

CALIFORNIA – Back to Business – COVID-19 – Orders of the State Public Health Officer and Blueprint for a Safer Economy (Updated 12/3/20)

DEPARTMENT OF PUBLIC HEALTH SITE

<https://www.cdph.ca.gov/Programs/CID/DCDC/Pages/COVID-19/COVID19CountyMonitoringOverview.aspx#>

BLUEPRINT FOR A SAFER ECONOMY
<https://covid19.ca.gov/safer-economy/>

TOPIC	SUMMARY	SECTION #
Effective	Various	
General Overview	<p>Executive Order N 33-20 (dated March 19, 2020) and N 60-20 (dated May 4, 2020) provided that all residents are directed to comply with the directives issued by the State Public Health Officer. Prior to August 31, a County Data Monitoring List was used for determining what businesses can and cannot open.</p> <p>Effective 8/31/20, the “Blueprint for a Safer Economy” replaced the County Data Monitoring List. Under the Blueprint, every county in California is assigned to a Tier based on its test positivity and adjusted case rate. The tier assignments may change at any time. See Blueprint and CDPH Site for latest tier assignments and restrictions for each tier. The business and individual restrictions for the county will differ depending on its assigned Tier.</p>	<p>EO N 33-20 EO N 60-20</p> <p>Blueprint</p> <p>CDPH Site</p>
Shelter in Place/Stay at Home	<p>The Governor’s and CDPH Stay at home orders remain in place, as modified. All individuals living in the State of California to stay at home except as needed to facilitate authorized, necessary activities or to work at or patronize permitted businesses.</p> <p>A Regional Stay at Home order (CDPH 12/3/20), was announced December 3, 2020, and a supplemental order (CDPH 126/20), signed</p>	<p>EO N 33-20 EO N 60-20 CDPH 3/19/20 CDPH 5/7/20 CDPH 7/13/20</p> <p>CDPH 8/28/20 CDPH 12/3/20 CDPH 126/20</p>

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	<p>December 6, 2020. These will go into effect the day after a region has been announced to have less than 15% ICU availability. They prohibit private gatherings of any size, close sector operations except for critical infrastructure and retail, and require 100% masking (with certain exceptions as indicated within guidance for use of face coverings) and physical distancing in all others.</p> <p>Also see Q&A re Stay at Home for details.</p>	
Businesses Generally	<p>Most businesses are permitted to be open, subject to limitations. See the CA Blueprint for a Safer Economy for the current status of business restrictions, by Tier.</p> <p>The Public Health Officer also has adopted industry-specific guidance, including for retail, manufacturing, office based businesses, restaurants and bars, hair salons and barbershops, gym and fitness centers, entertainment businesses, schools, and other business sectors. The requirements may differ depending on the Tier. See specifics under Industry Guidance</p> <p>For an Overview see Chart of Tiers and Restrictions</p> <p>Also see restrictions in Regional Stay at Home order (CDPH 12/3/20)</p>	<p>Blueprint</p> <p>Industry Guidance</p>
Restaurants, Bars	See Industry Guidance and Blueprint for current restrictions, depending on Tier.	
Hair Salons, Barbershops, Personal Services	See Industry Guidance and Blueprint for current restrictions, depending on Tier	
Gyms, Fitness Centers	See Industry Guidance and Blueprint for current restrictions, depending on Tier	
Entertainment and	See Industry Guidance and Blueprint for current restrictions, depending on Tier	

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Recreation Venues		
Retail and other Businesses	See Industry Guidance and Blueprint for current restrictions, depending on Tier.	
Facemask Requirements	CDPH issued updated guidance 11/16/20, which supersedes guidance released on June 18, 2020. This updated guidance mandates that a face covering is required at all times when outside of the home, with some exceptions.	Facemask guidance
Gatherings	See CDPH Guidance re Gatherings. Generally, gatherings limited to 3 households. Different requirements depending on which Tier the county is in. Also see restrictions in Regional Stay at Home order (CDPH 12/3/20)	Guidance re Gatherings
Travel	Travel advisory from CA Dept of Public Health.	Travel advisory
Other	The CDPH Stay at Home Q&A site states that the questions and answers are directives from the State Public Health Officer, and have the same force and effect as other State Public Health Officer directives. It is likely that the other directives on the CDPH website are considered to have the same effect	Q&A re Stay at Home
DEFINITIONS AND APPENDIX		
Requirements for all Reopening Businesses	<p>The Industry Guidance website has guidelines for businesses to follow, if they're permitted to open. The goal is a safer, environment for workers and customers. Businesses may use effective alternative or innovative methods to build upon the Guidelines.</p> <p>Review the guidance that is relevant to your workplace, prepare a plan based on the guidance for your industry, and put it into action.</p> <p>When complete, you can post the industry-specific checklist (see below) in your workplace to show your customers and your employees that you've reduced the risk and are open for business.</p>	Industry Guidance

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	<p>Before reopening, all facilities must:</p> <ol style="list-style-type: none"> 1. Perform a detailed risk assessment and implement a site-specific protection plan 2. Train employees on how to limit the spread of COVID-19, including how to screen themselves for symptoms and stay home if they have them 3. Implement individual control measures and screenings 4. Implement disinfecting protocols 5. Implement physical distancing guidelines 6. Establish universal face covering requirements (with allowed exceptions). See CDPH guidelines (PDF). 7. Post your completed checklist so everyone can know the steps you've taken. Feel free to add more safety measures to the ones included in your industry's guidance 	
Industry Specific Guidance	<p>Industry specific guidance is currently provided for the following industries – check for updates:</p> <ul style="list-style-type: none"> • Agriculture and livestock • Auto dealerships • Childcare • Communications infrastructure • Construction • Day Camps • Delivery Services • Energy and Utilities • Family friendly practices for employers • Food packing • Hotels and lodging • Life sciences • Logistics and warehouses • Manufacturing • Mining and Logging • Music film and TV production (June 12)[no guidance yet] • Office workspaces • Ports 	Industry Guidance

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	<ul style="list-style-type: none">• Professional sports• Public transit and intercity rail• Real estate transactions• Retail• Schools• Shopping Centers• Support for working families	
Essential Workforce	See https://covid19.ca.gov/essential-workforce/ for definitions. In certain Tiers, there are provisions that are limited to Essential Workforce only.	

DISCLAIMER: This information is provided for convenience only, and should not be relied upon in making decisions for your business. As this is a rapidly changing area, reference should always be made to the official order and related interpretative guidance. If you have specific questions about how any particular jurisdiction's Order affects your business, or other COVID-19 topics, please contact a member of the Holland & Knight's COVID-19 Response Team – State and Local Orders and Regulations.

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