



April 30, 2020

Summary of Executive Order “Ongoing Public Health Emergency”

On April 30, 2020, Governor Brian Kemp issued executive order 04.30.20.01 addressing Georgia’s ongoing Public Health Emergency. The Executive Order includes the following directives:

- ◆ Governor Kemp has **extended the Public Health State of Emergency until June 12, 2020**. He will continue to exercise emergency powers as needed.
- ◆ Georgia’s **“Shelter-in-Place” order is set to expire tonight, April 30, 2020**. Georgia citizens will no longer be subject to a stay-at-home order except the following individuals at higher risk for severe illness:
 - Those persons who are **65 years of age or older**.
 - Those persons who **live in a nursing home or long-term care facility**, including inpatient hospice, assisted living communities, personal care homes, intermediate care homes, community living arrangements, and community integration homes.
 - Those **persons who have chronic lung disease**.
 - Those persons who have **moderate to severe asthma**.
 - Those persons who have **severe heart disease**.
 - Those persons who are **immunocompromised**. Many conditions can cause a person to be immunocompromised, including cancer treatment, smoking, bone marrow or organ transplantation, immune deficiencies, poorly controlled HIV or AIDS, and prolonged use of corticosteroids and other immune weakening medication.
 - Those persons, of any age, with **class III or severe obesity**.
 - Those persons diagnosed with the following underlying medical conditions: **diabetes, liver disease, and persons with chronic kidney disease undergoing dialysis**.
- ◆ **Until June 12, 2020**, citizens in one of the aforementioned categories are subject to shelter-in-place and are restricted as to when they may leave the home and how they may receive visitors.
- ◆ Governor Kemp will also continue to **direct the National Guard under his emergency powers until June 12, 2020**.
- ◆ Finally, Governor Kemp has **extended the additional cleaning and care protocols for nursing home and long-term care facilities**. These protocols were issued in executive order 04.08.20.03 and will continue through June 12, 2020.
- ◆ Nothing in this order alleviates businesses of the safety protocols issued in executive order 04.23.20.02 “Reviving a Healthy Georgia” and 04.27.20.01. **Safety protocols for businesses addressed in the previous executive orders will stay in place until May 13, 2020 as originally prescribed**.

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THE STATE OF GEORGIA

EXECUTIVE ORDER

BY THE GOVERNOR:

RENEWAL OF PUBLIC HEALTH STATE OF EMERGENCY

- WHEREAS:** On March 14, 2020, due to the impact of COVID-19 on the State of Georgia, I issued Executive Order No. 03.14.20.01, declaring a Public Health State of Emergency in Georgia; and
- WHEREAS:** The Georgia General Assembly concurred with Executive Order 03.14.20.01 by joint resolution on March 16, 2020; and
- WHEREAS:** On April 8, 2020, I renewed the Public Health State of Emergency until May 13, 2020 by issuing Executive Order 04.08.20.02; and
- WHEREAS:** Code Section 38-3-51 vests the Governor with the power to renew any State of Emergency for a period not to exceed thirty (30) days; and
- WHEREAS:** There exists a continued need for protecting vulnerable populations, providing comprehensive testing, permitting economic flexibility with reduced regulations, providing increased hospital capacity, and allowing the state expanded flexibility for procurement; and
- WHEREAS:** In consultation with the Commissioner of Public Health, the Director of the Georgia Emergency Management and Homeland Security Agency, the Adjutant General of the Georgia National Guard, and other state health and emergency preparedness officials, I have determined the public health emergency created by the spread of COVID-19 persists in the State, and that it is necessary and appropriate to renew the Public Health State of Emergency for thirty (30) days.

NOW, THEREFORE, PURSUANT TO CODE SECTION 38-3-51, AND THE AUTHORITY VESTED IN ME AS GOVERNOR OF THE STATE OF GEORGIA, IT IS HEREBY

- ORDERED:** That the Public Health State of Emergency declared by Executive Order 03.14.20.01 and renewed by Executive Order 04.08.20.02,

which is set to expire on Wednesday, May 13, 2020 at 11:59 P.M., shall be renewed for thirty (30) days.

IT IS FURTHER

ORDERED: That the Public Health State of Emergency shall terminate on Friday, June 12, 2020, at 11:59 P.M., unless it is renewed by the Governor.

IT IS FURTHER

ORDERED: That the terms of Executive Orders 03.14.20.01 and 04.08.20.02 are hereby adopted by reference.

IT IS FURTHER

ORDERED: That Executive Orders 04.08.20.03, 04.08.20.05, and Section III of Executive Order 04.23.20.02 titled "Sheltering in Place" are hereby extended for a period of forty-three (43) days, and shall expire on Friday, June 12, 2020, at 11:59 P.M.

IT IS FURTHER

ORDERED: That if one or more of the provisions contained in this Order shall conflict with the provisions of any previous Executive Order or Agency Administrative Order, the provisions of this Order shall control. Further, in the event of any conflict, the provisions of any Quarantine or Isolation Order issued to a specific person by the Department of Public Health shall control.

IT IS FURTHER

ORDERED: That nothing in this Order shall be construed to suspend or limit the sale, dispensing, or transportation of firearms or ammunition, or any component thereof.

IT IS FURTHER

ORDERED: That if one or more of the provisions contained in this Order shall be held to be invalid, in violation of the Georgia Constitution, in violation of Georgia law, or unenforceable in any respect, such invalidity, violation, or unenforceability shall not affect any other provisions of this Order, but, in such case, this Order shall be construed as if such invalid, illegal, or unenforceable provision had never been contained within the Order.

IT IS FURTHER

ORDERED: That no provision of this Order shall limit, infringe, suspend, or supplant any rights conferred by or any judicial order, judgment, or decree issued pursuant to the laws or constitution of this State or the

laws or constitution of the United States, nor shall any person use any provision this Order as a defense to an action in violation of a judicial order, judgment, or decree by any court created pursuant to the laws or constitution of this State or the laws or constitution of the United States.

IT IS FURTHER

ORDERED: The Office of the Governor may continue to issue guidance on the scope of this Order as needed through communication media, including social media, without need for further Executive Orders.

IT IS FURTHER

ORDERED: All provisions of this Order shall become effective upon signature.

This 30th day of April 2020.

A handwritten signature in black ink, appearing to read "Bill", is written above a horizontal line.

GOVERNOR