

PENNSYLVANIA – COVID-19 – Back to Business Phases and Mitigation Orders (updated through 12/10/20)

COVID GUIDANCE AND RESOURCES SITE
<https://www.pa.gov/guides/responding-to-covid-19/>

GUIDANCE FOR BUSINESSES
<https://www.governor.pa.gov/covid-19/business-guidance/>

GOVERNORS MITIGATION ORDERS AND DOH MITIGATION ORDERS
<https://www.pa.gov/guides/responding-to-covid-19/#COVIDMitigationinPennsylvania>

GENERAL TOPIC	SUMMARY	SECTION #
General	<p><u>Prior Reopening Phases.</u> A three-phase matrix (red, yellow, green) was established for reopening of businesses. All counties moved to the green phase by July 3, 2020.</p> <p><u>Mitigation Orders.</u> The Governor and the DOH have issued and continue to issue various mitigation orders, in response to changing conditions.</p> <ul style="list-style-type: none">• A series of mitigation orders were issued 7/15/20• A series of mitigation orders were issued 9/17/20• A series of mitigation orders were issued 11/16/20• A series of mitigation orders were issued 11/23/20• A temporary mitigation order was issued 12/10/20, effective through 1/4/21. See 12/10 Mitigation Order	
Shelter in Place - Modified	<p>Prior Stay at home order expired pursuant to its terms on June 4, 2020)</p> <p>There is a stay at home advisory, in effect from 11/23/20. See Stay at Home Advisory</p>	
General Business Restrictions	<p>See Business Guidance for current restrictions, including maximum capacity limits. Under the 12/10 Mitigation Order, capacity limit for businesses operating in person was 50%.</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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Restaurants, Bars	See Business Guidance for current restrictions, including maximum capacity limits. Under the 12/10 Mitigation Order , in-person dining is closed. Outdoor dining and takeout permitted	
Facemask Requirements	See DOH Face Coverings Order . Mask orders have been in place since April 15, 2020 and were strengthened 11/17/20. Masks are required to be worn indoors and outdoors if away from home. When outdoors, a mask must be worn if one is not able to remain physically distant (at least 6 feet away) from someone not in the same household. When indoors, masks will be required even if social distancing is observed (other than with members of the same household). This order applies to every indoor facility, including homes, retail establishments, gyms, doctors' offices, public transportation, and anywhere food is prepared, packaged or served.	
Gatherings	Under the 12/10 Mitigation Order , indoor gatherings and events limited to 10 persons, and outdoor gatherings and events limited to 50 persons. [Previous limits for events, based on size of venue, were set out in the Guidance for Occupancy]	
Places of Worship	Churches, synagogues, temples, mosques and other places of congregant worship are excluded from any limitations on occupancy but are strongly encouraged to find alternative methods for worship	
Travel	See Travel Guidance for restrictions on travel	
Other	Businesses that have questions may contact the Department of Health at 1-877-PA-HEALTH (1-877-724-3258).	
	APPENDIX	
Other Requirements for	<ul style="list-style-type: none"> See detailed requirements set forth in Business Guidance, including cleaning and disinfecting, establishing a plan in case there is an exposure (with detailed requirements for 	

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Reopened Businesses	<p>such a plan), staggering work hours, limiting numbers in common areas, conducting meetings and trainings remotely, providing masks and mandating that they be worn, etc.</p> <ul style="list-style-type: none">• Businesses must post the Commonwealth-created “COVID-19 Safety Procedures for Businesses” flyer (available on the Commonwealth’s Resources for COVID-19 webpage) in employee common space and, if the business serves the public, near the business’s public entrance. The flyer must be signed by the business’s corporate officer, site manager, site foreperson, or equivalent.• There is also a requirement to name a “Pandemic Safety Officer” who would be in charge of carrying out the COVID-19 safety procedures set forth in the guidance.	

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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