

Oklahoma – COVID-19 - Back to Business and Reopening Plan

(Updated through 12/14/20)

Open Up and Recover Safely (OURS) Plan

<https://www.okcommerce.gov/wp-content/uploads/Open-Up-and-Recover-Safely-Plan.pdf>

All Executive Orders

<https://www.sos.ok.gov/gov/execorders.aspx>

OURS Plan Website

<https://www.okcommerce.gov/covid19/ours-plan/>

[OURS Plan Website](https://www.okcommerce.gov/covid19/ours-plan/)

Oklahoma State Department of Health

<https://coronavirus.health.ok.gov/>

GENERAL TOPIC	SUMMARY	
General	<p>Oklahoma has reopened under the OURs reopening plan. It covers all 77 counties. While the orders themselves do not reference particular phases, the OURs website indicates that Phase I started 4/24/20, Phase 2 started 5/15/20, and Phase 3 started 6/1/20.</p> <p>Executive Order 2020-20, which provides for reopening and business restrictions, continues to be amended and restated. See <u>Eighth Amended and Restated Order</u>. Also see <u>Executive Orders</u> and <u>OURS Plan Website</u> for updates.</p>	
Shelter in Place - Modifications	<p>Prior orders had mandated that adults over the age of sixty-five (65) and people of any age who have serious underlying medical conditions must stay in their home or place of residence, with certain exceptions.</p> <p>Later orders changed prior mandate to a “should consider” standard, and then to a recommendation to follow CDC guidelines for social distancing and gatheringss.</p>	
Businesses	<p>All businesses “should adhere” to the statewide Open Up and Recover Safely (OURS) Plan as provided on the Oklahoma Department of Commerce website</p>	

Disclaimer: The information provided in this handout is general information and not designed to be and should not be relied on as your sole source of information when analyzing and resolving a specific legal issue. Each fact situation is different; the laws are constantly changing. If you have specific questions regarding a particular fact situation, we urge you to consult with legal counsel.

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	<p>(https://www.okcommerce.gov/covid19/ours-plan/)</p> <p>The OURS Plan includes some “guidance” for employers, including relating to plans to allow employees to return to work in phases, closing common areas or enforcing social distancing protocols, minimizing non-essential travel and adhering to CDC guidelines and Executive Orders regarding isolation following travel, honoring requests of personnel who are members of a vulnerable population for special accommodations.</p>	
Restaurants/Bars	<p>Restaurants and bars shall ensure a minimum of six (6) feet of separation between parties or groups at different tables, booths, or bar tops, unless the tables are separated by properly sanitized glass or plexiglass. See orders for curfews.</p> <p>See <u>Eighth Amended and Restated Order</u>. Also see <u>Executive Orders and OURS Plan Website</u> for updates</p>	
Facemask Requirements	<p>All persons on property, including buildings and office space, owned or leased by the State of Oklahoma shall wear a facial covering or mask over the mouth and nose at all times where physical distancing measures may be difficult to observe. See <u>Eighth Amended and Restated Order</u>. Also see <u>Executive Orders and OURS Plan Website</u> for updates.</p> <p>Also see Public Health Advisory, with recommendations for masks</p>	
Gatherings.	<p>Public and social gatherings of persons not from the same household shall be limited to fifty percent (50%) of the building or area’s permitted occupancy as set forth in the Certificate of Occupancy or other building permit for use and occupancy of the building or area. This shall not apply to gatherings in a private residence, buildings or businesses providing religious, healthcare, educational, public safety, and childcare services and businesses impacted by Paragraph 26. Exceptions to this prohibition may be granted by the local health authority.</p> <p>See <u>Eighth Amended and Restated Order</u>. Also see <u>Executive Orders and OURS Plan Website</u> for updates.</p>	
Travel Restrictions	All persons who enter Oklahoma from another state or	

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	country are directed to follow the CDC travel guidelines (https://coronavirus.health.ok.gov/travel). Also see Public Health Advisory , with recommendations for masks after traveling from areas with substantial community spread.	
Immunity from Liability	On May 21, 2020, OK Governor Stitt signed Senate Bill 1946 into law. Effective immediately, the bill provides: “A person or agent of the person who conducts business in this state shall not be liable in a civil action claiming an injury from exposure or potential exposure to COVID-19 if the act or omission alleged to violate a duty of care of the person or agent was in compliance or consistent with federal or state regulations, a Presidential or Gubernatorial Executive Order, or guidance applicable at the time of the alleged exposure.” Full text of the enrolled bill can be found at: http://webserver1.lsb.state.ok.us/cf_pdf/2019-20%20ENR/SB/SB1946%20ENR.PDF .	
Other	A number of other provisions are covered by the Eighth Amended and Restated Order , including state employee travel, medical licensing, COVID19 information, telemedicine, certain medicines, nursing homes, screenings, motor carriers, etc.	

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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