STATE OF INDIANA

EXECUTIVE DEPARTMENT
INDIANAPOLIS

EXECUTIVE ORDER 20-38

FOR: **FIFTH RENEWAL OF THE PUBLIC HEALTH EMERGENCY DECLARATION FOR THE COVID-19 OUTBREAK**

TO ALL WHOM THESE PRESENTS MAY COME, GREETINGS:

WHEREAS, on March 6, 2020, I issued Executive Order 20-02 which declared a public health emergency exists throughout the State of Indiana as a result of the coronavirus disease 2019 (COVID-19) outbreak in the United States and a confirmed report that the disease had spread to the State of Indiana;

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

WHEREAS, Ind. Code § 10-14-3-12(a) provides that a state of disaster emergency shall continue until the Governor: (1) determines that the threat or danger has passed or that the disaster has been dealt with to the extent that emergency conditions no longer exist; and (2) terminates the state of disaster emergency by executive order or proclamation;

WHEREAS, Ind. Code § 10-14-3-12(a) also provides that a state of disaster emergency may not continue for longer than thirty (30) days unless the state of disaster emergency is renewed by the Governor;

WHEREAS, on April 3, 2020, I issued Executive Order 20-17, which, effective April 5, 2020, renewed the state of disaster emergency for an additional thirty (30) day period beyond its original expiration date;

WHEREAS, on May 1, 2020, I issued Executive Order 20-25, which, effective May 5, 2020, renewed the state of disaster emergency for an additional thirty (30) day period beyond the renewed expiration date;

WHEREAS, on June 3, 2020, I issued Executive Order 20-30, which, effective June 4, 2020, renewed the state of disaster emergency for an additional thirty (30) day period beyond the renewed expiration date;

WHEREAS, on July 1, 2020, I issued Executive Order 20-34, which, effective July 4, 2020, renewed the state of disaster emergency for an additional thirty (30) day period beyond the renewed expiration date and is currently set to expire on August 3, 2020;

WHEREAS, as of the date of this Executive Order, the virus has now spread to every county throughout Indiana with over 64,000 confirmed cases and 2,700 deaths;

WHEREAS, there has been a rise in COVID-19 positivity across the state from a low of 3.6% a month ago to nearly double that percentage now; our overall hospitalization census has increased from approximately 600 a day near the end of June to approximately 800 now; some counties which early on had minimal positive cases have been reporting regular double-digit COVID-19 positive cases; and our surrounding states have been experiencing increases in positive cases; and

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

WHEREAS, in light of the above, it is necessary and proper to take further action to protect the health, safety and welfare of all Hoosiers in connection with COVID-19 and, specifically, to renew the state of disaster emergency;

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

1. The declaration of a public health disaster emergency set forth in Executive Order 20-02 as renewed in Executive Orders 20-17, 20-25, 20-30 & 20-34 is hereby renewed for an additional thirty (30) day period beyond its current expiration date of August 3, 2020.

2. This renewal of the COVID-19 public health emergency shall become effective on August 3, 2020, and shall now expire on September 2, 2020, unless further renewed.

3. All other Executive Orders issued since March 6, 2020, which provide they are supplements to Executive Order 20-02, state they will continue for the duration of the public health emergency, or state they continue until rescinded, are hereby renewed for the same 30-day period as provided in Paragraph 1 of this Executive Order, except to the extent those Executive Orders or any provision therein have been rescinded, superseded or specify they extend to or expire at another specific date. The above-referenced Executive Orders are numbered 20-03 through 20-37.

IT IS SO ORDERED.

IN TESTIMONY WHEREOF, I, Eric J. Holcomb, have hereunto set my hand and caused to be affixed the Great Seal of the State of Indiana, on this 30th day of July, 2020.

Eric J. Holcomb
Governor of Indiana

ATTEST: Connie Lawson
Secretary of State