



June 16, 2020

## Summary of the '06.11.20.01 Ongoing Public Health Emergency' Executive Order

On June 11, 2020, Governor Brian Kemp issued [executive order 06.11.20.01](#) addressing Georgia's ongoing Public Health Emergency and furthering the Governor's initiative on Reviving a Healthy Georgia. The executive order ("EO") includes the following directives:

- ◆ In a previous executive order, EO 05.28.20.01, Governor Kemp extended the Public Health State of Emergency through July 12, 2020.
- ◆ Through June 30<sup>th</sup> all visitors and residents of Georgia shall continue to practice social distancing, are encouraged to wear face coverings, are required to practice sanitation in accordance with CDC guidelines, and implored to avoid gatherings of more than 50 people in which social distancing cannot be practiced.
- ◆ Georgia citizens in the following categories are asked to "shelter in place" (avoiding anything other than essential services, necessary travel, or engaging in gainful employment) until June 30<sup>th</sup>:
  - 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 30, 2020 citizens in one of the aforementioned categories are subject to a "shelter in place" order and are restricted as to when they may leave the home and how they may receive visitors. Whereas in previous orders, those over the age of 65 were subject to the "shelter in place", such persons are not included in this EO.



**The following provisions for business operations are effective June 16, 2020 and stay in effect through June 30, 2020. These provisions may or may not be extended by a future Executive Order.**

- ◆ **Restaurants & Dining Services** that have resumed dine-in service shall implement measures which mitigate the exposure and spread of COVID-19 among its patrons and workforce. The EO lists 35 measures that Restaurants and Dining Services shall abide by through to June 30. Additionally, the Department of Public Health may extend inspection timelines for any restaurant with a current “A” rating.
- ◆ **Critical Infrastructure**, as defined by the Department of Economic Development, shall implement measures which mitigate the exposure and spread of COVID-19 to the maximum extent practicable. Such measures may include, but shall not be limited to, 16 measures listed in the EO.
- ◆ **Businesses that are not Critical Infrastructure** may continue in-person operations. However, those businesses *shall* implement measures which mitigate the exposure and spread of COVID-19 among its work force. Such measures *must* include the 20 measures listed in the EO, and *should*, when possible, include an additional 3 measures as listed in the EO.
- ◆ **Grocery stores and Food Establishments** shall implement additional measures to prevent the spread of COVID-19, as practicable. These additional measures shall include 11 measures as listed in the EO.
- ◆ **Gyms and Fitness Centers** shall implement additional measures to prevent the spread of COVID-19, as practicable. Such measures shall include 17 measures listed in the EO.
- ◆ **Body Art Studios, Estheticians, Hair Designers, Massage Therapists, and**

**Tanning Facilities** shall implement additional measures to prevent the spread of COVID-19, as practicable. Such measures shall include 11 measures as listed in the EO.

- ◆ **Movie Theaters** may operate and shall implement additional measures to prevent the spread of COVID-19. Such measures shall include 7 measures as listed in the EO.
- ◆ **Bowling Alleys** shall implement additional measures to prevent the spread of COVID-19. Such measures shall include 8 measures as listed in the EO.
- ◆ **Bars** may engage in in-person operations. Bars, in addition to the requirements on “Non-Critical Infrastructure” shall take an additional 39 measures to prevent the spread of COVID-19. Such measures are listed in the EO.
- ◆ **Operators of amusement rides** (traveling carnivals, water parks, circuses, etc.) in addition to the requirements on “non-critical infrastructure” shall take an additional 33 measures to prevent the spread of COVID-19. Such measures are listed in the EO.
- ◆ **Childcare Facilities** may not transport children for any purpose other than transporting children between their place of residence and the childcare facility and all permissible transports shall be conducted in such a way that maintains Social Distancing. Additionally, Childcare Facilities shall implement 13 measures as listed in the EO.
- ◆ **Summer camps** and overnight camps may operate in accordance with previous EOs. Summer camps shall implement measures to prevent the spread of COVID-19 among campers and such measures shall include but are not limited to 33 measures listed in the EO. Additional guidelines for Campers and Workers can be found on page 29.



- ◆ In addition to provisions for business operations and medically fragile Georgians, Governor Kemp set out further guidelines for government operations in EO 06.11.20.01. New rules regarding **foster homes and children’s custodial arrangements** can be found on page 30 of the EO. Provisions for the operation of **summer schools** can be found on page 24. Provisions for the extension of some deadlines and waiver of some **rules for local governments** can be found on pages 30-31. And provisions for the **enforcement** of the EO can be found on page 39.
- ◆ **Conventions** may not operate in Georgia until July 1. Convention operations must abide by 21 COVID-19 mitigation efforts as listed in the EO.

### Guidelines for Sports and Live Performance Venues

- ◆ **Live performance venues** shall not engage in in-person operations and shall remain closed to the public until July 1, 2020.
- ◆ **Live performance venues** are divided into three tiers based on their fire code capacity with corresponding requirements.
  - Tier One includes facilities holding 999 or fewer persons. The EO lists 21 COVID-19 mitigation measures the venue must abide by.
  - Tier Two includes facilities holding between 1000 and 4,999 persons.

These facilities must abide by the mitigation efforts set out in Tier One and may, as practicable, use an additional 7 mitigation guidelines set out in the EO.

- Tier Three includes facilities holding 5,000 or more persons. **Professional Sports** in Tier III facilities shall abide by the rules or guidelines that have been promulgated or approved by the respective professional league of the sport. **For all other events**, measures may be developed in conjunction with the performer(s), and, if applicable, the organizer(s), promoter(s), or sponsor(s) of the event. Such guidelines shall not be inconsistent with the guidelines provided by the Centers for Disease Control and Prevention to prevent the spread of COVID-19.

- ◆ **Exemptions to Live performance venues** rules include drive-in venues and performance venues with events closed to the public. Examples of this type of activity may include recording sessions for artists, live stream performances, practices, spectator-less competitions, and rehearsals.

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