STATE OF MISSISSIPPI

Office of the Governor

SUPPLEMENT TO EXECUTIVE ORDER NO. 1463

WHEREAS, on March 14, 2020, pursuant to the Constitution of the State of Mississippi and Miss. Code Ann. § 33-15-11(b)(17), I issued a Proclamation declaring that a State of Emergency exists in the State of Mississippi as a result of the outbreak of COVID-19; and

WHEREAS, on March 23, 2020, Executive Order No. 1463 was issued to, among other things, establish statewide continuity of operations of critical infrastructure and ensure that Essential Businesses or Operations providing essential services or functions remain open, operational and continue to provide uninterrupted essential services and functions during this COVID-19 State of Emergency; and

WHEREAS, prior to the issuance of Executive Order No. 1463, various political subdivisions of the State of Mississippi, pursuant to authority afforded them under various state emergency management laws and other statutory powers, had issued orders, rules, regulations, or resolutions and took actions in response to the national emergency associated with COVID-19 and the Governor's State of Emergency Proclamation as a means of local effort to prevent the spread of this disease; and

WHEREAS, as this supplement is issued for clarity and in promotion of the recognized need for consistency and uniformity, the orders, rules, regulations, resolutions, and actions in response to the national emergency associated with COVID-19 taken by political subdivisions prior to issuance of Executive Order No. 1463, as well as subsequent thereto, may continue to be in effect and shall not be suspended or unenforceable, so long as they provide the minimum applicable restrictions set out in Executive Order No. 1463 and do not impose restrictions that prevent any Essential Business or Operation as identified in Executive Order No. 1463 from operating at such level necessary to provide essential services and functions during this COVID-19 State of Emergency; and

WHEREAS, as an example and for further clarification, orders, rules, regulations, resolutions, and actions of political subdivisions that temporarily suspend all dine-in services and operations of restaurants, bars, and other dining establishments but permit drive-thru, curbside, carryout, and/or delivery service, and which were effective prior to issuance of Executive Order No. 1463, did not prevent any Essential Business or Operation from operating at such level necessary to provide essential services and functions during this COVID-19 State of Emergency, were determined to be in the best interests of these political subdivisions, and are herein deemed to be consistent with Executive Order No. 1463:

NOW, THEREFORE, I, Tate Reeves, Governor of the State of Mississippi, by the authority vested in me by the Constitution and laws of the State of Mississippi, do hereby order and direct as follows:

1. The intent and purpose of this Supplement to Executive Order No. 1463 is to provide clarity and to avoid and prevent inconsistencies toward the objective of emergency management in this State in response to the COVID-19 emergency, especially when local actions have occurred in conjunction with such emergency management that are not inconsistent with the overall plan and needs of the State.

2. That, in accordance with Miss. Code Ann. § 33-15-11(b)(1) and (b)(5) and Miss. Code Ann. § 33-15-11(c)(4), Executive Order No. 1463 shall be clarified and amended to read and understood to hold that no governing body, agency, or political subdivision of the State shall adopt any measures that are less restrictive than the provisions of

Executive Order No. 1463 and the orders, rules, regulations, resolutions, and actions taken by political subdivisions of the State prior to issuance of Executive Order No. 1463 on March 23, 2020, as well as subsequent thereto, may continue to be in effect and shall not be suspended or unenforceable, so long as the same provide the minimum applicable restrictions set out in Executive Order No. 1463 and do not impose restrictions that prevent any Essential Business or Operation as identified in Executive Order No. 1463 from operating at such level necessary to provide essential services and functions during this COVID-19 State of Emergency.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE in the City of Jackson, on the 26th day of March, in the year of our Lord, two thousand and twenty, and of the Independence of the United States of America the two hundred and forty-fourth.

TATE REEVES
GOVERNOR

BY THE GOVERNOR

MICHAEL WATSON
SECRETARY OF STATE