



December 3, 2020

Summary of the 11.30.20.01 and 11.30.20.02 Executive Orders'

On November 30th Governor Brian Kemp issued executive orders 11.30.20.01 and 11.30.20.02 addressing Georgia's ongoing Public Health Emergency and furthering the Governor's initiative on Reviving a Healthy Georgia. In executive order 11.30.20.01 the Governor extended the Public Health State of Emergency through January 8th, 2021. The executive order 11.30.20.02 ("EO") includes the following directives:

- ◆ Through December 15th all visitors and residents of Georgia shall continue to practice social distancing, are strongly 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 December 15th:
 1. Those persons who live in long-term care facility.
 2. Those persons who have chronic lung disease.
 3. Those persons who have moderate to severe asthma.
 4. Those persons who have severe heart disease.
 5. 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.

6. Those persons, of any age, with class III or severe obesity.
7. Those persons diagnosed with the following underlying medical conditions: diabetes, liver disease, and persons with chronic kidney disease undergoing dialysis.

Until December 15th 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, except in case of emergency. Residents of long-term care facilities (other than community living arrangements and community integration homes) may engage in any activity permitted by the State of Georgia Department of Public Health's Long-Term Care Facilities Reopening Guidance Administrative Order.

The following provisions for business operations are in effect through December 15th. These provisions may or may not be extended by a future executive order.



- ◆ Restaurants & Dining Services (including banquet halls and private event facilities) 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.
 - ◆ Critical Infrastructure Businesses, 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 workforce. Such measures *must* include the 20 measures listed in the EO, and *should*, when possible, include an additional 3 measures as listed.
 - ◆ 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 continue 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.
 - ◆ Healthcare Services shall adhere to the guidelines listed under “Critical Infrastructure” businesses. Long Term Care Facilities shall implement 16 protocols in addition to those listed for “Critical Infrastructure”.
 - ◆ Childcare Facilities shall maintain worker-child ratios set forth by the Georgia Department of Early Care and Learning.
- Additionally, childcare facilities shall implement 13 measures to prevent the spread of COVID-19 that are listed in the EO in addition to the measures listed for non-critical infrastructure.
- ◆ 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 32 measures listed in the EO.
 - ◆ Conventions operators must abide by 21 COVID-19 mitigation efforts, listed in the EO.



- ◆ Volunteer Firefighters and volunteer firefighting departments are exempt for calendar year 2020 from any state law or regulation requiring in person training, drills, or meetings.
- ◆ Professional Counselors, Social Workers, or Marriage and Family Therapists may be given temporary authorization to practice in Georgia as set out in rules issued by the Georgia Composite Board of Professional Counselors.

Suspension on certain Rules and Regulations for COVID-19 Vaccine Distribution

- ◆ Any requirement which limits the types of vaccines pharmacists or nurses may administer is suspended to the extent necessary to allow pharmacists and nurses to administer a COVID-19 vaccination under a vaccine protocol agreement.
- ◆ Additionally any requirement which requires vaccine recipients to remain under the observation of the administering pharmacist or nurse for a period of not less than 15 minutes is suspended to the extent necessary to allow any pharmacist or nurse to observe COVID-19 vaccine recipients for a period of not less than 15 minutes immediately subsequent to the administration of a COVID-19 vaccine.
- ◆ Any provision which prohibits a pharmacist or nurse from administering a vaccine to a patient while the patient remains in his or her vehicle is suspended to the extent necessary to allow a pharmacist or nurse to administer a COVID-19 vaccine to a patient while the patient remains in his or her vehicle.

Guidelines for Sports and Live Performance Venues

- ◆ Live performance venues are divided into three tiers based on their fire code capacity with corresponding requirements.
 - Tier One include facilities holding 999 or fewer persons. The EO lists 23 COVID-19 mitigation measures the venue shall abide by.
 - Tier Two include 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 include 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, fanless competitions, and rehearsals.

- ◆ Professional Sports Teams and professional sports organizations that engage in practices, games, or other in-person



operations shall operate solely pursuant to the rules or guidelines that have been promulgated or approved by the respective professional league of the sport.

- ◆ Collegiate and High School Sports Teams and organizations that engage in practices, games, or other in-person operations shall operate solely pursuant to the rules or guidelines that have been approved by the applicable conference or association.
- ◆ Amateur sports teams and amateur sports organizations that continuing in-person operation shall adhere to the guidelines for “non-Critical Infrastructure” organizations.

In addition to provisions for business operation and medically fragile Georgians, the Governor set our further guidelines for government operations in EO 11.30.20.02

- ◆ Provisions for the extension of some deadlines and waiver of some rules for local governments can be found on pages 40-42.
 - Provisions for the execution of in-person meetings and remote notarization are on pages 40 and 41
 - Provisions for local option face covering requirements are set out in the EO on pages 42-43, such requirements must comply with 7 rules as listed. Any local

government issuing a local option face covering requirements must, with the Department of Public Health, show a prevalence in the county of more that 100 cases of COVID-19 per 100,000 people. Additionally, such face covering requirements *may not* be enforced at polling locations.

- ◆ Rules regarding foster homes and children’s custodial arrangements can be found on page 40.
- ◆ Provisions for the operation of school districts can be found on pages 33-34. Schools shall implement 14 COVID-19 prevention measures as listed in this section. Additionally, the State Board of Education will issue guidance with rules and regulations.
- ◆ Special provisions for the granting and administration of Zell Miller and HOPE Scholarship programs can be found on pages 35 and 36.
- ◆ Provisions for the extension of renewal deadlines for weapons carry licenses are on page 44.
- ◆ Provisions for the enforcement of the EO can be found on pages 51-52.

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