STATE OF INDIANA

EXECUTIVE DEPARTMENT
INDIANAPOLIS

EXECUTIVE ORDER 20-45

FOR: **RENEWAL OF CERTAIN DIRECTIVES AND RESCISSION OF OTHER DIRECTIVES ISSUED IN RESPONSE TO THE COVID-19 OUTBREAK**

TO ALL WHOM THESE PRESENTS MAY COME, GREETINGS:

WHEREAS, on March 6, 2020, I issued Executive Order 20-02 which declared a public health emergency exists throughout the State of Indiana as a result of the coronavirus disease 2019 (COVID-19) outbreak in the United States and a confirmed report that the disease had spread to the State of Indiana and this initial declaration has been extended by me in subsequent Executive Orders (Executive Orders 20-17, -25, -30, -34, -38, -41 & -44);

WHEREAS, on March 11, 2020, the World Health Organization declared COVID-19 to be a global pandemic, and, on March 13, 2020, the President of the United States declared a national emergency with respect to this dangerous virus;

WHEREAS, as of the date of this Executive Order, the virus has now spread to every county throughout Indiana with over 119,000 confirmed cases and nearly 3,400 deaths;

WHEREAS, despite significant steps being taken in our State, the virus remains a threat to the health, safety and welfare of all residents of Indiana such that the emergency conditions continue to exist, and continued efforts are needed to address, control and reduce the threat posed by COVID-19;

WHEREAS, as Governor, under Indiana's Emergency Management and Disaster Law, Ind. Code ch. 10-14-3 ("Emergency Disaster Law"), I have authority to take actions necessary to prepare for, respond to and address a public health disaster emergency including the following:

- making, amending and rescinding the necessary orders, rules and regulations to carry out the response to a public health disaster emergency;
- suspending the provisions of any regulatory statute prescribing the procedures for conduct of state business, including the orders, rules or regulations of any state agency if strict compliance with any of these provisions would in any way prevent, hinder, or delay necessary action in coping with the emergency;
- transferring the direction, personnel, or functions of state departments and agencies or units for performing or facilitating emergency services; and
- using any and all available resources of state government and of each political subdivision of our State as reasonably necessary to cope with the public health disaster emergency; and

WHEREAS, in light of the above, it is necessary and proper to take further action to protect the health, safety and welfare of all Hoosiers in connection with COVID.

NOW, THEREFORE, I, Eric J. Holcomb, by virtue of the authority vested in me as Governor by the Indiana Constitution and the laws of the State of Indiana, do hereby order that:

1. <u>Temporary Licensing of Health Care Workers Extended</u>

   As provided by Executive Orders 20-13, 20-19, 20-21 & 20-33, any individual in the below categories who received an initial and/or subsequent 90-day temporary authorization to

provide health care in the State of Indiana in response to this public health emergency because he or she was not currently licensed to practice in the state, either because their Indiana license is no longer active or they are licensed by another state, is granted an additional 90-day authorization to continue to provide health care services during this public health emergency. All application procedures for reinstatement or approval will be reinstituted and must be followed upon expiration of these temporary licenses or the lifting of the COVID-19 public health emergency. This 90-day extension applies to the following health care workers who have been granted a 90-day temporary license:

a. *Retired Health Care Professionals:* Any health care professional whether licensed in the state or not, who within the past five years has retired or surrendered his or her license or whose license is otherwise inactive but whose license was not revoked, suspended or relinquished.

b. *Physician Assistant Students.* Physician assistant students who have successfully completed all required course work at an accredited school, have applied for a license with the Professional Licensing Agency (PLA) and supplied the PLA a certificate of completion.

c. *Nursing Students*: Nursing students who have successfully completed all required course work at an accredited school, have applied for a license with the PLA and have supplied PLA a certificate of completion.

d. *Respiratory Care Practitioner Students.* Respiratory care practitioner students who have successfully completed all required course work at an approved school, have applied for a license with the Professional Licensing Agency and supplied PLA a certificate of completion.

e. *Out-of-State Health Care Professionals*: Individuals who are currently licensed by another state and who were previously authorized to provide health care services in Indiana pursuant to Executive Order 20-05.

f. *Graduate Pharmacists*: Pharmacy students who have successfully completed all required course work at an accredited school, have applied for licensure with the PLA, and have supplied PLA a certificate of completion.

2. **Registration Requirement for Certain Indiana or Out-of-State Health Care Providers**

Professionals who are granted a temporary license to provide health care services in the state in response to this public health emergency must register with the PLA via their website at www.in.gov/pla.

3. **Election Worker Stipend and Unemployment Compensation Benefit Payments**

To encourage recruitment of poll workers for Indiana's upcoming general election, I suspend the relevant portions of Ind. Code § 22-4-5-1 to prohibit any stipend paid to any individual working the polls for Indiana's General Election on November 3, 2020, from being considered "deductible income" under Indiana unemployment compensation benefit laws. Therefore, individuals who are receiving unemployment compensation benefits and who receive a stipend or compensation for working as a poll worker in Indiana on November 3, 2020 will not have any unemployment benefit reduced by payment of the stipend. Nothing in this directive shall impact the way in which a stipend payment is considered for federal and state income tax purposes.

4. **Recission of Provision on Reinstatement of Administratively Dissolved Businesses**

As businesses needing to take advantage of the waiver of statutory reinstatement requirements have had sufficient time to do so, paragraph 2 of Executive Order 20-23 is rescinded. Executive Order 20-23 ¶2 pertained to Ind. Code § 23-0.5-6-3 which suspended the five (5) year limitation on business reinstatements and the requirement for the businesses to submit a certificate of clearance when applying for reinstatement and was done to allow businesses to qualify to seek federal assistance under programs such as the Paycheck Protection Program (PPP) and Economic Injury Disaster Loans (EIDL).

5. **Hoosier Lottery**

Based on the Hoosier Lottery's current ability to pay prize claims, paragraph 2 of Executive Order 20-15 is rescinded. Executive Order 20-15 ¶2 pertained to Ind. Code § 4-30-11-7 which suspended the provision requiring holders of lottery tickets to claim prizes within 180 days after a drawing or at the end of the lottery game play in which the prize was won and authorized an additional 60 days to claim prizes.

6. **Indiana University Trustees**

In Executive Order 20-15, paragraph 4, the relevant provisions of Ind. Code §§ 21-20-3-4(a), -7, -8, -9, -10, & -11 were suspended to the extent necessary to allow the 2020 alumni trustee election be postponed until 2021.

These statutory provisions are further modified to require the person selected in the postponed election pursuant to these provisions to serve a two (2) year term rather than a three (3) year term in order to maintain the staggered election of trustees in subsequent years.

IT IS SO ORDERED.

IN TESTIMONY WHEREOF, I, Eric J. Holcomb, have hereunto set my hand and caused to be affixed the Great Seal of the State of Indiana, on this 29th day of September, 2020.

Eric J. Holcomb
Governor of Indiana

ATTEST: Connie Lawson
Secretary of State