members of the public at one time in the place of public accommodation for the purpose of picking up their food or beverage orders, so long as those individuals are at least 6 feet apart while on the premises.
- For hotel restaurants, food items may only be delivered as room service or as described above.
- Management shall ensure, on a daily basis, that no employee who presents symptoms of illness, or has had close contact with a person with COVID-19 infection during the previous 14 days, will be permitted to work.

**GYMS:** Gymnasiums may open in a limited capacity, under the following restrictions to be enforced by staff of the facility:

- Staff of the facility must wear face coverings at all times.
- Staff must be screened at the beginning of their shift for symptoms of illness, and staff must be screened for exposure to a person with COVID-19 infection during the previous 14 days.
- Staff with symptoms of illness, or known exposure to a person with COVID-19 infection within the previous 14 days, shall not be allowed to work.
- The facility must maintain a record of customer usage, by date and time, and a record of staff working hours, by date and time for purposes of COVID-19 tracing in the event contact tracing is necessary. If this record keeping is done manually, sanitizing measures must be taken on the instruments used for record keeping in between use.
- Close-contact activities are prohibited, including but not limited to one-to-one personal training, close-contact sports, weight lifting requiring “spotters,” and any other close-contact activities.
- Locker rooms must remain closed, except for restrooms.
- Workout equipment must be no less than 6 feet apart.
- Workout equipment must be cleaned by staff in between each patron use.
- Handwashing stations or hand sanitizer must be readily available for all patrons.
- No more than 9 patrons are allowed to be in a given room or section at any given time.
- Group workout classes are prohibited.
- Overall number of patrons in the entire facility must not exceed 1 person per 120 square feet and patrons must maintain physical distancing during their workout.
- Swimming pools must be limited to one swimmer per lane.
- Spas and saunas must remain closed.

**CHILD CARE FACILITIES:** In order to help protect the health and safety of children, child care centers or home daycares may re-open or continue to operate under the following conditions:

- The child care provider must restrict groups of people (children and providers) to less than 10 in each separate room. The child care provider can allow 10 or more people in the facility only if each group of less than 10 individuals is in a room separated by walls from other groups.
- The child care provider must ensure that all people (children and providers) wash hands with soap and water upon arrival to the facility.
• The child care provider must ensure that staff and children are screened for symptoms of COVID-19 at the beginning of the day on arrival and not allow any symptomatic individuals to enter the facility.
• In the event of a confirmed case of COVID-19 within the facility, the provider must close the facility and consult with their local county health officer on next steps and when to re-open.
• The child care provider must ensure that enrolled children are met at the entrance and that parents, or other individuals dropping off or picking up children, do not enter the facility, unless absolutely necessary.
• The child care provider must ensure that surfaces and areas that are used and touched often are cleaned and sanitized after each use (e.g. shared toys, keyboards, desks, remote controls), or at least twice a day (e.g. doorknobs, light switches, toilet handles, sink handles, countertops).
  o Child care providers operating under these guidelines must prioritize providing child care for children of essential personnel. Essential personnel includes:
    • Staff and providers of childcare and education services, including custodial and kitchen staff and other support staff; who do not do their work remotely.
    • Providers of healthcare including, but not limited to, employees of clinics, hospitals, nursing homes, long-term care and post-acute care facilities, respite houses, designated agencies, emergency medical services, as well as necessary custodial, kitchen, administrative, and other support staff.
    • Criminal justice personnel including those in law enforcement, courts, and correctional services.
    • Public health employees.
    • Firefighters, Wyoming National Guard personnel called to duty for responding to COVID-19, and other first responders.
    • State employees determined to be essential for response to the COVID-19 crisis.
    • Active duty military staff.
    • Pharmacy staff.
    • Foster families with children through grade 8.
    • 2-1-1 and 9-1-1 call center staff; critical infrastructure and utility workers, including electrical, plumbing, telecommunications, water, and wastewater operators, workers, and staff.
    • State, municipal, and commercial public works and sanitation crews.
    • Grocery and food supply workers.
    • Supply chain, postal, and delivery drivers and warehouse workers.
    • Manufacturers of medical devices, equipment, testing equipment, and supplies.
    • Fuel distribution workers.
  o In addition to the measures noted above, a child care center or home daycare that remains open is required to follow all health guidelines from the CDC and Wyoming Department of Health for limiting the risk of transmission of COVID-19, to the extent possible when caring for children.
  o **K-12 SCHOOLS:** All K-12 schools shall not hold in person classes until no sooner than May 18, 2020, unless an exception is granted under this Order or a Countywide Variance Order is granted.
    • Staff and teachers may continue to work in school buildings to facilitate adaptive learning/instruction or to complete administrative tasks as directed by school superintendents. Food may still be prepared to be made available to those in need, as directed by school superintendents.
HIGHER EDUCATION: All colleges, universities, and trade schools shall not hold in person classes until no sooner than May 18, 2020 unless an exception is granted under this Order or a Countywide Variance Order is granted.

- Staff and teachers may continue to work in facility buildings to facilitate adaptive learning/instruction or to complete administrative tasks. Food may still be prepared to be made available to those in need.

- For clarity, this Order does not apply to any of the following:
  - Places of public accommodation that offer food and beverage not for on-premises consumption, including grocery stores, markets, retail stores that offer food, convenience stores, pharmacies, drug stores, and food pantries.
  - Room service in hotels.
  - Health care facilities, residential care facilities, congregate care facilities, and juvenile justice facilities.
  - Crisis shelters or similar institutions.
  - Airport concessionaires.
  - Any emergency facilities necessary for the response to the events surrounding the public health emergency and state of emergency caused by COVID-19.

EXCEPTIONS: Specific exceptions to the closures mandated in this Order may be granted, at the discretion of the County Health Officer, under the direction and supervision of the State Health Officer, if demonstrated, in writing, to the County Health Officer that effective cleaning and safety measures are implemented. Any specific exception under this paragraph must be approved in writing by the State Health Officer.

- Countywide variances to the closures mandated in this Order may be granted in the form of a Countywide Variance Order if approved and signed by both the County Health Officer and the State Health Officer. Countywide Variance Orders may be less restrictive (or more restrictive) than the measures imposed in this Order.

- This Order supersedes all individual county health orders currently in effect. To the extent any county health order currently in effect is more restrictive, the more restrictive provisions of the county health order shall continue to apply.

- No business closed through the public health orders is required to open on May 1. Businesses that choose to stay closed are still eligible for assistance from Small Business Administration (SBA) programs.

- On May 27, 2020, the Governor announced that updated public health orders, effective June 1, will ease restrictions on public gatherings to allow outdoor gatherings of up to 250 people.304

Regional Reopening Task Forces:

- Midwest Task Force: Michigan, Ohio, Wisconsin, Minnesota, Illinois, Indiana and Kentucky305
  - The group will consider
  - four factors when determining when is best to reopen the economy, including:
    - Sustained control of the rate of new infections and hospitalizations
    - Enhanced ability to test and trace
    - Sufficient health care capacity to handle resurgence
    - Best practices for social distancing in the workplace

305 Midwest Regional Task Force, https://www.michigan.gov/whitmer/0,9309,7-387-90499_90640-526088--,00.html
• **Northeast Task Force:** New York, New Jersey, Massachusetts, Connecticut, Pennsylvania, Delaware and Rhode Island
  - Each state will provide a health care official, economic development official and the chief of staff of each governor to create a working group to decide the best way to restart the regional economy.

• **Western States Pact:** California, Washington and Oregon
  - Public health leaders in each state will focus on four goals that will be critical for controlling the virus in the future:
    - Protecting vulnerable populations at risk for severe disease if infected. This includes a concerted effort to prevent and fight outbreaks in nursing homes and other long-term care facilities.
    - Ensuring an ability to care for those who may become sick with COVID-19 and other conditions. This will require adequate hospital surge capacity and supplies of personal protective equipment.
    - Mitigating the non-direct COVID-19 health impacts, particularly on disadvantaged communities.
    - Protecting the general public by ensuring any successful lifting of interventions includes the development of a system for testing, tracking and isolating. The states will work together to share best practices.

---

**Municipal Reopening Guidelines:**

**Davidson County**

- On April 23, 2020, Mayor Cooper recently announced Metro Nashville’s Roadmap for Reopening, a four-phase plan to restart the city’s economy. In order to initiate the reopening plan, the city will be required to meet the following criteria:
  - Proof of a decline or flat cases of COVID-19 over a 14-day period;
  - Adequate testing and PPE capacity in the region; and
  - A robust public health infrastructure to conduct contact tracing cases.
- When Nashville’s Safer at Home order expires on May 1, Metro health officials will evaluate case data and other metrics collected over the past 14 days to determine if there has been a positive, stable improvement necessary to begin Phase One of the reopening plan.
- Each phase of the plan outlines specific operating requirements for commercial and retail businesses, in addition to mass gathering limitations and public health precautions.
- **Phase One:**
  - Commercial and retail businesses, including restaurants, may open and will be required to:
    - Operate at half capacity.
    - Screen all employees daily for respiratory symptoms and fever.

---


Last Updated: 6-3-20
- Clean facilities and set explicit guidelines to maintain hygiene and wearing of face coverings for employees and patrons.
- Bar areas must remain closed, as well as live music.
- Self-service and shared condiments are prohibited.
  - Schools, bars, personal care businesses (hair salons, nail salons, etc), gyms and fitness facilities, playgrounds, tennis and basketball courts, and sports venues will remain closed.
  - Beginning April 30, routine and elective medical and dental procedures may be performed on patients under the age of 70.
  - No gatherings over 10 people will be permitted.
  - Except when performing essential services, individuals over age 65 and those with high risk factors should remain at home.
  - Work from home should continue whenever possible.
  - Cloth masks are encouraged to be worn in public.
- If, after a minimum of 14 days in Phase One, the trend of new cases continues to decline or remains flat, Nashville may proceed to Phase Two of reopening.
- Phase Two:
  - Commercial and retail businesses, including restaurants, will be permitted to increase to 3/4 operating capacity.
    - Businesses will still be required to screen employees daily and mandate that employees wear masks.
  - Personal care businesses, including salons and tattoo shops, may open by appointment only.
    - No walk-ins permitted
    - Limit number of staff and customers to 10
    - Employees must be screened daily and required to wear masks
  - Playgrounds, tennis courts, and basketball courts may reopen and must adhere to social distancing measures.
  - Small gathering of 50 or fewer people will be permitted with strict physical distancing protocols implemented, including meetings, religious services, and weddings.
  - Schools, bars, gyms and fitness facilities, and sports facilities will remain closed.
  - Routine and elective medical and dental procedures may be performed on patients of all age groups.
    - Except when performing essential services, individuals over age 65 and those with high risk factors should remain at home.
    - Work from home should continue whenever possible.
    - Cloth masks are encouraged to be worn in public.
- If there is a significant increase in active cases during Phase Two, Nashville will be required to revert to Phase One. If, after a minimum of 14 days in Phase Two, the trend of new cases continues to decline or remains flat, Nashville may proceed to Phase Three of reopening.
- Phase Three:
  - Commercial and retail businesses, including restaurants, may open at full capacity while maintaining physical distancing.
    - Businesses will still be required to screen employees daily and mandate that employees wear masks.
    - Bars areas at restaurants may open at half capacity (no standing room only) and live music will be permitted.
  - All remaining bars, entertainment and cultural venues may open at half capacity, including museums, tours, attractions, and movie theaters.
  - Employees must be screened daily and required to wear face masks.
  - Gyms and fitness facilities may reopen.
• Employees must be screened daily and required to wear a face mask, and equipment must be cleaned after each use.
  o Personal care businesses will still be required to operate by appointment only, limit number of staff and customers to 10, screen employees, and wear masks.
  o Gatherings of 100 or fewer people will be permitted with strict physical distancing protocols implemented.
  o Non-residential K-12 school may reopen.
  o Sports venues will remain closed.
  o Except when performing essential services, individuals over age 65 and those with high risk factors should remain at home
  o Work from home should continue whenever possible.
  o Cloth masks are encouraged to be worn in public.
• If there is a significant increase in active cases during Phase Three, Nashville will be required to revert to Phase Two. If, after a minimum of 14 days in Phase Three, the trend of new cases continues to decline or remains flat, Nashville may proceed to Phase Four of reopening.
• Phase Four:
  o Commercial and retail businesses, including restaurants, will remain open at full capacity.
    ▪ Employees wearing masks is optional, but recommended.
    ▪ Employees should be screened for symptoms daily.
  o All bars and entertainment and cultural venues may open at full capacity, including museums, tours, attractions, bowling alleys, movie theaters, etc.
    ▪ Employees wearing masks is optional, but recommended.
    ▪ Employees should be screened for symptoms daily.
  o Gatherings of more than 100 people will be permitted with appropriate social distancing guidelines.
  o Personal care businesses will still be required to operate by appointment only, limit number of staff and customers to 10, screen employees, and wear masks.
  o Sports and other large live performance venues may be reopened for greater than 100 people with appropriate social distancing guidelines.
  o Work from home is optional, and the use of cloth masks in public is optional, but recommended.
  o Except when performing essential services, individuals over age 65 and those with high risk factors should remain at home.
• On April 30, 2020, Mayor John Cooper announced that Nashville’s Safer at Home Order, which mandates the closure of non-essential businesses and requires residents to shelter in place, will be extended until at least May 8. Citing a recent spike in Davidson County coronavirus cases, and evidence that the outbreak is still trending upward throughout the city, Mayor Cooper expressed that Nashville is not ready to take the initial steps toward Phase One of reopening.309
• On May 21, 2020, Mayor John Cooper announced that Metro Nashville may enter Phase Two of the city’s Roadmap to Reopening on Monday, May 25, subject to certain modifications of the initial framework.310
• Citing concerns with viral transmission, Dr. Alex Jahangir, Chair of the Metro Coronavirus Taskforce, announced that the gathering limitation will not increase to the original Phase Two benchmark of 50 people or less, and will instead be limited to gatherings of 25 people or less. Limits set for gatherings in Phase Three and Phase Four, applicable to events, meetings,

weddings, and other occasions, have been removed from the guidelines, and will now be
determined and adjusted according to public health data. Employees interacting with the public or
other coworkers will still be **required** to wear facial coverings.

- Phase Two of Nashville’s reopening framework enables the following measures:
  - Restaurants and retail stores may increase to **75% capacity**, subject to the following
    limitations:
    - Bar areas must remain closed.
    - Live entertainment is permitted with proper social distancing – no more than 2
      performers at one time, and dance floors must remain closed.
  - Personal care services, including nail and hair salons, may reopen at **50% capacity**, and
    services by appointment are encouraged.
  - Gyms and fitness facilities may reopen at **50% capacity**, subject to the following
    limitations:
    - Limit use of shared equipment
    - For aerobic activities, increase social distancing to 10 ft.
    - Pools may open at 50% capacity
    - Tennis courts may open with social distancing
    - Team sports must remain closed
    - Playgrounds must remain closed
    - Recreation leagues must remain closed
  - Museums & attractions may reopen at **50% capacity**, subject to the following
    limitations:
    - Interactive exhibits closed
    - Arcades closed
    - Tours closed
  - Smaller venue, minimal-touch entertainment venues, including, but not limited to,
    bowling alleys, miniature golf, go-carts, movie theaters, Top Golf, water parks, zip lines,
    paintball and similar establishments, may reopen at **50% capacity**, subject to the
    following limitations:
    - Entertainment ancillary to the main business (arcade type games, ping-pong,
      foosball, pool and similar side entertainments) are to remain closed.
    - All shared implements (bowling balls, golf clubs, steering wheels, etc.) must be
      sanitized between each group’s usage.
  - Day camps may reopen, subject to the following limitations:
    - Buses must run at 50% capacity
    - Cafeterias closed; packed or box lunches only
    - No overnight camps
  - Metro Parks may reopen community centers, golf course clubhouses, museums,
    Sportsplex and nature centers at **50% capacity**.
    - Dog parks, basketball and tennis courts, playgrounds, sports and recreations
      leagues, skate parks and splash pads shall remain closed

**East Tennessee Reopening Working Group [Knox County, Anderson County, Blount County,
Jefferson County, Louden County, Roane County, Sevier County, Union County]:**

- On April 22, 2020, Mayors from eight East Tennessee counties gathered in Knoxville to deliver a
  shared message to residents that the group supports imminent reopening. Although no specific
  guidelines have been issued, Knox County Mayor Glenn Jacobs, said a joint strategy is necessary
because people throughout the region cross county lines to eat, shop, work and explore the outdoors.311

- Although testing has been sparse in the region, Jacobs and the mayors of Anderson, Blount, Jefferson, Loudon, Roane, Sevier and Union counties expressed confidence the worst of the coronavirus pandemic had passed and East Tennessee could weather any upticks caused by reopening.
- Major Jacobs stated that the key factor Knox County will examine is the number of new cases and especially hospitalizations. To contain an easily transmitted disease like COVID-19, it would require testing 2% to 6% of the population daily, according to an analysis from the Edmond J. Safra Center at Harvard University.
- For Knox County, that would require 9,400 tests daily at the low end, and for the nine-county region the total would be 19,640. At the high end, it would be 28,200 tests daily in Knox County and 58,920 daily across the region. The most the county has tested so far at any one time is around 400 on both Monday and Tuesday before running out of supplies at an overwhelmed drive-through testing site.
- Because Knox County is not a "hot spot" for COVID-19 in Tennessee, which itself is not a "hot spot" among states, Knox County is not a priority when it comes to testing resources, Buchanan said.
- Number through April 22 show Knox and its eight surrounding counties have administered roughly 8,700 tests, according to data published by the state. This number was determined by adding the total number of positive results and negative labs from each county.

**Franklin, Tennessee**

- On April 21, 2020, Mayor Moore issued Executive Order 2020-10, extending the Stay at Home Order for 7 days, through April 30, 2020. Mayor Moore stated that the city is currently drafting a plan relative to business reopening guidelines, but is awaiting state guidance for further information.312

**Hamilton County**

- On April 22, 2020, seven of Hamilton County's ten municipalities have signed on to the county and state's plan to "reopen" on May 1, 2020 lifting COVID-19 restrictions.
- The Small Cities Coalition of Hamilton County, which includes the cities of Collegedale, East Ridge, Lakesite, Lookout Mountain, Red Bank, Ridgeside and Soddy-Daisy submitted a press release confirming their intention to follow Hamilton County and Governor Lee’s respective reopening guidelines.313
- County Mayor Jim Coppinger announced his intentions to follow Gov. Bill Lee's lead. Under the state and county's announcements, businesses will reopen in phases and with industry-specific safety guidelines, which have not been publicized at a state or local level.
- On April 28, 2020, the Hamilton County Health Department and County Mayor Jim Coppinger announced that businesses that choose to reopen must comply with the Gov. Lee's "Tennessee Pledge."314

**Knox County/ City of Knoxville**

---


312 Franklin Executive Order 2020-10, [https://www.franklintn.gov/home/showdocument?id=31975](https://www.franklintn.gov/home/showdocument?id=31975)


Last Updated: 6-3-20
On April 27, 2020, Knox County Mayor Glenn Jacobs and City of Knoxville Mayor Indya Kincannon announced that the Knoxville area will begin a gradual, phased reopening of businesses on Friday, May 1. Knoxville’s Community Strategy for a Phased Reopening requests that individuals adhere to five core initiatives throughout the reopening process, including practicing social distancing, wearing cloth face covering, practicing proper hand washing, sanitizing surfaces, and staying home when exhibiting symptoms. Each phase of the reopening plan will extend for a minimum of 28 days.

Phase One includes more detailed information regarding reopening measures, while Phase Two and Phase Three serve as a broad framework that will be enhanced through a collaborative process within the community. Businesses that may reopen on May 1, subject to stringent protocols, include, but are not limited to, the following:

- Daycares
- Restaurants
- Salons
- Spas
- Retail Stores
- Gyms
- Places of Worship

Guidelines relative to employers and other organizations include:

- Implement strategies addressing the safety of two broad categories of people:
  - Customers, clients, members of the public, etc.
  - Employees, coworkers, contract employees, etc.
- Develop and implement appropriate policies, in accordance with federal, state, and local regulations and guidance, and informed by industry best practices, regarding:
  - Physical distancing and protective equipment. These practices may include: Requiring employees to wear cloth face coverings (or PPE in medical settings or where industry guidance instructs its use) when unable to consistently maintain 6 feet of physical distancing.
- For as long as possible, allowing telecommuting, especially for higher-risk individuals. Allowing flexible hours and staggered shifts to increase physical distancing for employees as they enter and leave the workplace.
- Creating signs and barriers that reinforce 6 feet of physical distancing for the protection of your employees and the public.
- Marking the floors where necessary to provide customers clear direction when waiting in line. Implementing one-way aisles.
- Considering making stickers for employees to wear that remind customers to maintain 6 feet of distance.
- Creating plexiglass protective barriers for employees working registers or providing close proximity services.
- If the business has overhead announcements, regularly playing announcements encouraging the maintenance of 6 feet of distancing.
- Encouraging customers to come during non-peak hours. Implementing special hours for seniors and other higher-risk individuals. Offering or continuing to offer delivery or curbside pickup options.
- General Sanitation. These practices may include: Encouraging employees to engage in hand washing (or the use of hand sanitizer if hands are not visibly soiled) after each customer interaction.
  - Having hand sanitizer available at the entrance of the business for customers.

---


Last Updated: 6-3-20
Discouraging workers from using other employees’ equipment, including phones, desks, offices or other work tools, when possible. When not possible, hand sanitizer should be used both prior to use of communal items and immediately after.

Routine sanitizing shared surfaces and equipment throughout the day and between users.

Offering customers single-use grocery bags.

Considering placing limitations on returns or extending the window in which returns can be made to the place of business.

Use and disinfection of common and high-traffic areas. Follow guidance from the CDC for Cleaning and Disinfecting Your Facility, Cleaning and Disinfection for Community Facilities, and Cleaning and Disinfecting Non-emergency Transport Vehicles. These practices may include:

- Having a clear plan for enhanced cleaning protocols, including who is responsible for each task. Modify business hours if necessary to allow for deep cleaning.
- Dedicating an employee to working at the entrance sanitizing carts and baskets and encouraging the use of hand sanitizer.
- Cleaning the credit card touch screen and/or keypad after each customer use. Regularly cleaning checkout lanes or counters.
- Cleaning pens, menus and other communal items after each use.

Following guidance outlined in each phase. Look up the state and local laws for the area where your employee will travel and if CDC has guidelines for quarantining after travel.

Remaining aware of the COVID-19 activity in the area where your employee will travel.

Monitor workforce for COVID-19 symptoms and take action.

Screen all employees daily by asking the following questions: Have you been told to quarantine/isolate by a medical provider or the health department? Have you had face-to-face contact for 10 or more minutes with someone who has COVID-19? Are you feeling ill and/or experiencing any of the symptoms of COVID-19 (regularly check the CDC website for an updated list)? If yes, they should not enter the worksite and should contact their doctor.

While it is preferred that employers conduct daily employee temperature checks with a no-touch thermometer before they enter the workplace, employee daily temperature self-checks are appropriate when a thermal thermometer is not available or daily employer checks are not practical. Communicate the policy with employees. Daily temperature checks are a tool in your toolbox; they do not replace the need to follow the other recommendations.

Require any employee to quarantine/isolate according to the guidance of their medical provider or the Knox County Health Department when the employee is:

- A positive case for COVID-19; OR
- Waiting for their results of a COVID-19 test; OR
- A close contact of someone with COVID-19.

Do not allow symptomatic people to physically return to the workplace until they are symptom-free and fever free for 72 hours without the use of fever-reducing medication or have been released from quarantine/isolation. Employees should not be required to have a negative test to return to work.

Consider implementing generous sick leave policies to encourage employees to report their illnesses and stay home.

Maintain employee privacy by not unnecessarily sharing information with others about their illness. Health information is protected by federal law.
Develop and implement ways to track close contact interactions.

- Employers should prepare and implement strategies for determining and tracking close contact interactions between staff and between staff and customers (for example, keeping detailed appointment records and worker shift pairings so you can easily help public health determine close contacts, if needed).
- This will allow potential cases to be isolated quickly should an employee or customer test positive for COVID-19, preventing future transmissions which protects health and the employer’s ability to continue to serve the community.

For more information on industry specific reopening guidelines, please click here.

Madison County

- On April 24, 2020, Madison County officials issued an amended Declaration of Emergency, which extends the county’s shelter in place directive through April 30, 2020, and allows certain businesses, including restaurants and retail establishments, to open pursuant to Governor Lee’s Tennessee Pledge guidelines.316

Shelby County/ City of Memphis

- On Monday, April 27, 2020, local leaders from Shelby County, the City of Memphis, and the six surrounding suburban municipalities released the Back-To-Business Framework, a phased, data-driven plan to reopen non-essential businesses. In order to progress through each phase of the Back-To-Business Framework, each municipality must show a positive trajectory in the following metrics:317
  - Number of new cases remains stable or decline for 14 days
  - Hospitalizations remain stable or decline for 14 days
- Hospitals have the capacity to treat all patients
- Testing and tracing capability must be efficient for containment of the virus
- Each phase of the reopening guidelines details general recommendations that correspond with a sector-specific framework, which may be found here. While Shelby County and the City of Memphis’ shelter in place directives are set to expire on May 5, an official reopening date for Phase One of the framework has not been announced.

Phase One includes the following recommendations:

- Operations remain status quo for entities currently deemed essential, provided they continue to meet the COVID-19 Compliant Protocol (“CCP”) conditions.
- Entities currently deemed non-essential, which have limited personal contact between staff and/or visitors, may re-open facilities with restrictions and limited occupancy as outlined in the sector-specific framework. This includes restaurants and gyms/fitness facilities.
- Purposeful groups of more than 10 are not permitted.
- Indoor and outdoor facilities and public spaces may open for general recreation and non-contact sports subject to the restrictions of the CCP.
- Non-essential manufacturers/distributors, as well as offices and call centers, may re-open with restrictions and limited occupancy as outlined in the sector-specific framework.
- Elective medical procedures that are deemed medically necessary may resume

Phase Two includes the following recommendations:

---

317 Shelby County/Memphis Back to Business Framework, https://backtobusiness.memphistn.gov/framework/?fbclid=IwAR37oqjWVmkZj-V8n7Ek0RnJYcweYOck6zpKThx_zs8hu400ML1W3g7B-eY
Non-essential businesses with close personal contact, such as hair and nail salons, may re-open with restrictions and limited occupancy as outlined in the sector-specific framework.

Facilities for contact sports may re-open with restrictions and limited occupancy as outlined in the sector-specific framework.

Purposeful groups of 50 or more not permitted.

- **Phase Three** includes the following recommendations:
  - Purposeful groups of 50 or more are not permitted, although gatherings of 50+ may be allowable if supported by the characteristics of the space and a clear social distancing plan.
  - Larger venues may be permitted to operate under limited capacity and physical distancing protocols

On May 1, 2020, the Shelby County Health Department, the mayors of Memphis, Shelby County, and the six surrounding municipalities announced that May 4, 2020 is the appropriate date for Shelby County to begin phase one of our Back to Business framework.  

**Sullivan County**

- On April 27, 2020, Sullivan County Officials issued Public Health Order #2, which is designed to mirrors Governor Lee’s reopening guidelines outlined in the Tennessee Pledge.

**Williamson County, Tennessee**

- When Governor Lee’s shelter in place order is lifted on April 30, 2020, Williamson County Offices will be moving toward a phased reopening of its offices, while continuing to do our part to assist in the protection of the health and safety of our citizens and employees.

- For the duration of the Governor’s mandatory Stay at Home order, county offices will be open to the public on Tuesday and Thursday only, and only by appointment on those days.

- Beginning on May 4, 2020, county office hours will expand to be open to the public on Monday, Tuesday and Thursday each week, still by appointment only to the extent possible. Employees will be available in each County office by phone and email on Wednesdays and Fridays, but will not be conducting in-person business during this time. This process will be reevaluated this process, with the goal (subject to change depending upon available data) of having County offices fully open by Monday, June 1, 2020.

- For the month of May, any business that can be conducted by phone, electronically, or by mail should continue to be conducted in that manner rather than in person. Each office should strictly enforce that practice, so that only those activities that cannot be conducted in an alternative manner will be conducted in person.

- This directive shall not apply to the buildings where judicial functions are conducted (including the courthouse, judicial center, and juvenile court) or to the jail, but special rules may apply to the operations in those buildings by virtue of orders of the Tennessee Supreme Court and/or directives of the Presiding Judge of the 21st Judicial District issued pursuant to the Supreme Court Orders, and/or directives of the Williamson County Sheriff.

- For those activities that must be performed in person, each office will develop a process for making appointments or otherwise controlling access to allow for social distancing, and will announce that to the public. In addition to posting on the County’s website, signage at the

---


external doors to county buildings will provide relevant information as well. Each public official or department’s website will include the number to call to make an appointment and what to do when the public comes to the building.

- Entry to the building will be limited to the front door and one other external door. Doors will remain locked with entry controlled by law enforcement present at the Administrative Office Complex. Patrons may be asked to wait outside or in a hallway with appropriate spacing until their turn to be served in order to facilitate social distancing. Signage will be posted directing patrons.

- Members of the public are asked to wear courtesy masks when conducting business in County facilities for their own safety and the safety of fellow citizens and our employees.

- Citizens are asked to be patient as the county transitions through the month of May with the hope of being back to full operation by June.