

DISTRICT OF COLUMBIA – Back to Business Orders – COVID-19 (updated through 12/7/20)

[BACK TO BUSINESS ORDERS]
<https://coronavirus.dc.gov/phasetwo>

REOPEN DC SITE
<https://coronavirus.dc.gov/reopendc>

GENERAL TOPIC	SUMMARY	SECTION #
Effective	Mayors Order 075 (Phase 2) - June 22, 2020 Mayors Order 080 (Masks) – July 22, 2020 Mayor’s Order 103 (Modified Phase 2) – October 7, 2020 Mayors Order 110 (Travel) – November 6, 2020 Mayor’s Order 119 (Modified Phase 2) - November 23, 2020 Mayor’s Order 123 (Modified Phase 2) – December 7, 2020	
General	The District implemented reopening in phases, per the recommendations of the ReOpen DC Advisory Group. See separate summary of Mayor’s Order 2020-067 for description of Phase One.	
Shelter in Place - Modifications	Stay at home provisions of Mayor’s Order 2020-54 were previously rescinded. Social distancing still required outside the home.	
Opening of Resumed Businesses	<p>Under Mayor’s Order 2020-53, nonessential businesses were required to close to the public. In Phase One, certain businesses reopened.</p> <p>In Phase Two, additional businesses reopened. See the Phase Two orders and the DOH guidance at Phase Two for restrictions and opening requirements:</p> <ul style="list-style-type: none">• Nonessential retail businesses may open for indoor shopping (50% occupancy limit)• Personal care expanded from barbershops and hair salons (opened in Phase One), to also include tanning, tattoo, waxing, threading, electrolysis, cryotherapy, facial and other skin services, and nail salons.• Childcare centers• Museums and National Zoo• Libraries• Colleges and universities	

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	<ul style="list-style-type: none"> • Camps and aftercare activities • Restaurants and licensed food establishments – see below • Farmers markets continue per Phase One • Places of worship – see order for capacity and other limits in Phase Two • Playgrounds, low to moderate contact sports • Fitness establishments such as gyms, health clubs, yoga, dance and workout studios, subject to capacity limits and other DOH guidance • Other recreational facilities such as recreation centers, bowling alleys, climbing gyms, squash or racquet clubs, skating rinks, skateboard parks (capacity limit of 50% of capacity or fifty persons, whichever is lower. • Pools may open after 7/15/20, subject to certain limitations <p>See Appendix below re requirements for reopened businesses, including creating a plan regarding COVID-19 protection.</p> <p>See Modifications adopted under Order 119, effective 11/25/20.</p> <p>Minimum Basic Operations of nonessential businesses may continue. Under Order 103, nonessential non-retail businesses shall continue to have employees telework to the extent consistent with their business operations. In Order 119, this was revised to be strong encouragement for telework.</p>	
Continued Closures of Certain Nonessential Businesses and Venues	<p>The following nonessential businesses remain closed: hookah bars, cigar bars, hot tubs, saunas and steam rooms at gyms, in freestanding facilities or in apartments, condos and cooperatives, bars, nightclubs and mixed-use facilities (except to extent serving food consistent with prior Mayor's Orders and operating pursuant to endorsements from the ABRA), all high contact sports, organized club team sport activities, spray parks.</p> <p>See below re theaters, cinemas, entertainment venues.</p>	
Entertainment Venues	<p>May apply for a waiver to hold an arts, entertainment or cultural event. Must include a plan for social distancing, protocols to reduce spread, and a system for contact tracing. Absent a waiver, these</p>	

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	venues, including theaters, cinemas, and other entertainment remain closed. Order No 123 added additional restrictions relating to high contact sports and high school sports.	
Restaurants, Bars	<u>Phase Two</u> : Restaurants may continue to provide takeout, delivery, “grab and go” and open for outdoor dining. Restaurants are encouraged to use a reservation system (online or telephone), avoid crowding and queuing nearby, and keep customer logs to facilitate contact tracing by the DC Department of Health. In Phase Two, may open for indoor dining, subject to occupancy caps and other DOH requirements. See Phase Two guidance . Bars and nightclubs remain closed (see above) <u>Modifications</u> : Under Order No 119, effective 12/13/20, the indoor occupancy cap is reduced to 25%, to reduce the frequency of high risk exposure.	
Permitting Elective Surgeries, Etc.	Health care providers may continue services or resume offering services to include outpatient and elective surgical procedures. Surgical procedures should not unduly burden hospital capacity or COVID-19 related resources.	
Facemask Requirements	Under Order 080 , all persons leaving their residences shall wear a mask when they are likely to come into contact with another person, such as being within six feet of another person for more than a fleeting time. Persons must wear a mask in the common areas of apartments, condominiums and cooperatives. Businesses, office buildings, and other establishments open to members of the public shall post signage on their exterior doors stating that a person may not enter unless the person is wearing a mask. In addition, the business, office building, or other establishment shall exclude or attempt to eject persons who are not wearing masks or who remove their required masks. Employers shall provide masks to their employees. See Order 080 Masks	
Gatherings	<u>Phase Two</u> : Under Order 075, gatherings of more than fifty (50) are prohibited. [This is an increase from the Phase One limit of 10.] <u>Modifications</u> : Under Order 119, effective 11/25/20, the outdoor cap was reduced from 50 persons to 25 persons, and the indoor cap	

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	was reduced to 10 persons.	
Travel	See travel restrictions in Order 110 , effective 11/9/20. See Travel Guidance for details. Restrictions include testing and quarantine requirements for visitors from other jurisdictions, with certain exceptions.	
Impact on other Orders	Most orders state that they supersede prior orders to the extent of any inconsistency	
DEFINITIONS/APPENDIX		
Standards for Reopened Businesses	All essential and nonessential businesses must follow all protocols required by prior Mayor's order and DC Department Health Guidance as well as (a) informing all employees that they should not come to work if sick and of applicable leave provisions; and (b) creating a plan regarding COVID-19 to include providing all employees with information about testing locations and CDC Guidance. See guidance at https://coronavirus.dc.gov/recovery-business https://coronavirus.dc.gov/phasetwo	
Minimum Basic Operations	Minimum Basic Operations" means: a. The minimum necessary activities to maintain the value of the business's inventory, ensure security, process payroll and employee benefits, and related functions; b. The minimum necessary activities to facilitate employees of the business being able to continue to work remotely from their residences; and c. The minimum necessary activities to facilitate teleworking or the remote delivery of services formerly provided in-person by the business; to provide cleaning and disinfection of a business's facilities; and to provide employee supervision of contractors or employees providing essential maintenance of the facility.	Mayor's Order 2020-53
Social Distancing Requirements	"Social Distancing Requirements" include: a. Maintaining at least six (6) feet of distance from other individuals;	Mayor's Order 2020-075

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	<p>b. Washing hands with soap and water for at least twenty (20) seconds or using hand sanitizer frequently, or after contact with potentially-infected surfaces, to the greatest extent feasible;</p> <p>c. Covering coughs or sneezes, preferably with a tissue immediately disposed of, or into the sleeve or elbow, not hands;</p> <p>d. Regularly cleaning high-touch surfaces; and</p> <p>e. Not shaking hands.</p>	

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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