# THE STATE OF GEORGIA

## EXECUTIVE ORDER

BY THE GOVERNOR:

**EMPOWERING A HEALTHY GEORGIA**

**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:** On March 14, 2020, I issued a Proclamation convening the General Assembly of Georgia in special session on Monday 16, 2020 at 8:00 A.M. for the express purpose of concurring with or terminating the Public Health State of Emergency in accordance with Code Section 38-3-51(a); and

**WHEREAS:** The Georgia General Assembly met in special session and concurred with Executive Order 03.14.20.01 by joint resolution on March 16, 2020, thereby affirming the existence of a Public Health State of Emergency and vesting me with the emergency powers enumerated in Code Section 38-3-50 *et seq.*; and

**WHEREAS:** Georgia law does not require that the General Assembly concur with every rule, regulation, or order the Governor issues in response to a Public Health State of Emergency; the law requires only that the General Assembly concur with the initial existence of such a state of emergency, and the Governor is thereafter charged with ongoing management of a state of emergency; 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:** On April 30, 2020, I renewed the Public Health State of Emergency until June 12, 2020 by issuing Executive Order 04.30.20.01; and

**WHEREAS:** On May 28, 2020, I renewed the Public Health State of Emergency until July 12, 2020 by issuing Executive Order 05.28.20.01; and

**WHEREAS:** On June 29, 2020, I renewed the Public Health State of Emergency until August 11, 2020 by issuing Executive Order 06.29.20.01; and

**WHEREAS:** On July 31, 2020, I renewed the Public Health State of Emergency until September 10, 2020 by issuing Executive Order 07.31.20.01; and

**WHEREAS:** On August 31, 2020, I renewed the Public Health State of Emergency until October 10, 2020 by issuing Executive Order 08.31.20.01; and

**WHEREAS:** On September 30, 2020, I renewed the Public Health State of Emergency until November 9, 2020 by issuing Executive Order 09.30.20.01; and

**WHEREAS:** On October 30, 2020, I renewed the Public Health State of Emergency until December 9, 2020 by issuing Executive Order 10.30.20.01; and

**WHEREAS:** The Governor is vested with the emergency powers cited herein as the Chief Executive of this State; and

**WHEREAS:** The Georgia Constitution, Art. III, § VI, Para. IV provides that no local or special law can contravene a statewide law of general applicability; and

**WHEREAS:** Code Section 38-3-28 provides that "[a]ll orders, rules, and regulations promulgated by the Governor" have the force and effect of law; and

**WHEREAS:** As Chief Executive, the Governor is tasked with protecting the citizens of this State, including during a state of emergency; and

**WHEREAS:** The General Assembly has entrusted the authority to declare a state of emergency to the Governor and vested him with the sole power to direct and manage the statewide response to any such emergency, as Code Section 45-12-30 provides that, "[w]hen, in his opinion, the facts warrant, the Governor shall, by proclamation, declare that, because of unlawful assemblage, violence, overt threats of violence, or otherwise, a danger exists to the person or property of any citizen or citizens of the state and that the peace and tranquility of the state or of any area or political subdivision thereof is threatened, and because thereof an emergency, with reference to said threats and danger, exists. In all such cases, when the Governor shall issue his proclamation he shall be and is further authorized, in coping with said threats and danger, to order and direct any person, corporation, association, or group of persons to do any act which would, in his opinion, prevent danger to life, limb, or property or prevent a breach

of the peace; or he may order such person, corporation, association, or group of persons to refrain from doing any act or thing which would, in his opinion, endanger life, limb, or property or cause, or tend to cause, a breach of the peace, or endanger the peace and good order of society; and he shall have full power to enforce such order or proclamation by appropriate means"; and

**WHEREAS:** Code Section 38-3-51(c)(1) vests the Governor with the power to enforce all laws, rules, and regulations relating to emergency management and to assume direct operational control of all civil forces and helpers in the state; and

**WHEREAS:** Code Section 38-3-51(c)(4) vests the Governor with the power to perform and exercise such other functions, powers, and duties as may be deemed necessary to promote and secure the safety and protection of the civilian population; and

**WHEREAS:** Code Section 38-3-51(d)(1) vests the Governor with the power to suspend any regulatory statute prescribing the procedures for conduct of state business, or the orders, rules, or regulations of any state agency if strict compliance with any statute, order, rule, or regulation would in any way prevent, hinder, or delay necessary action in coping with the emergency or disaster; and

**WHEREAS:** The Georgia Constitution, Art. IX, § 2, Para. III(c) grants the General Assembly the ability to regulate, restrict, or limit the powers of local governments by general law; and

**WHEREAS:** To ensure the public's safety and prevent confusion, it is necessary for the State's departments, agencies, and political subdivisions to provide a coordinated response to support the Governor's emergency management rules, regulations, and orders; and

**WHEREAS:** Code Section 38-3-51(d)(2) vests the Governor with the power to utilize all available resources of the state government and of each political subdivision of the state as reasonably necessary to cope with the emergency or disaster, therefore providing the Governor with emergency authority over all resources of every local government of the State; and

**WHEREAS:** Code Section 38-3-51(d)(3) establishes the Governor's emergency authority over the operation of state departments and agencies by vesting the Governor with the power to transfer the direction, personnel, or functions of state departments and agencies or units thereof for the purpose of performing or facilitating emergency services; and

**WHEREAS:** To ensure the Governor is equipped with all resources necessary to respond to a public health state of emergency, the General Assembly has vested him with the option to delegate expanded powers to the Department of Public Health in such an event as Code Section 38-3-51(i) provides that the Governor ***may*** direct the Department of Public Health to coordinate all matters pertaining to the response of the state to a public health emergency; and

**WHEREAS:** Pursuant to Code Section 38-3-51(i), in Executive Order 03.14.20.01, I instructed the Department of Public Health to coordinate with the Georgia Emergency Management and Homeland Security Agency to take any action necessary to protect the public's health, including, without limitation:

(1) Planning and executing public health emergency assessments, mitigation, preparedness response, and recovery for the state;
(2) Coordinating public health emergency responses between state and local authorities;
(3) Establishing protocols to control the spread of COVID-19;
(4) Coordinating recovery operations and mitigation initiatives;
(5) Collaborating with appropriate federal government authorities, elected officials of other states, private organizations, or private sector companies;
(6) Organizing public information activities regarding the state's public health emergency response operations, including educating the public on prevention of the spread of COVID-19 based on Centers for Disease Control and Prevention's guidelines and the best scientific evidence available;
(7) Providing special identification for public health personnel involved in this Public Health State of Emergency;
(8) For all persons meeting the Centers for Disease Control and Prevention's definition of a Person Under Investigation ("PUI"), implementing a program of active monitoring, which may include a risk assessment within twenty-four (24) hours of learning that the person meets the PUI criteria and twice-daily temperature checks for a period of at least fourteen (14) days or until the PUI tests negative for COVID-19; and
(9) Implementing quarantine, isolation, and other necessary public health interventions consistent with Code Sections 31-12-4 and 38-3-51(i)(2) or as otherwise authorized by law.

**WHEREAS:** Notwithstanding said broad instructions, the authority delegated to the Department of Public Health is subject to the limitations of Code Section 38-3-28(a), and such delegation did not lessen or relinquish the Governor's superior emergency management powers; and

**WHEREAS:** Georgia law grants the Department of Public Health other duties and authority for general and emergency disease prevention and control; and

**WHEREAS:** Code Sections 31-2A-4 and 31-12-4 vests the Department of Public Health with the power to segregate and isolate certain individuals with certain communicable diseases or conditions when said individuals' exposure to the general population is likely to endanger the health of others; and

**WHEREAS:** To ensure advance preparation for a public health emergency, the Georgia legislature has provided in Code Section 31-12-3(a) that the Department of Public Health may require vaccinations or other measures to prevent the conveyance of infectious matter from infected persons to other persons as may be necessary and appropriate, although this Code Section does not vest sole power in the department to do so and the rules and regulations promulgated by the Department to provide for the implementation of such measures during a public health state of emergency must be adopted pursuant to Chapter 13 of Title 50, the "Georgia Administrative Procedure Act,"; and

**WHEREAS:** Code Section 38-12-2.1 provides that in the event of a public health emergency, the Department of Public Health shall carry out certain investigatory duties relating to the identification of the illness or health condition, the source thereof, and infected or potentially infected persons, and shall promulgate rules and regulations appropriate for management of any declared public health emergency; and

**WHEREAS:** The Department of Public Health is also authorized to adopt and implement emergency rules and regulations pursuant to the provisions of subsection (b) of Code Section 50-13-4; however, all such rules, regulations, and emergency rules and regulations remain subject to the provisions of Code Section 38-3-51(i); and

**WHEREAS:** The various public health emergency related powers designated to the Department of Public Health are not mutually exclusive, and pursuant to Code Section 38-3-51, are subject to the Governor's own emergency management orders; and

**WHEREAS:** In addition to the limitations on agency authority during a state of emergency set forth in Code Section 38-3-51, Code Section 38-3-28(a) prohibits political subdivisions of the state from making, amending, or rescinding any orders, rules, and regulations as may be necessary for emergency management that are inconsistent with any orders, rules, or regulations promulgated by the Governor; and

**WHEREAS:** Local rules, ordinances, orders, or mandates that provide for any action more or less permissive than the recommendations and requirements of this Order will result in an incompatible outcome for the uniform response to COVID-19, therefore constituting inconsistency as Black's Law Dictionary defines "inconsistent" as lacking agreement among parts or otherwise not compatible with another fact or claim; and

**WHEREAS:** In accordance with Georgia law, the Governor has ultimate authority over the State's emergency management procedures because, while other agencies and political subdivisions of the State may be directed or authorized to develop and implement emergency management plans, rules, regulations, and emergency rules and regulations, Code Section 38-3-28(a) clearly provides that no such rule, regulation, or order may be inconsistent with the Governor's own emergency management directives; and

**WHEREAS:** In consultation with public health and emergency preparedness officials, I have determined that the following actions are necessary and appropriate to protect the strength of Georgia's economy and provide for the health, safety, and welfare of Georgia's residents and visitors.

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

## I. GENERAL PROVISIONS

**ORDERED:** That unless otherwise noted, the provisions contained in this Order shall be effective from November 1, 2020 at 12:00 A.M. until November 15, 2020 at 11:59 P.M.

**IT IS FURTHER**

**ORDERED:** That all residents and visitors of the State of Georgia shall practice Social Distancing as defined herein and refrain from Gathering as defined herein.

**IT IS FURTHER**

**ORDERED:** That all residents and visitors of the State of Georgia are strongly encouraged to wear face coverings as practicable while outside their homes or place of residence, except when eating, drinking, or exercising outdoors.

**IT IS FURTHER**

**ORDERED:** All residents and visitors of the State of Georgia shall practice sanitation in accordance with the guidelines published by the Centers for Disease Control and Prevention.

**IT IS FURTHER**

**ORDERED:** That no business, establishment, corporation, non-profit corporation, organization, or county or municipal government shall allow Gatherings of persons. This provision shall not apply to cohabitating persons, family units, or roommates residing together in private homes, whether inside or outside of their homes or place of residence. This provision shall also not apply to entities defined as "Critical Infrastructure."

## II. DEFINITIONS

**IT IS FURTHER**

**ORDERED:** That the following definitions shall apply to this Order:

1. "Camp" shall mean any entity offering organized sessions of supervised recreational, athletic, or instructional activities held between typical school terms or during school breaks, including those entities commonly referred to as "day camps", and any license-exempt day camps operating during school terms for the purposes specifically permitted by this Order.
2. "Camper" shall mean any person that attends a Camp as a participant. This provision shall specifically exclude those persons who volunteer or work at Camps.
3. "Convention" shall mean an organized event of more than 100 persons that are required to register or obtain a license to gather for a common purpose at a single indoor facility or grouping of indoor facilities for more than four hours and in some cases for more than one day. Such definition shall include exhibitions, trade shows, conferences, and business retreats. Conventions shall not include any regular operation of a business that occurs on property owned or leased for the exclusive operation of such business. Conventions shall not include regular religious services, business meetings, sports competitions, or events categorized by Code Section 16-11-173(b)(1)(A).
4. "Critical Infrastructure" shall include all Workers, businesses, establishments, corporations, non-profit corporations, and organizations included in versions 1.0, 2.0, and 3.0 of Guidance on Essential Critical Infrastructure Workers

released by the U.S. Department of Homeland Security on March 19, 2020, March 28, 2020, and April 17, 2020, respectively. The term "Critical Infrastructure" shall also include those suppliers which provide essential goods and services to the Critical Infrastructure workforce as well as entities that provide legal services, home hospice, and non-profit corporations or non-profit organizations that offer food distribution or other health or mental health services.

5. "Essential Services" shall include those activities outlined below:
    A. Obtaining supplies and services for family or household members, such as food and supplies for household consumption and use, medical supplies or medication, supplies and equipment needed to work from home, and products needed to maintain safety, sanitation, and essential maintenance of the home or residence. Preference should be given to online ordering, home delivery, and curbside pick-up services wherever possible as opposed to in-store shopping;
    B. Engaging in activities essential for the health and safety of family or household members;
    C. Seeking medical, behavioral health, or emergency services;
    D. Activities that may preserve the health and welfare of persons within this State;
    E. The transport, visitation, and regular care of family members and persons dependent on the services of others, and similar actions that ensure the welfare and best interests of persons in the State of Georgia, specifically including the elderly, children, and disabled populations;
    F. Children obtaining public internet access to fulfill educational obligations; and
    G. Engaging in outdoor exercise activities so long as Social Distancing is practiced during such activities between all persons who are not occupants of the same household or residence.
6. "Gathering" shall mean more than fifty (50) persons physically present at a Single Location if, to be present, persons are required to stand or be seated within six (6) feet of any other person. Therefore, groups of more than fifty (50) people are permitted if their grouping is transitory or incidental, or if their grouping is the result of being spread across more than one Single Location.
7. "Hand Sanitizer" shall mean any hand antiseptic, hand rub, soap, or agent applied to the hands for the purpose of removing common pathogens.

8. "Live Performance Venue" shall mean any indoor or outdoor location that requires patrons to purchase a license to attend an event featuring live musical, dramatical, automotive, educational, or any other type of entertainment performed before in-person patrons. This definition shall not include Restaurants and Dining Rooms, school, university, college, or technical college classrooms or lecture halls, banquet facilities, private event facilities, private reception venues, weddings, drive-in venues, or events held as part of a Convention. This definition shall specifically not include outdoor recreational fields used for amateur sporting events – as provided in Section IX of this Executive Order, titled "Sports & Live Performance Venues," such fields and accompanying seating, if any, shall operate pursuant to the guidelines for non-Critical Infrastructure.
9. "Local Option Face Covering Requirement" shall mean a requirement imposed by a municipal, county, or other government entity that individuals wear face masks or face coverings when not able to maintain Social Distancing from non-cohabitating persons that is permitted by the terms of this Executive Order.
10. "Long-Term Care Facility" shall include all:
    A. "Intermediate care facilities," "personal care homes," and "skilled nursing facilities" as defined by Code Section 31-6-2;
    B. "Nursing homes" as defined by Ga. Comp. R. & Regs. r. 111-8-56-.01(a);
    C. "Inpatient hospice" as defined by Code Section 31-7-172 and licensed pursuant to Code Section 31-7-173;
    D. "Assisted living communities" and all facilities providing "assisted living care" pursuant to Code Section 31-7-12.2;
    E. "Community living arrangements" as classified by the Department of Community Health pursuant to Code Section 31-2-4(d)(8); and
    F. "Community integration homes" operated by the Georgia Department of Behavioral Health and Developmental Disabilities.
11. "Necessary Travel" shall mean such travel as is required to conduct or participate in Essential Services or Critical Infrastructure as defined by this Order.
12. "Personal Protective Equipment" shall mean surgical masks, N95 masks, respirators, other face masks, protective gloves, protective clothing, protective garments, and shoe coverings.
13. "Restaurants and Dining Rooms" shall mean any entity defined as a "food service establishment" pursuant to Code Section 26-2-370(2).

14. "Shelter in Place" shall mean a person is required to remain in their home or place of residence and take every possible precaution to limit social interaction to prevent the spread or infection of COVID-19 to themselves or any other person, subject to the provisions and exceptions of this Order.
15. "Single Location" shall mean a space where all persons gathered cannot maintain at least six (6) feet of distance between themselves and any other person.
16. "Social Distancing" shall mean keeping space between yourself and other people outside of your home or place of residence. Persons practicing Social Distancing should stay at least six (6) feet from other people, avoid assembling in groups, avoid crowded places, and avoid large crowds. This provision shall not apply to cohabitating persons, family units, or roommates residing together in private homes, whether inside or outside of their homes or place of residence.
17. "Symptoms of COVID-19" shall mean symptoms identified by the Centers for Disease Control and Prevention as symptoms of COVID-19 and shall include at least the following: fever or chills; cough; shortness of breath or difficulty breathing; fatigue; muscle or body aches; headache; new loss of taste or smell; sore throat; congestion or runny nose; nausea or vomiting; and diarrhea.
18. "Threshold Requirement" shall mean the prevalence in a county of confirmed cases of COVID-19 over the previous fourteen (14) days is equal to or greater than one hundred (100) cases per one hundred thousand (100,000) people according to the Georgia Department of Public Health.
19. "Worker" shall include employees, independent contractors, agents, volunteers, or other representatives of a business, establishment, corporation, non-profit corporation, organization, or other entity.

## III. SHELTERING IN PLACE

**IT IS FURTHER**

**ORDERED:** That this Section, titled "Sheltering in Place," shall be effective upon signature through the expiration of this Executive Order.

**IT IS FURTHER**

**ORDERED:** That all residents and visitors of the State of Georgia who meet the following criteria for higher risk of severe illness as defined by the Centers for Disease Control and Prevention are required to Shelter in Place within their homes or places of residence:

1. Those persons who live in a 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.

**IT IS FURTHER**

**ORDERED:** That persons required to Shelter in Place shall be permitted to engage in the following activities:

1. Conducting or participating in Essential Services;
2. Performing Necessary Travel;
3. Engaging in gainful employment or the performance of, or travel to and from the performance of, minimum necessary activities to maintain the value of a business, establishment, corporation, non-profit corporation, or organization not classified as Critical Infrastructure;
4. Working in or for Critical Infrastructure and being actively engaged in the performance of, or travel to and from, their respective employment; or
5. For residents of Long-Term Care Facilities other than community living arrangements and community integration homes, any activity permitted by the State of Georgia Department of Public Health's Long-Term Care Facilities Reopening Guidance Administrative Order.

**IT IS FURTHER**

**ORDERED:** That persons required to Shelter in Place shall not receive visitors, except as follows:

1. Visitors providing medical, behavioral health, or emergency services or medical supplies or medication, including home hospice;
2. Visitors providing support for the person to conduct activities of daily living or instrumental activities of daily living;
3. Visitors providing necessary supplies and services, such as food and supplies for household consumption and use, supplies and equipment needed to work from home, and

products needed to maintain safety, sanitation, and essential maintenance of the home or residence;
4. Visitors received during end-of-life circumstances; or
5. For residents of Long-Term Care Facilities other than community living arrangements and community integration homes, any visitors permitted by the State of Georgia Department of Public Health's Long-Term Care Facilities Reopening Guidance Administrative Order.

To the extent practicable under the circumstances, visitors shall maintain a minimum distance of six (6) feet between themselves and all other occupants of the person's home or residence. Any visitors visiting for the sole purpose of delivering medication, supplies, or other tangible goods shall, to the extent practicable, deliver such items in a manner that does not require in-person contact or require the deliverer to enter the person's home or residence.

**IT IS FURTHER**

**ORDERED:** That the provisions of this Order related to visitors listed in the immediately preceding paragraph shall be strictly enforced upon Long-Term Care Facilities.

**IT IS FURTHER**

**ORDERED:** That an exception to any Shelter in Place requirement set forth hereunder applies in the event of an emergency. In such cases, persons are encouraged to leave their homes or residences and Shelter in Place in accordance with the rules included in this Order at a safe alternate location. Persons experiencing homelessness are urged to obtain shelter and contact governmental and other entities for assistance.

**IT IS FURTHER**

**ORDERED:** That nothing in this order shall prohibit community ombudsmen as defined in Code Section 31-8-132(2) or the state ombudsman as defined in Code Section 31-8-132(8) from having access to or performing inspections of Long-Term Care Facilities pursuant to Code Section 31-8-55.

**IT IS FURTHER**

**ORDERED:** That nothing in this order shall prohibit individuals providing support coordination services through funding from the Georgia Department of Behavioral Health and Developmental Disabilities pursuant to Code Sections 37-5-1 *et seq.* from having access to or

conducting health and safety visits within Long-Term Care Facilities.

## IV. RESTAURANTS & DINING SERVICES

**IT IS FURTHER**

**ORDERED:** That all Restaurants and Dining Rooms as well as all banquet facilities, private event facilities, and private reception venues where food is served 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:

1. Screen and evaluate Workers who exhibit Symptoms of COVID-19;
2. Require Workers who exhibit Symptoms of COVID-19 to not report to work or to seek medical attention. Per existing U.S. Food and Drug Administration Food Code requirements, Workers who are sick should remain home. If a Worker becomes ill or presents Symptoms of COVID-19 at work, the operator should identify the Worker's condition during a pre-work screening and send the Worker home. Restaurants shall create, maintain, and follow established policies regarding when Workers who have become ill are permitted to return to work. A Worker with known or suspected COVID-19 must follow Centers for Disease Control and Prevention guidelines to self-isolate for at least ten (10) days after onset of Symptoms of COVID-19 and end isolation only after Symptoms of COVID-19 have improved and the Worker has been fever-free and/or free of Symptoms of COVID-19 for twenty-four (24) consecutive hours without medication before returning to work;
3. Implement teleworking for all possible Workers;
4. Implement staggered shifts for all possible Workers;
5. Hold all meetings and conferences virtually, whenever possible;
6. Train all Workers 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;
7. Require Workers to wear face coverings while interacting with patrons. Workers may also wear face shields in addition to their face coverings. Such face coverings and face shields shall be cleaned or replaced daily;
8. Discourage Workers from using other Workers' phones, desks, offices, or other work tools and equipment;

9. Where possible, stagger workstations to avoid Workers 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;
10. Establish a limit for the maximum number of Workers permitted in Worker breakrooms to reduce contact;
11. Prohibit handshaking and other unnecessary person-to-person contact in the workplace;
12. Increase physical space between Workers and patrons;
13. Limit contact between Workers and patrons;
14. Discard all food items that are out of date;
15. If providing salad bars and buffets, use cafeteria style service where a Worker is responsible for serving the patron, handling the utensils, and ensuring proper distancing in lines, or require that Hand Sanitizer is provided on the buffet or salad bar, that a sneeze guard is properly in place, that Social Distancing is enforced, and that utensils are replaced regularly;
16. If providing a "grab and go" service, stock coolers to no more than minimum levels;
17. Ensure the Food Safety Manager certification of the person in charge is up-to-date and provide food handler training to refresh Workers;
18. Thoroughly detail, clean, and sanitize the entire facility regularly, focusing such cleaning and sanitation on high contact areas that would be touched by Workers and/or patrons;
19. Between diners, clean and sanitize table condiments, digital ordering devices, check presenters, self-service areas, tabletops, and commonly touched areas, and discard single use items;
20. Use rolled silverware and eliminate table presets;
21. Remove items from self-service drink, condiment, utensil, and tableware stations and have Workers provide such items to patrons directly wherever practicable;
22. 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;
23. Clean and sanitize restrooms regularly, check restrooms based on the frequency of use, and always ensure adequate supply of soap and paper towels;
24. Implement procedures to increase cleaning and sanitizing frequency of surfaces in the back-of-house. Avoid all food contact surfaces when using disinfectants;

25. Verify that ware-washing machines are operating at the required wash and rinse temperatures and with the appropriate detergents and sanitizers;
26. Redesigning seating arrangements to ensure at least six (6) feet of separation from seating to seating or utilizing physical barriers to separate groups of seating within six (6) feet;
27. Where practical, consider a reservations-only business model or call-ahead seating;
28. Post signage on entrances that no one with Symptoms of COVID-19 is permitted in the facility;
29. Where practicable, physical barriers such as partitions or Plexiglas at registers should be used;
30. Use technological solutions where possible to reduce person-to-person interaction: mobile ordering, mobile access to menus to plan, text on arrival for seating, and contactless payment options;
31. Provide Hand Sanitizer for use by patrons, including contactless hand sanitizing stations when available;
32. Do not allow patrons to congregate on restaurant premises or the curtilage thereof. Design a process to ensure patron separation while waiting to be seated that can include floor markings, outdoor distancing, or waiting in cars;
33. If possible, use an exit from the facility separate from the entrance;
34. Mark ingress/egress to and from restrooms to establish paths that mitigate proximity for patrons and Workers; and
35. All restaurant or dining room playgrounds shall be cleaned and sanitized regularly if in use.

**IT IS FURTHER**

**ORDERED:** That none of the provisions of Section IV of this Order, titled "Restaurants & Dining Services," shall apply to the operation of dine-in services in hospitals, health care facilities, nursing homes, or other long-term care facilities, but such facilities should implement measures to prevent the spread of COVID-19 if possible.

**IT IS FURTHER**

**ORDERED:** To the extent that the provisions of Section IV of this Order, titled "Restaurants & Dining Services," conflict with the provisions of Section V of this Order, titled "Industry & Commerce," the provisions of Section IV shall control.

## V. INDUSTRY, COMMERCE, ORGANIZATIONS, & NON-PROFITS

**IT IS FURTHER**

**ORDERED:** That the Georgia Department of Economic Development is authorized to issue guidance to any business, corporation, organization, or industry trade group regarding its status as Critical Infrastructure. This guidance shall not require a finding of fact but shall be in writing and shall be considered a final agency action for the purpose of proceedings under Code Section 50-13-19.

**IT IS FURTHER**

**ORDERED:** Critical Infrastructure that continue in-person operation during the effective dates of this Order ***shall*** implement measures which mitigate the exposure and spread of COVID-19. Such measures ***may*** include, but shall not be limited to the following, which shall be implemented to the maximum extent practicable:

1. Screening and evaluating Workers who exhibit Symptoms of COVID-19;
2. Requiring Workers who exhibit Symptoms of COVID-19 to not report to work or to seek medical attention;
3. Enhancing sanitation of the workplace as appropriate;
4. Disinfecting common surfaces regularly;
5. Requiring handwashing or sanitation by Workers at appropriate places within the business location;
6. Prohibiting Gatherings of Workers during working hours;
7. Permitting Workers to take breaks and lunch outside, in their office or personal workspace, or in such other areas where proper Social Distancing is attainable;
8. Implementing teleworking for all possible Workers;
9. Implementing staggered shifts for all possible Workers;
10. Holding all meetings and conferences virtually, whenever possible;
11. Delivering intangible services remotely, whenever possible;
12. Discouraging Workers from using other Workers' phones, desks, offices, or other work tools and equipment;
13. Prohibiting handshaking and other unnecessary person-to-person contact in the workplace;
14. If in use, open sales registers must be at least six (6) feet apart;
15. Point of sale equipment, including PIN entry devices and signature pads, should be frequently cleaned and sanitized; and
16. Placing notices that encourage hand hygiene at the entrance to the workplace and in other workplace areas where they are likely to be seen.

**IT IS FURTHER**

**ORDERED:** That all businesses, establishments, corporations, non-profit corporations, or organizations that are *not* Critical Infrastructure that continue in-person operations during the effective dates of this Order ***shall*** implement measures which mitigate the exposure and spread of COVID-19 among its workforce. Such measures ***shall*** include the following:

1. Screening and evaluating Workers who exhibit Symptoms of COVID-19;
2. Posting a sign on the front of the facility stating that individuals who have Symptoms of COVID-19 shall not enter the store;
3. Requiring Workers who exhibit Symptoms of COVID-19 to not report to work or to seek medical attention;
4. Enhancing sanitation as appropriate;
5. Disinfecting common surfaces regularly;
6. Requiring handwashing or sanitation at appropriate places within the location;
7. Prohibiting Gatherings during hours of operation;
8. 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;
9. Implementing teleworking as practicable;
10. Implementing staggered shifts as practicable;
11. Holding all meetings and conferences virtually as practicable;
12. Delivering intangible services remotely as practicable;
13. Discouraging use of other Worker's phones, desks, offices, or other tools and equipment;
14. Prohibiting handshaking and unnecessary person-to-person contact;
15. Placing notices that encourage hand hygiene at the entrance to the facility and in other areas where they are likely to be seen;
16. For retailers and service providers, providing for alternative points of sale outside of buildings, including curbside pick-up or delivery of products and/or services if an alternative point of sale is permitted under Georgia law;
17. For retailers and service providers, open sales registers must be at least six (6) feet apart;
18. Point of sale equipment, including PIN entry devices and signature pads, should be frequently cleaned and sanitized;
19. Increasing physical space between Workers and patrons; and
20. If the entity engages volunteers or has members of the public participate in activities, prohibiting volunteering or participation in activities for persons diagnosed with COVID-19, having exhibited Symptoms of COVID-19, or having had

contact with a person that has or is suspected to have COVID-19 within the past fourteen (14) days.

**IT IS FURTHER**

**ORDERED:** That Critical Infrastructure and all other businesses, establishments, corporations, non-profit corporations, or organizations that continue in-person operation during the effective dates of this Order ***should*** implement the following measures if practicable:

1. Providing Personal Protective Equipment as available and appropriate to the function and location of the Worker within the business location;
2. Providing disinfectant and sanitation products for Workers to clean their workspace, equipment, and tools; and
3. Increasing physical space between Workers' worksites to at least six (6) feet.

**IT IS FURTHER**

**ORDERED:** That in addition to the applicable requirements above, Food Establishments (such as retail and wholesale grocery stores), as defined by Ga. Comp. R. & Regs. r. 40-7-1-.02 but not to include food processing plants or wholesale sandwich and salad manufacturers, ***shall*** implement additional measures to those listed above as practicable. Such measures ***may*** include, but shall not be limited to the following, which shall be implemented to the maximum extent practicable:

1. Scheduling specific hours of operation for vulnerable populations to shop;
2. Reducing store hours to allow for increased cleaning and sanitation while the store is closed;
3. Enacting policies and procedures to encourage Social Distancing for patrons and Workers. Measures may include:
    a. Protective Plexiglass screens at service counters and at cash registers;
    b. Decals on the floor or aisles with messaging on Social Distancing;
    c. Signs throughout the store giving visuals on Social Distancing;
    d. Limited occupancy if store becomes too crowded; and
    e. Use of one-way aisles;
4. Providing Personal Protective Equipment as available and appropriate to the function and location of the Worker within the business location;
5. Encouraging patrons to wear face coverings;

6. Utilizing in-store messaging to educate and remind patrons and Workers on recommended hygiene and Social Distancing;
7. Adding additional Workers to specifically oversee increased sanitation of grocery carts, and other high-touch areas such as door handles, point of sales equipment, conveyor belts, and other surfaces;
8. Checking restrooms regularly, cleaning and sanitizing based on frequency of use, and always ensuring adequate supply of soap and paper towels;
9. Allowing time for frequent handwashing for Workers, including cashiers, that interact directly with patrons;
10. Increasing or adding hand sanitizing stations around stores for patrons and Workers; and
11. Procuring options with third-party cleaning companies to assist with the increased cleaning demands as needed.

**IT IS FURTHER**

**ORDERED:** That in addition to the applicable requirements above, gyms and fitness centers ***shall*** implement additional measures to prevent the spread of COVID-19, as practicable. Such measures ***shall*** include:

1. Placing signage at any entrance to instruct patrons that they cannot enter if they have been diagnosed with COVID-19, have Symptoms of COVID-19, or had contact with a person that has or is suspected to have COVID-19;
2. Placing signage at any entrance and throughout the facility to instruct patrons of the enhanced sanitation procedures, Social Distancing requirements, and other instructions and limitations, as applicable, set forth below;
3. If Workers are present at the gym or fitness center, screening patrons at the entrance and prohibiting entrance for patrons exhibiting Symptoms of COVID-19;
4. Limiting occupancy to enforce Social Distancing requirements and to prohibit Gatherings;
5. Utilizing contactless forms of patron check-in;
6. Providing Hand Sanitizer stations as available for patrons;
7. Providing antibacterial sanitation wipes as available at or near equipment and requiring users to wipe down the equipment before and after use;
8. Requiring Workers, if any, to patrol patron areas to enforce the equipment wipe-down policy and conduct additional cleanings during times when equipment is not being used;
9. Limiting use of cardio machines to every other machine or distancing machines to maintain acceptable Social Distancing between users;

10. Enforcing Social Distancing and prohibiting congregating between non-cohabitating patrons, especially in pools, group fitness classes, and areas where group sports regularly occur;
11. Encouraging patrons to conduct their workout and exit the facility without unnecessary delay;
12. Complying with the regulations for "Childcare Facilities" included in Section VII of this Order titled "Education & Children" if childcare services are provided;
13. In addition to the regular cleaning schedule, cleaning and sanitizing high touch surfaces, bathrooms, and locker rooms regularly throughout hours of operation;
14. Prohibiting patrons from sharing equipment without cleaning and sanitizing between uses;
15. Practicing Social Distancing between trainers and patrons as practicable;
16. Requiring no less than ten (10) feet of distance between patrons participating in group fitness classes; and
17. Requiring rooms and equipment used for group fitness classes to be disinfected between classes.

**IT IS FURTHER**

**ORDERED:** That in addition to the applicable requirements above, 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), persons licensed to practice massage therapy pursuant to Code Section 43-24A-8, and tanning facilities as defined by Code Section 31-38-1(6) ***shall*** implement additional measures to prevent the spread of COVID-19, as practicable. Such measures ***shall*** include:

1. Encouraging patrons to use Hand Sanitizer upon entering the facility and before any treatment;
2. Posting signs at the entrance and at eye-level at each workstation stating that any patron who has Symptoms of COVID-19 must reschedule their appointment;
3. Allowing only one patron per service provider in the business at any one time;
4. Allowing one parent to be within a facility if their minor child is receiving a haircut;
5. Encouraging patrons to wait in their vehicle or outside the establishment until the service provider is ready, or patrons may wait in a waiting area inside the facility provided that all seating within the waiting area is spaced so that no waiting patron is seated within six (6) feet of any other person and all waiting patrons are required to wear face coverings;

6. Staggering use of every-other workstation or spacing workstations more than ten (10) feet apart, whichever option is practicable given the facility's configuration;
7. Staggering work schedules so that no more than 50% of the normal number of Workers providing services will be in the business at a time;
8. Requiring Workers to wear masks or face coverings while providing service to a patron;
9. Sanitizing all equipment, chairs, and tables used by Workers and patrons between each client visit;
10. Utilizing disposable materials and supplies as much as practicable according to state rules and regulations; and
11. Training all Workers on additional measures.

**IT IS FURTHER**

**ORDERED:** That in addition to the applicable requirements above, indoor movie theaters and cinemas choosing to operate during the effective dates of this Order ***shall*** implement additional measures to prevent the spread of COVID-19. Such measures ***shall*** include:

1. Each party of patrons must be seated at least six (6) feet apart;
2. At least one usher must be used in each theater room before and at some point during each showing to ensure that proper Social Distancing protocol is enforced;
3. Seats, armrests, handrails, doors, doorknobs, and door handles in each theater must be thoroughly sanitized before and after each showing;
4. Tape may be applied to floors at ticket counters and concession stands to enforce proper Social Distancing protocol for patrons who are waiting in line;
5. Restrooms must be cleaned and disinfected regularly, and touchpoints must be cleaned and sanitized no less than once per hour;
6. Food service areas must adhere to the same guidelines set forth in Section IV, titled "Restaurants & Dining Services", above; and
7. Playgrounds, if any, must be cleaned and sanitized regularly if in use.

**IT IS FURTHER**

**ORDERED:** That in addition to the applicable requirements above, bowling alleys choosing to operate during the effective dates of this Order ***shall*** implement additional measures to prevent the spread of COVID-19. Such measures ***shall*** include:

1. Placing signage at entrance and throughout the facility to instruct patrons of Social Distancing requirements and other instructions and limitations, as applicable;
2. Providing Hand Sanitizer stations for patrons throughout the facility;
3. Food service areas must adhere to the same guidelines set forth in Section IV, titled "Restaurants & Dining Services", above;
4. Tape may be applied to floors at ticket counters and rental stations to enforce proper Social Distancing protocol for patrons who are waiting in line;
5. Staggering use of lanes so that only every other lane or every third lane is in use to maintain proper Social Distancing between groups of patrons. Each party of patrons must be seated at least six (6) feet apart;
6. Score keeping machines, ball returns, tables, seats, and other fixtures at each bowling lane must be thoroughly sanitized before and after each party;
7. Bowling balls and bowling shoes must be thoroughly sanitized before and after each party; and
8. Playgrounds, if any, must be cleaned and sanitized regularly if in use.

**IT IS FURTHER**

**ORDERED:** That in addition to the applicable requirements above for non-Critical Infrastructure, 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) ***shall*** implement additional measures to prevent the spread of COVID-19, as practicable. Such measures ***shall*** include:

1. Screening and evaluating Workers who exhibit Symptoms of COVID-19;
2. Requiring Workers who exhibit Symptoms of COVID-19 to not report to work or to seek medical attention. Per existing U.S. Food and Drug Administration Food Code requirements, Workers who are sick should remain home. If a Worker becomes ill or presents Symptoms of COVID-19, the operator should identify the Worker's condition during a pre-work screening and send the Worker home. Bars shall create, maintain, and follow established policies regarding when Workers who have become ill are permitted to return to work. A Worker with known or suspected COVID-19 must follow Centers for Disease Control and Prevention guidelines to self-isolate for at least ten (10) days after onset of Symptoms of COVID-19 and end isolation only after Symptoms of COVID-19 have improved and the Worker has been fever-free and/or

free of Symptoms of COVID-19 for twenty-four (24) consecutive hours without medication before returning to work;

3. Limiting the number of total persons inside the bar to fifty (50) persons or thirty-five percent (35%) of total listed fire capacity occupancy of the entire bar, whichever is greater;
4. Implementing teleworking for all possible Workers;
5. Implementing staggered shifts for all possible Workers;
6. Holding all meetings and conferences virtually, whenever possible;
7. Training all Workers 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;
8. Requiring all Workers to wear face coverings at all times. Workers may also wear face shields in addition to their face coverings. Such face coverings and face shields shall be cleaned or replaced daily;
9. Discouraging Workers from using other Workers' phones, workstations, or other work tools and equipment;
10. Where possible, staggering workstations to avoid Workers 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;
11. Establishing a limit for the maximum number of Workers permitted in Worker breakrooms to reduce contact;
12. Prohibiting handshaking and other unnecessary person-to-person contact in the workplace;
13. Enforcing Social Distancing of non-cohabitating persons while present on such entity's leased or owned property;
14. Increasing physical space between Workers and patrons;
15. Limiting contact between Workers and patrons;
16. Thoroughly detailing, cleaning, and sanitizing the entire facility prior to reopening and continue to do so regularly, focusing such cleaning and sanitation on high contact areas that would be touched by Workers and/or patrons;
17. Between patrons, cleaning and sanitizing tables, digital ordering devices, check presenters, self-service areas, tabletops, and commonly touched areas, and discarding single use items;
18. Removing any self-service items and have Workers provide such items to patrons directly wherever practicable;
19. Requiring the use of disposable paper menus, if applicable, and discarding such menus after each patron use. Non-touch menus are also acceptable for use;

20. Cleaning and sanitizing restrooms regularly, checking restrooms based on the frequency of use, and always ensuring adequate supply of soap and paper towels;
21. Implementing procedures to increase cleaning and sanitizing frequency of surfaces;
22. Verifying that ware-washing machines are operating at the required wash and rinse temperatures and with the appropriate detergents and sanitizers;
23. Establishing seating areas for patrons to discourage loitering at the bar or in commonly trafficked areas;
24. Providing service only to seated patrons, or, if not applicable, to patrons in designated areas that are practicing Social Distancing;
25. Redesigning seating arrangements to ensure at least six (6) feet of separation from seating to seating or utilizing physical barriers to separate groups of seating within six (6) feet;
26. Limiting party size at tables to no more than six (6) patrons;
27. Where practical, considering a reservations-only business model or call-ahead seating;
28. Posting signage on entrances that no one with Symptoms of COVID-19 is permitted in the facility;
29. Where practicable, physical barriers such as partitions or Plexiglas at registers should be used;
30. Using technological solutions where possible to reduce person-to-person interaction: mobile ordering, mobile access to menus to plan, text on arrival for seating, and contactless payment options;
31. Providing Hand Sanitizer for use by patrons, including contactless hand sanitizing stations when available;
32. Preventing patrons from congregating on bar premises or the curtilage thereof; designing a process to ensure patron separation that can include floor markings or outdoor distancing;
33. If possible, using an exit from the facility separate from the entrance;
34. Marking ingress/egress to and from restrooms to establish paths that mitigate proximity for patrons and Workers;
35. Preventing activities that enable close human contact;
36. Establishing pathways for patrons' ingress and egress and ensuring that they are clear and unobstructed;
37. Setting up hand sanitizing stations at every entrance to the establishment and encouraging patrons to use Hand Sanitizer upon entering;
38. Requiring Workers to wash or sanitize their hands upon entering the establishment, and between interactions with patrons; and

39. Sanitizing the bar at least twice daily before opening and after closing.

**IT IS FURTHER**

**ORDERED**: That in addition to the applicable requirements above for non-Critical Infrastructure, operators of amusement rides as defined by Code Section 25-15-51, traveling carnivals, water parks, circuses, and other temporary amusement rides operating during the effective dates of this Order ***shall*** implement additional measures to prevent the spread of COVID-19. Such measures ***shall*** include:

1. Enforcing social distancing at all times;
2. Display signage and ground markers that encourage Social Distancing;
3. Increasing physical space between Workers and patrons;
4. Limiting contact between Workers and patrons;
5. Providing online training programs for workers instructing them on how to stay safe and keep patrons safe;
6. Providing workers with Personal Protective Equipment, as appropriate;
7. Requiring Workers to wear face coverings at all times;
8. Other than at water parks, encouraging patrons to wear face coverings at all times when they are not experiencing a ride or an attraction;
9. Utilizing touch-free or contactless payment options when possible;
10. Limiting occupancy on the premises to allow for patrons to abide by the Gathering ban at all times;
11. Prohibiting parties from entering when at least one patron in the party is exhibiting Symptoms of COVID-19;
12. Communicating new operational procedures to guests prior to arrival, on the attraction's website, and through social media to establish expectations and instill confidence, including:
    i. Identifying Symptoms of COVID-19;
    ii. Notifying patrons that if anyone in their party is experiencing Symptoms of COVID-19, the entire party will be denied entry;
    iii. Directives on wearing masks/ face coverings for employees and guests;
    iv. Social Distancing guidelines;
    v. Capacity limits that facilitate Social Distancing;
    vi. Enhanced cleaning and sanitization protocols;
    vii. Use of temperature checks/thermal scanning cameras; and
    viii. Procedures for isolating and seeking medical

assistance for a patron or worker who may become ill on the premises.

13. Establishing uniform entrances where patrons are screened;
14. Prohibiting entrance of patrons exhibiting Symptoms of COVID-19;
15. Placing signage at any entrance to instruct patrons that they cannot enter if they have been diagnosed with COVID-19, have Symptoms of COVID-19, or had contact with a person that has or is suspected to have COVID-19 within the past fourteen (14) days;
16. Implementing processes to perform contactless security checks, as appropriate;
17. Reducing face-to-face purchase transactions when possible;
18. Removing any self-service items and have Workers provide such items to patrons directly wherever practicable;
19. Placing acrylic or other types of barriers or screens, including safety goggles, in areas where there is frequent patron-Worker contact;
20. Placing signs that remind patrons to adhere to the guidelines published by the Centers for Disease Control and Prevention to prevent the spread of COVID-19;
21. Requiring Workers to monitor queues and enforce Social Distancing and prevent Gatherings;
22. Encouraging the use of Hand Sanitizer by patrons at the entrance of the premises and the entrance to all ride or attraction queues;
23. Cleaning and sanitizing the contact surfaces of any ride or attraction prior to opening and frequently throughout the day;
24. Reducing the number of patrons per ride or attraction in the following manner:
    i. For open-air rides where patrons are arranged in rows, such as roller coasters, log flumes, train rides, and similar types of rides and attractions, only allowing persons in the same party to be seated on the same row;
    ii. For open-air rides where patrons are arranged in groups, such as free-fall rides, rafting rides, and other similar types of rides and attractions, seating persons in the same party adjacent to each other and providing at least six (6) feet between non-cohabitating groups or patrons;
    iii. For open-air rides where patrons are seated in cars, such as bumper cars, sky lifts, classic Ferris wheels, swing rides, and similar types of rides and attractions, only allowing persons in the same party to be seated together in each car;

iv. For open-air rides where patrons are seated in an interspersed manner, such as carousels and similar types of rides and attractions, seating patrons so that there is at least six (6) feet between persons not in the same party;

v. For closed car rides, such as monorails, gondola-style Ferris wheels, and similar types of rides and attractions, only allowing persons in the same party to be seated together in each car or unit; and

vi. For self-guided rides where enforcing Social Distancing is not practicable and there are surfaces subject to multiple contacts, such as fun houses, ball pits, jump-arounds, haunted houses, and similar types of rides and attractions, closing such rides or attractions unless Social Distancing can be enforced and the ride or attraction can be sanitized between groups of participants.

25. Reconfiguring queues so that patrons must adhere to Social Distancing while waiting on a ride or attraction;
26. Recognizing that it may not be possible to open some attractions if Social Distancing and sanitation protocols cannot be implemented;
27. Reconfiguring locker arrangements or availability to allow for Social Distancing;
28. Sanitizing lockers frequently throughout the day;
29. Reconfiguring seating and lounge areas to allow for Social Distancing;
30. Cleaning and sanitizing restrooms regularly, checking restrooms based on the frequency of use, and ensuring adequate supply of soap and paper towels at all times;
31. Implementing procedures to increase cleaning and sanitizing frequency of surfaces;
32. Food service areas must adhere to the same guidelines set forth in Section IV of this Order, titled "Restaurants & Dining Services;" and
33. Water parks and water amusement rides shall implement the following additional measures:
    i. Ensuring pool water is treated in accordance with Georgia Department of Public Health and applicable county pool ordinance or Boards of Health regulations;
    ii. Utilizing a timed or controlled entry system to limit patron distancing in pools to allow for Social Distancing and have Workers regularly monitor capacity;
    iii. Not opening wave pools and other rides or attractions where capacity, wave thrust, and Social Distancing

cannot be effectively managed; and

iv. Following applicable guidance from the Georgia Department of Public Health and Centers for Disease Control and Prevention on managing public swimming pools.

**IT IS FURTHER**

**ORDERED:** That in instances where persons are working outdoors without regular contact with other persons, such as delivery services, contractors, landscape businesses, and agricultural industry services, such persons ***shall*** only be required to practice Social Distancing and implement sanitation processes as necessary and practicable.

**IT IS FURTHER**

**ORDERED:** That any requirement of the laws or regulations of this state, including but not limited to Code Section 47-7-81, Ga. Comp R. & Regs. R. 513-7-1-.04, and Ga. Comp R. & Regs. R. 513-7-1-.08, that a volunteer firefighter, as defined by Code Section 47-7-1(12), must attend a certain amount of group department drills and meetings each calendar year in order to earn creditable service for said calendar year is hereby suspended for the year 2020.

**IT IS FURTHER**

**ORDERED:** That any requirement of the laws or regulations of this state, including but not limited to Code Section 47-7-81, Ga. Comp R. & Regs. R. 513-7-1-.04, and Ga. Comp R. & Regs. R. 513-7-1-.08, that a volunteer fire department, as defined by Code Section 47-7-1(11), must offer a certain amount of group department drills and meetings each calendar year in order for any member of the department to earn creditable service for said calendar year is hereby suspended for the year 2020.

## VI. HEALTHCARE

**IT IS FURTHER**

**ORDERED:** That any person, service, or entity delivering healthcare during the effective dates of this Order shall adhere to the guidelines listed in Section V for Critical Infrastructure in addition to the guidelines listed in this Section.

**IT IS FURTHER**

**ORDERED:** That to the extent possible, hospitals, health care institutions, medical facilities, and Long-Term Care Facilities should offer in-room dining.

**IT IS FURTHER**

**ORDERED:** That in addition to the applicable requirements above for Critical Infrastructure, Long-Term Care Facilities ***shall*** implement additional measures and protocols to prevent the spread of COVID-19. Such measures and protocols ***shall*** include:

1. Adhere to Centers for Disease Control and Prevention, Centers for Medicare & Medicaid Services, and Georgia Department of Public Health guidance;
2. Adopt an infectious disease transfer communication protocol with local hospitals. The protocol should use the Centers for Disease Control and Prevention transfer tool: https://www.cdc.gov/HAI/toolkits/InterfacilityTransferCommunicationForm11-2010.pdf and should be developed in collaboration with hospital infection prevention employees;
3. A positive COVID-19 test result should not be the sole foundation of a decision to send a resident to a hospital for treatment. Any transfers should be based on the medical necessity for hospitalization, including need for respiratory assistance or other emergent medical needs. All testing strategies should be made in consultation with and facilitated by Georgia Department of Public Health Epidemiology staff;
4. Prohibit all visitors and non-essential personnel, except as permitted by Section III of this Order, titled "Sheltering in Place," and as permitted by the State of Georgia Department of Public Health's Long-Term Care Facilities Reopening Guidance Administrative Order for Long-Term Care Facilities other than community living arrangements or community integration homes;
5. Cancel all internal and external group activities as practicable, except for activities permitted by the State of Georgia Department of Public Health's Long-Term Care Facilities Reopening Guidance Administrative Order for Long-Term Care Facilities other than community living arrangements or community integration homes;
6. Establish appropriate social distancing infrastructure for residents and employees;
7. Require all employees to practice frequent hand hygiene, including washing hands for at least 20 seconds with

antibacterial or antimicrobial soap or using hand sanitizer with at least 70% isopropyl alcohol after any interaction with a resident;

8. Implement active screening of residents for Symptoms of COVID-19;
9. Screen all employees prior to beginning their shift for Symptoms of COVID-19;
10. Establish a mechanism for Workers who work in multiple locations to report any exposure to a COVID-19 case in another facility;
11. To the extent feasible, require Workers to self-quarantine for fourteen (14) days in accordance with Centers for Disease Control and Prevention guidelines before returning to work after exposure due to unmitigated close contact with a positive COVID-19 case. If necessary, to ensure adequate staffing, Workers may continue to work in consultation with the Georgia Department of Public Health or their workplace occupational health program so long as they are asymptomatic and correctly wear personal protective equipment as required by the Department while on duty;
12. Implement universal and correct use of face masks or face coverings for all employees and require the use of additional Personal Protective Equipment by Workers as needed, but particularly when interacting with residents with Symptoms of COVID-19;
13. Use Standard, Contact, and Droplet Precautions with eye protection when caring for residents with undiagnosed respiratory infection, unless the suspected diagnosis requires Airborne Precautions (e.g., tuberculosis);
14. Utilize EPA-registered List N, hospital-grade disinfectants for frequent cleaning of high-touch surfaces and shared resident-care equipment;
15. To the extent feasible, cohort residents with Symptoms of COVID-19, including dedicating healthcare personnel to work only on affected units; and
16. To the extent feasible, designate an area in the facility to quarantine patients upon admission for evaluation of their COVID-19 status.

**IT IS FURTHER**

**ORDERED:** That the Georgia Department of Public Health is authorized to issue directives under this Order to monitor, treat, prevent, reduce the spread of, and suppress COVID-19 in Long-Term Care Facilities throughout Georgia. These directives shall be coordinated among the

Georgia Department of Public Health, Georgia National Guard, and the Georgia Department of Community Health.

**IT IS FURTHER**

**ORDERED:** That compliance with Georgia Department of Public Health, Georgia Department of Community Health, and Georgia National Guard directives and guidance shall be mandatory for all Long-Term Care Facilities.

**IT IS FURTHER**

**ORDERED:** That pursuant to Code Section 38-3-51(d)(4.1), in the event of noncompliance by a Long-Term Care Facility with this Order or a directive issued subject to this Order, the Georgia Department of Public Health may, after taking reasonable steps to provide notice and an opportunity to comply, assume management and supervision of the Facility.

**IT IS FURTHER**

**ORDERED:** That the Adjutant General of the Georgia National Guard and the Commissioner of the Department of Public Safety shall provide available resources as requested to assist the Department of Public Health in the enforcement of all applicable provisions of this Order.

**IT IS FURTHER**

**ORDERED:** That the Georgia Composite Board of Professional Counselors, Social Workers, and Marriage and Family Therapists shall be authorized to issue temporary authorization to practice within the State of Georgia to practitioners who apply for temporary authorization and are currently licensed in good standing as a professional counselor, social worker, or marriage and family therapist by an equivalent board in another state for the purpose of providing telemental health service to said practitioner's existing patient(s) that have relocated to Georgia as a result of COVID-19. Guidelines for the requirements and procedure for the application of the temporary authorization shall be issued by the Georgia Composite Board of Professional Counselors, Social Workers, and Marriage and Family Therapists. Code Section 43-10A-7, Ga. Comp R. & Regs. R. 135-3-.01 *et seq.*, Ga. Comp R. & Regs. R. 135-5-.01 *et seq.*, and Ga. Comp R. & Regs. R. 135-11-.01 shall be suspended only to the extent that they would prohibit the issuance of such temporary authorization. This provision shall become effective upon signature and shall expire at the conclusion of the Public Health State of Emergency declared in Executive Order No. 03.14.20.01. If the Public Health State of

Emergency declared in Executive Order No. 03.14.20.01 is renewed, this provision of this Order shall carry forward with the Public Health State of Emergency until such state of emergency is terminated or ceases to be renewed by the Governor.

## VII. EDUCATION & CHILDREN

**IT IS FURTHER**

**ORDERED:** That the State Board of Education shall provide rules, regulations, and guidance for the operation of public elementary and secondary schools for local boards of education relying on Code Section 20-2-168(c)(2) to depart from a strict interpretation of the definition of "school year," "school month," or "school day." Such rules, regulations, and guidance promulgated by the State Board of Education shall adhere to, and shall not conflict with, guidance issued by the Georgia State Health Officer, the Georgia Department of Public Health, and the American Academy of Pediatrics.

**IT IS FURTHER**

**ORDERED:** That nothing in this Order shall prevent any school, technical school, college, or university from requiring faculty and Workers to attend meetings or other necessary activities at a school or facility for the purpose of supporting distance learning, research, administration, maintenance, or preparation for the 2020-2021 school year.

**IT IS FURTHER**

**ORDERED:** That because of the limited resources of school districts in this state, schools and school districts shall not be required to comply with the ban on Gatherings, but during the effective dates of this Order, such schools and school districts ***shall*** implement additional measures to prevent the spread of COVID-19 among Workers and students while present on school campuses. Such measures ***shall*** include:

1. Screening and evaluating Workers and students who exhibit Symptoms of COVID-19;
2. Requiring Workers and students who exhibit Symptoms of COVID-19 to not report to school and to seek medical attention;
3. As appropriate and practicable at the discretion of the local school board or applicable board of directors, requiring Workers and students to take mitigating steps to prevent the spread of COVID-19, which may include requiring Workers

and students to wear face masks or face coverings while indoors on school property during school hours;
4. As practicable, enforcing social distancing protocol before, during, between, and after all athletic, educational, musical, and other group activities—especially when such activities require students to exercise, sing, or play a brass or woodwind instrument;
5. As practicable, reducing class sizes, or moving classes into larger or more open spaces such as gymnasiums, stadiums, arenas, or outdoor areas to better facilitate social distancing measures;
6. Ensuring ventilation systems operate properly and increasing circulation of air within facilities as practicable;
7. Enhancing sanitation of the school as appropriate;
8. Disinfecting common surfaces regularly;
9. Encouraging handwashing or sanitation by Workers and students at appropriate places within the school;
10. Permitting students and Workers to take breaks and lunch outside, in their personal study space, workspace, or in such other areas where proper Social Distancing is attainable;
11. Holding all meetings and conferences virtually, whenever possible;
12. Discouraging students from using other students' phones, desks, offices, or other work tools and equipment;
13. Discouraging handshaking and other unnecessary person-to-person contact; and
14. Placing notices that encourage hand hygiene at the entrance to the school and in other areas where they are likely to be seen.

**IT IS FURTHER**

**ORDERED:** That any requirement of the laws or regulations of this state, including but not limited to Code Section 20-3-519(27), that graduates of eligible high schools, as defined by Code Section 20-3-519(6), receive a qualifying standardized college admission test score prior to high school graduation in order to qualify as a Zell Miller Scholarship Student is hereby suspended for all such students that have graduated or will graduate high school in the year 2020. The Georgia Student Finance Commission shall be authorized to: (a) extend the deadline by which said students must submit a qualifying standardized college admission test score for purposes of Zell Miller Scholarship eligibility to June 30, 2021; (b) to establish rules and procedures for retroactively awarding Zell Miller Scholarships to those students who submit a qualifying standardized college admission test score in accordance with the extended deadline provided that they met any applicable Zell Miller Scholarship

checkpoint requirements; and (c) to establish rules and procedures whereunder HOPE scholarship funds issued to incoming freshman students that later qualify for the Zell Miller Scholarship in accordance with the extended deadline provided for herein shall be returned.

**IT IS FURTHER**

**ORDERED:** That any requirement of the laws or regulations of this state, including but not limited to Code Section 20-3-519(27), that graduates of ineligible high schools, meaning ones that do not meet the definition of Code Section 20-3-519(6), or graduates of home study programs meeting the requirements of Code Section 20-2-690(c) must receive a qualifying standardized college admission test score prior to high school graduation or home study completion in order to qualify as Zell Miller Scholarship Students is hereby suspended for all such students that graduate or complete home study between March 14, 2020 and December 31, 2020. The Georgia Student Finance Commission shall be authorized to: (a) extend the deadline by which said students must submit a qualifying standardized college admission test score for purposes of Zell Miller Scholarship eligibility to June 30, 2021; and (b) to establish rules and procedures for retroactively awarding Zell Miller Scholarships to those students who submit a qualifying standardized college admission test score in accordance with the extended deadline provided that they met any applicable Zell Miller Scholarship checkpoint requirements.

**IT IS FURTHER**

**ORDERED:** That any requirement of the laws or regulations of this state, including but not limited to Code Section 20-3-519.2, that graduates of ineligible high schools, meaning those that do not meet the definition of Code Section 20-3-519(6), students that completed home study programs meeting the requirements of Code Section 20-2-690(c), or recipients of general education development (GED) diplomas receive a score in the seventy-fifth percentile or higher nationally on a standardized college admission test prior to graduation, home study completion, or earning the GED in order to qualify for a HOPE Scholarship is hereby suspended for all such students that graduate, complete home study, or earn a GED between March 14, 2020 and December 31, 2020. The Georgia Student Finance Commission shall be authorized to: (a) extend the deadline by which said students must submit a qualifying standardized college admission test score for purposes of HOPE Scholarship eligibility to June 30, 2021; and (b) to establish rules and procedures for retroactively awarding HOPE Scholarships to those

students who submit a qualifying standardized college admission test score in accordance with the extended deadline provided that they met any applicable HOPE Scholarship checkpoint requirements.

**IT IS FURTHER**

**ORDERED:** That all Child Care Learning Centers and Family Child Learning Homes under the jurisdiction of the Georgia Department of Early Care and Learning shall maintain Worker-Child Ratios set forth by the Georgia Department of Early Care and Learning.

**IT IS FURTHER**

**ORDERED:** That in addition to the requirements for businesses, establishments, corporations, non-profit corporations, or organizations that are not Critical Infrastructure set forth in Section V above and the standard hygiene, sanitation, and disinfection licensing rules promulgated by the Georgia Department of Early Care and Learning, all Childcare Facilities that operate during the effective dates of this Order ***shall*** implement additional measures to prevent the spread of COVID-19. Such measures ***shall*** include the following:

1. Screening and evaluating all children prior to them entering the classroom for Symptoms of COVID-19;
2. Prohibiting children from entering a classroom if they exhibit any Symptoms of COVID-19;
3. Prohibiting unnecessary visitors;
4. Providing meals in classrooms rather than in congregated or communal settings where possible;
5. Restricting families' access to the front door of the facility or the door of their respective child's classroom only;
6. Surfaces and objects that are frequently touched must be sanitized regularly, including, but not limited to, toys, games, and objects or surfaces not ordinarily cleaned daily;
7. Toys and games that cannot be cleaned and sanitized should not be used;
8. Toys that children have placed in their mouths or that are otherwise contaminated by body secretions or excretions should be set aside until they are cleaned by hand by a person wearing gloves;
9. Machine-washable cloth toys should be used by one individual at a time or should not be used at all and should be laundered before being used by another child;
10. Toys used by a group of children must be washed and sanitized before they may be used by children in a different group or classroom;

11. Items that need to be cleaned should be set aside in a dish pan with soapy water or in a separate container marked for soiled toys;
12. Only bedding (sheets, pillows, blankets, and sleeping bags) that can be washed may be used. Each child's bedding must be kept separate and, to the extent practicable, should be stored in individually labeled bins, cubbies, or bags. Cots and mats should be labeled for each child and any bedding that touches a child's skin should be cleaned weekly or before use by any other child; and
13. Workers should sign children in and out of the facility for families if a computer or keypad system inside the facility is used. If a tablet located outside the facility is used by families during drop-off and pick-up, the tablet must be disinfected after each use. If a paper sign-in system is used for sign-in, writing utensils should be sanitized after each use if families are permitted to sign children in themselves.

**IT IS FURTHER**

**ORDERED:** That in addition to the applicable requirements for non-Critical Infrastructure above, Camps ***shall*** implement additional measures to prevent the spread of COVID-19. Such measures ***shall*** include, but are not limited to, the following:

1. Placing signage at any entrance to instruct Campers that they cannot enter if they have been diagnosed with COVID-19, have exhibited Symptoms of COVID-19, or had contact with a person that has or is suspected to have COVID-19 within the past fourteen (14) days;
2. Placing signage at any entrance and throughout the facility to instruct Campers of the enhanced sanitation procedures, Social Distancing requirements, and other instructions and limitations, as applicable, set forth below;
3. Screening Campers at drop-off and preventing any Camper from entering that exhibits Symptoms of COVID-19;
4. Requiring that any persons exhibiting Symptoms of COVID-19 at any time while at the Camp to be separated from the group immediately and requiring such person to leave the Camp facility as soon as practicable;
5. Prohibiting any Worker or Camper that has stayed home sick, been prevented from entering Camp due to Symptoms of COVID-19, or been sent home during Camp due to Symptoms of COVID-19 from attending Camp again until they have either had a negative COVID-19 test or have been fever and fever medication free for seventy-two (72) hours, other Symptoms of COVID-19 have improved, and at least ten (10)

days have passed since Symptoms of COVID-19 first appeared;

6. Requiring parents dropping-off and picking-up Campers to remain in their vehicles;
7. Utilizing contactless forms of Camper check-in and check-out;
8. Implementing staggered drop-off and pick-up times, with specific times for each group of Campers, if practicable;
9. Providing Hand Sanitizer to Campers as soon as practicable upon drop-off;
10. Prohibiting unnecessary visitors to Camp activities and facilities;
11. Discontinuing Camp tours;
12. Providing training to Workers on how to identify Symptoms of COVID-19 in Campers, the proper processes for removing a potentially ill Camper, and the infection mitigation procedures to perform in such an event;
13. Providing an isolation area for sick Workers or Campers;
14. To the extent necessary, limiting groups to fifty (50) persons or less, including Workers and Campers, in a space where all persons gathered cannot maintain at least six (6) feet of distance between themselves and any other person;
15. To the extent possible, keeping the same Workers and Campers in the same group for the duration of the Camp;
16. Enforcing Social Distancing between groups, prohibiting Gatherings, and prohibiting congregation among Campers belonging to different groups;
17. Providing a separate designated space for each Camper to store personal belongings throughout the duration of the Camp;
18. Prohibiting use of Camp facilities and equipment that are not able to be regularly sanitized;
19. To the extent possible, allowing only one group to use Camp equipment at a time;
20. Sanitizing Camp equipment after each group use;
21. Requiring Workers to patrol Camp areas to enforce the equipment sanitization policy and conduct additional cleanings during times when equipment is not being used;
22. If swimming facilities are available, allowing each group to swim only once per day and staggering swimming times to avoid crowding at the swimming facilities;
23. If Camp facilities are also open to other patrons, prohibiting contact between Campers and the facility's other patrons and requiring sanitization before and after Camp use of any such shared facilities;
24. Providing Hand Sanitizer stations for Campers and requiring regular use;

25. Requiring Campers to wash or sanitize their hands during each group restroom break, snack break, and meal break;
26. For day Camps, if possible, requiring Campers to bring their own lunch and snacks with them to Camp each day, with all such food items being in a sealed lunch bag marked with the Camper's name;
27. Requiring all dining facilities to follow the criteria for restaurant dine-in services set forth in Section IV herein to the extent practicable;
28. Requiring Workers to wear gloves when helping Campers open items from meals and snacks;
29. If Camp vehicles are used for transporting Campers to and from on-site or off-site activities, requiring Workers to sanitize each vehicle before and after use;
30. Requiring Workers to clean and sanitize bathrooms and all frequently touched surfaces regularly throughout the opening hours in addition to the regular cleaning schedule. Shared restrooms must be sanitized no less than twice per day;
31. Providing masks or other Personal Protective Equipment to Workers as available and appropriate to the function and location of Workers within the camp facility; and
32. Providing masks or other Personal Protective Equipment to Campers as available and appropriate to the activity and location of Campers within the camp facility.

**IT IS FURTHER**

**ORDERED:** That a Camper or Worker at a Camp with known exposure to COVID-19 shall not be allowed access to any Camp, including any facilities or activities, until at least fourteen (14) days have elapsed since the last known exposure.

**IT IS FURTHER**

**ORDERED:** That Code Section 15-11-2(10) relating to the definition of "child" is suspended for the limited purpose of ensuring that persons in the care of the Georgia Division of Family & Children Services who age out of the definition of "child" during the Public Health State of Emergency shall be eligible to remain in their placement and continue to receive services for a duration of ninety (90) days following the termination of the Public Health State of Emergency or any extension thereof. This suspension shall apply to Code Section 15-11-2(10), effective until July 1, 2020, and upon expiration to Code Section 15-11-2(10), effective July 1, 2020. Any Georgia Division of Family & Children Services policies shall also align with this provision.

**IT IS FURTHER**

**ORDERED:** That no provision of this Order shall limit, infringe, suspend, or supplant any custodial arrangements created 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 of this Order as a defense to an action in violation of a custodial arrangement 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:** To the extent that any provision of Section VII of this Order, titled "Education & Children," directly conflicts with any provision of Section VIII of this Order, titled "Governments," the provision in Section VII shall control.

## VIII. GOVERNMENTS

**IT IS FURTHER**

**ORDERED:** That for the purposes of Code Section 48-5-311(e)(6A), "in-person" appearances before county boards of equalization may occur via remote communications, including, but not limited to, video teleconference. This provision shall be implemented consistent with Ga. Comp. R. & Regs. r. 560-11-12-.02, which requires hearings before county boards of equalization to "only be as formal as is necessary to preserve order and be compatible with the principles of justice." Further, this provision does not abrogate the requirement that county boards of equalization comply with the Georgia Open Meetings Act. Further, decisions of county boards of equalization may be transmitted electronically if all parties consent at the time of the hearing.

**IT IS FURTHER**

**ORDERED:** That any purported requirement under the laws of this state requiring original signatures and raised corporate seals related to construction surety bonds required under Code Sections 13-10-40-65, 32-2-70, 36-91-1, 36-91-2, 36-91-50 and 36-91-70-93 and commercial surety bonds required or permitted under numerous other statutes are suspended for the limited purpose of providing that public procurement officers shall accept electronic signatures and electronic corporate seals as provided by the provisions of Code Sections 10-12-2 *et seq.* and 33-24-14 and any construction surety

bond or commercial surety bond may be executed electronically if all the following requirements are met:

1. The document is notarized pursuant to the requirements of Executive Order 04.09.20.01; and
2. If requested by the procurement officer, the original shall be provided within seven (7) business days.

**IT IS FURTHER**

**ORDERED:** That the requirements of Code Section 36-70-27 and 50-8-8 are hereby suspended to the extent that they would prevent local governments from being eligible to receive state funding for expenditures made during the current Public Health State of Emergency related to the prevention, treatment, or mitigation of COVID-19.

**IT IS FURTHER**

**ORDERED:** That pursuant to Code Section 38-3-28, 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, unless such provision, order, rule, or regulation is otherwise expressly permitted by the terms of this Order.

**IT IS FURTHER**

**ORDERED:** That pursuant to Code Section 38-3-28, other than orders issued pursuant to the authority of Code Section 38-3-60 *et seq.*, any state, county, or municipal law, order, ordinance, rule, or regulation that requires persons to wear face coverings, masks, face shields, or any other Personal Protective Equipment while in places of public accommodation or on public property are suspended to the extent that they are more restrictive than this Executive Order or any such law, order, ordinance, rule, or regulation expressly permitted by this Executive Order.

**IT IS FURTHER**

**ORDERED:** That municipalities, counties, and other governmental entities located in counties that have reached the Threshold Requirement are hereby permitted to impose a Local Option Face Covering Requirement; however, local governmental entities are not required to impose a Local Option Face Covering Requirement even if the Threshold Requirement is reached.

**IT IS FURTHER**

**ORDERED:** If a local government entity meets the Threshold Requirement and chooses to impose a Local Option Face Covering Requirement, such Local Option Face Covering Requirement must comply with the following:

1. The Local Option Face Covering Requirement shall not be applied to individuals who are eating or drinking, those who have difficulty donning or removing a face mask or face covering without assistance, those who have a bona fide religious objection to wearing a face mask or face covering, or those who have a bona fide medical reason not to wear a face mask or face covering;
2. The Local Option Face Covering Requirement shall not give rise to any fines, fees, penalties (criminal or otherwise) or other cause of action against any private business, establishment, corporation, non-profit corporation, or organization;
3. The Local Option Face Covering Requirement shall not give rise to any fines, fees, or penalties in excess of fifty dollars ($50.00) against any person per offense, nor shall it be punishable by imprisonment for any term;
4. Enforcement measures may only be taken against individuals. Owners, directors, officers, or agents of any business, establishment, corporation, non-profit corporation, or organization may not be held liable for the failure of their customers to comply with any Local Option Face Covering Requirement;
5. The Local Option Face Covering Requirement shall not be enforced at any Polling Place, as defined under Code Section 21-2-2(27), and no individual shall be denied ingress or egress to or from a Polling Place for failure to wear a face covering or face mask;
6. The Local Option Face Covering Requirement cannot be enforced against individuals on residential property; and
7. The Local Option Face Covering Requirement may be enforced against individuals on private property where the owner or occupant of the property consents to enforcement.

Businesses, establishments, corporations, non-profit corporations, and organizations may be required to post reasonable public notice of a Local Option Face Covering Requirement and state whether such business, establishment, corporation, non-profit corporation, or organization consents to enforcement or does not consent to enforcement of such requirement on its property.

**IT IS FURTHER**

**ORDERED:** Local government entities who choose to impose a Local Option Face Covering Requirement shall warn noncompliant individuals about the health risks posed by not wearing a face mask or face covering prior to issuing any citation and shall make good faith, reasonable efforts to distribute free masks in their jurisdictions to individuals who cannot afford a face mask or face covering. A person who is found in violation of any Local Option Face Covering Requirement and who cannot afford a face mask or face covering shall be provided one at the municipality, county, or other governmental entity's expense.

**IT IS FURTHER**

**ORDERED:** That municipalities, counties, and other government entities shall have the authority to control terms of entry onto property owned or leased by the municipality, county, or other government authority, board, bureau, or commission regardless of whether the Threshold Requirement is met. Controlling terms of entry may include requiring employees or other individuals present on municipality, county, or other government authority, board, bureau, or commission's owned or leased property to wear a face mask or face covering; however, no individual shall be denied ingress or egress to or from a Polling Place, as defined under Code Section 21-2-2(27), for failure to wear a face covering or face mask.

**IT IS FURTHER**

**ORDERED:** That the requirement under Code Section 16-11-129 that renewals of weapons carry licenses and renewal licenses must be applied for within thirty (30) days after the expiration of such licenses is hereby suspended for weapons carry licenses and renewal licenses which expire between February 13, 2020 and August 15, 2020.

**IT IS FURTHER**

**ORDERED:** That applications for renewals of such weapons carry licenses and renewal licenses shall be considered to be for a renewal license if the

holder of such weapons carry license or renewal license applies within 120 days after the expiration date on the face of license, and that if the Public Health State of Emergency is extended, then this provision shall apply to any weapons carry license or renewal license that expires during the Public Health State of Emergency.

**IT IS FURTHER**

**ORDERED:** That nothing in this Order shall relieve municipalities, counties, or other local government entities from the obligations set forth under Georgia law, including but not limited to Code Sections 9-13-11, 9-13-160 *et seq.*, 48-4-3, and 15-16-10, to conduct public auctions through statutory levy processes and otherwise enforce writs of fieri facias.

**IT IS FURTHER**

**ORDERED:** That the operation of Critical Infrastructure shall not be impeded by county, municipal, or local ordinance.

## IX. SPORTS & LIVE PERFORMANCE VENUES

**IT IS FURTHER**

**ORDERED:** That drive-in performances where patrons attend a live performance while remaining in an automobile or in a restricted area immediately surrounding an automobile shall not be subject to this Section and shall adhere to the guidelines for non-Critical Infrastructure.

**IT IS FURTHER**

**ORDERED:** That Live Performance Venues shall operate pursuant to the guidelines for non-Critical Infrastructure if their operation does not include granting members of the public a license to be present at the Live Performance Venue for a performance of any kind. Examples of this type of activity may include, but are not limited to, recording sessions for artists, live stream performances, practices, fanless competitions, and rehearsals. Free events and invitations to members of the public to attend a non-ticketed activity or event at a Live Performance Venue shall adhere to the applicable Tier guidelines for the venue's size.

**IT IS FURTHER**

**ORDERED:** That events held at Live Performance Venues shall be classified in tiers based upon the fire code capacity of the venue. Tier I shall

include venues that can host 999 or fewer persons. Tier II shall include venues that can host between 1,000 and 4,999 persons. Tier III shall include venues that can host 5,000 or more persons. The calculation of the total number of persons shall include all persons, including Workers, that are present in a Live Performance Venue.

**IT IS FURTHER**

**ORDERED:** That in addition to the applicable requirements for non-Critical Infrastructure, all Tier I Live Performance Venues ***shall*** implement additional measures to prevent the spread of COVID-19. All live performance venues are strongly encouraged to adopt additional measures to those required below that are tailored to the specific nature of the type of performance venue and events hosted. Such measures ***shall*** include, but are not limited to, the following:

1. Placing signage at any entrance to instruct patrons and performers that they cannot enter if they have been diagnosed with COVID-19, have exhibited Symptoms of COVID-19, or had contact with a person that has or is suspected to have COVID-19 within the past fourteen (14) days;
2. Placing signage at any entrance and throughout the facility providing information regarding enhanced sanitation procedures, Social Distancing requirements, and other instructions and limitations, as applicable, set forth below;
3. Requiring all Workers who have frequent contact with patrons to wear a face covering while at the facility, provided, however, that such Workers shall be permitted to remove their face coverings while eating and drinking, if due to warm weather, or because of other extenuating circumstances the face covering is causing difficulty breathing;
4. Providing other Personal Protective Equipment to Workers as available and appropriate to the function and location of Workers within the facility;
5. To the extent practicable, screening all individuals at entrances and preventing any person from entering that exhibits Symptoms of COVID-19;
6. Requiring that all patrons that begin exhibiting or experiencing Symptoms of COVID-19 at any time while at the Live Performance Venue to leave the Live Performance Venue as soon as practicable; however, if the patron cannot immediately leave, providing an isolation area or areas for individuals experiencing Symptoms of COVID-19;
7. Providing training to Workers on how to identify Symptoms of COVID-19 in any individuals present, the proper processes for assisting a potentially ill patron with exiting the facility, and the appropriate infection mitigation procedures to perform in such an event;

8. To the extent practicable, utilizing contactless parking systems, ticket-taking, ticket purchase, will-call, check-in, check-out, security checks, and/or sales;
9. To the extent practicable, eliminating the need for patrons to touch surfaces by implementing systems that may include, but are not limited to, opening doors for patrons, operating coat/bag checks in a contactless manner and with cashless transactions, and utilizing electronic ordering and payment for concessions and having Workers deliver concessions;
10. To the extent practicable, utilizing physical barriers such as partitions or Plexiglas at ticket counters, concession stands, and points of sale;
11. To the extent practicable, implementing additional points of sale for concession stands to reduce the number of patrons waiting in lines;
12. Limiting the number of individuals permitted in on-site stores, museums, suites, clubs, conference rooms, private rooms, or boxes to enforce adherence to proper Social Distancing protocol;
13. Implementing staggered entry and exit times or systems for patrons by using virtual queue systems or grouping patrons by ticket level, seating section, or other variable;
14. To the extent practicable, implementing assigned entrance and exit portals, assigned concession stands, and assigned restrooms for patrons grouped by ticket level, seating section, or other variable;
15. To the extent practicable, requiring an adequate number of empty seats or physical space between parties of patrons to enforce proper Social Distancing protocol;
16. Providing ushers to enforce social distancing protocol before, during, and after the event, and to facilitate patrons' entrance and exit in accordance with any grouped entrance and exit times and portals;
17. Providing Hand Sanitizer for use by all individuals present, using contactless hand sanitizing stations when available;
18. Reconfiguring queues so that patrons must adhere to Social Distancing while waiting;
19. Sanitizing seats, armrests, handrails, doors, doorknobs, door handles, PIN devices, and any other high contact surface in the venue prior to each event;
20. To the extent practicable and consistent with league or conference rules, for events with halftimes, breaks, or intermissions, implementing extended times to allow for controlled crowds during patron ingress and egress to and from seating areas and restrooms;
21. If the facility is open to multiple groups of patrons or is hosting multiple events at one time, prohibiting contact

between patrons of separate groups or events and requiring sanitization of high contact surfaces within the facility between each patron group use of any shared area;

22. Requiring all dining facilities to follow the criteria for restaurant dine-in services set forth in Section IV of this Executive Order titled "Restaurants & Dining Services"; and
23. Requiring Workers to clean and sanitize bathrooms and all frequently touched surfaces regularly throughout times while patrons, athletes, or performers are present at the facility in addition to the regular cleaning schedule.

**IT IS FURTHER**

**ORDERED**: That in addition to the applicable requirements for non-Critical Infrastructure, all Tier II Live Performance Venues ***shall*** implement the measures to prevent the spread of COVID-19 provided for Tier I Live Performance Venues, unless, independent guidelines are 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, and shall at least include the following:

1. Placing signage at any entrance to instruct patrons that they cannot enter if they have been diagnosed with COVID-19, have exhibited Symptoms of COVID-19, or had contact with a person that has or is suspected to have COVID-19 within the past fourteen (14) days;
2. Requiring all Workers who have frequent contact with patrons to wear a face covering while at the facility, provided, however, that such Workers shall be permitted to remove their face coverings while eating and drinking, if due to warm weather, or because other extenuating circumstances the face covering is causing difficulty breathing;
3. Requiring that all individuals exhibiting or experiencing Symptoms of COVID-19 at any time while at the Live Performance Venue be isolated and leave the venue as soon as practicable;
4. Providing an isolation area or areas for individuals experiencing Symptoms of COVID-19 that are unable to immediately leave the Live Performance Venue;
5. If the facility is open to multiple groups of patrons or is hosting multiple events at one time, prohibiting contact between patrons of separate groups or events and requiring sanitization of high contact surfaces within the facility between each patron group use of any shared area;

6. Requiring Workers to clean and sanitize bathrooms and all frequently touched surfaces regularly throughout times while patrons are present at the facility; and
7. Requiring all dining facilities to follow the criteria for restaurant dine-in services set forth in Section IV of this Executive Order titled "Restaurants & Dining Services."

**IT IS FURTHER**

**ORDERED:** That all Tier III Live Performance Venues ***shall*** implement measures to prevent the spread of COVID-19 prior to hosting any event. For sporting events, Tier III Live Performance Venues ***shall*** implement measures consistent with the immediately following paragraphs. 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.

**IT IS FURTHER**

**ORDERED:** That professional sports teams and professional sports organizations that engage in practices, games, or other in-person operations during the effective dates of this Executive Order ***shall*** operate solely pursuant to the rules or guidelines that have been promulgated or approved by the respective professional league of the sport.

**IT IS FURTHER**

**ORDERED:** That collegiate or high school sports teams and organizations that engage in practices, games, or other in-person operations during the effective dates of this Executive Order ***shall*** operate solely pursuant to the rules or guidelines that have been promulgated or approved by the applicable conference or association.

**IT IS FURTHER**

**ORDERED:** All amateur sports teams and amateur sports organizations that continue in-person operation during the effective dates of this Executive Order ***shall*** adhere to the guidelines for non-Critical Infrastructure organizations listed above.

**IT IS FURTHER**

**ORDERED:** Any previous executive order or departmental rule which would prevent professional sports teams or organizations, collegiate sports teams or organizations, high school sports teams or organizations, or other amateur sports teams or organizations from operating in a manner inconsistent with the above requirements is hereby suspended.

**IT IS FURTHER**

**ORDERED:** That venues hosting professional, collegiate, or high school sporting events, practices, and games during the effective dates of this Executive Order ***shall*** do so solely pursuant to the rules or guidelines that have been or will be promulgated or approved by the applicable professional, collegiate, or high school sports league, conference, or association.

## X. CONVENTIONS

**IT IS FURTHER**

**ORDERED:** That in addition to the applicable requirements above for non-Critical Infrastructure, Conventions operating during the effective dates of this Order ***shall*** implement additional measures to prevent the spread of COVID-19. Such measures ***shall*** include:

1. Placing signage at any entrance to instruct patrons that they cannot enter if they have been diagnosed with COVID-19, have exhibited Symptoms of COVID-19, or had contact with a person that has or is suspected to have COVID-19 within the past fourteen (14) days;
2. Placing signage at any entrance and throughout the facility providing information regarding enhanced sanitation procedures, Social Distancing, and other instructions and limitations, as applicable, set forth below;
3. Requiring all Workers who have frequent contact with patrons to wear a face covering while at the facility, provided, however, that such Workers shall be permitted to remove their face coverings while eating and drinking, if due to warm weather, or because other extenuating circumstances the face covering is causing difficulty breathing;
4. Providing other Personal Protective Equipment to Workers as available and appropriate to the function and location of Workers within the facility;

5. To the extent practicable, screening all individuals at entrances and preventing any person from entering that exhibits Symptoms of COVID-19;
6. Requiring that all individuals exhibiting or experiencing Symptoms of COVID-19 at any time while at a Convention be isolated and leave the facility as soon as practicable;
7. Providing training to Workers on how to identify Symptoms of COVID-19 in any individuals present, the proper processes for assisting a potentially ill individual with exiting the facility, and the appropriate infection mitigation procedures to perform in such an event;
8. Providing an isolation area or areas for individuals experiencing Symptoms of COVID-19 that are unable to immediately leave the Convention;
9. To the extent practicable, utilizing contactless parking systems, registration, check-in, check-out, security checks, and/or sales;
10. If transportation to or from Convention events and activities is provided to patrons, to the extent practicable, conducting all transportation in such a way that maintains Social Distancing and regularly sanitizing the transportation vehicles;
11. To the extent practicable, eliminating the need for patrons to touch surfaces by implementing systems that may include, but are not limited to, opening doors for patrons and operating coat/bag checks in a contactless manner and with cashless transactions;
12. Providing Hand Sanitizer for use by all individuals present, using contactless hand sanitizing stations when available;
13. To the extent practicable, utilizing physical barriers such as partitions or Plexiglas at registration and check-in stations, refreshment stations, and points of sale;
14. To the extent practicable, requiring pre-registration for all seated events to be held as part of the Convention;
15. Implementing staggered registration and attendance times, as practicable, for patrons by using virtual queue systems or grouping patrons by name, registration level, or other variable;
16. Reconfiguring all queues so that patrons must adhere to Social Distancing while waiting, which may include floor markings;
17. To the extent practicable, implementing one-way aisles to guide patron traffic through large areas of booths;
18. Discouraging handshaking, hugging, and other unnecessary person-to-person physical contact between patrons;

19. Requiring all dining facilities to follow the criteria for restaurant dine-in services set forth in Section IV of this Executive Order titled "Restaurants & Dining Services";
20. If the facility is open to multiple groups of patrons or is hosting multiple events at one time, to the extent practicable, prohibiting contact between patrons of separate events and requiring sanitization of high contact surfaces within the facility between each patron group use of any shared area; and
21. Requiring Workers to clean and sanitize bathrooms and all frequently touched surfaces regularly throughout times when patrons are present at the facility in addition to the regular cleaning schedule.

## XI. ENFORCEMENT

**IT IS FURTHER**

**ORDERED:** That the state agencies with primary regulatory authority over the entities listed in this Order and the Commissioner of the Department of Public Safety shall provide resources as requested to assist in the enforcement of this Order.

**IT IS FURTHER**

**ORDERED:** That pursuant to Code Section 38-3-7, any person who violates this Order shall be guilty of a misdemeanor. Officials enforcing this Order should take reasonable steps to provide notice prior to issuing a citation or making an arrest. No provision of this Order shall limit the ability of law enforcement officers to enforce the laws of this State. Particularly, the provisions of Code Section 38-3-4 remain in effect, and all law enforcement is authorized to enforce the Orders issued pursuant to Title 38, Chapter 3.

**IT IS FURTHER**

**ORDERED:** That any law enforcement officer, after providing reasonable notice and issuing at least two citations for violations of Code Section 38-3-7, is authorized to mandate the closure of any business, establishment, corporation, non-profit corporation, or organization not in compliance with this Order for a period not to extend beyond the term of this Order.

**IT IS FURTHER**

**ORDERED:** That 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 and is not otherwise expressly permitted by the terms herein is hereby suspended.

## XII. MISCELLANEOUS

**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 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:** This Order does not attempt, nor shall it be construed, to imply that the Governor, in any instance, has the unilateral authority to overturn any judicial order, judgment, or decree.

**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.

## XIII. EFFECTIVE DATE & SIGNATURE

**IT IS FURTHER**

**ORDERED:** That this Order shall be effective upon signature.

This 30th day of October 2020.

**GOVERNOR**