

## WASHINGTON – Back to Business – COVID-19 – Proclamation 20-25, Phased Reopenings, and Rollbacks (Updated 11/15/20)

### Governor's Proclamations

<https://www.governor.wa.gov/office-governor/official-actions/proclamations>

### Proclamation 20-25.8

[https://www.governor.wa.gov/sites/default/files/proclamations/proc\\_20-25.8.pdf](https://www.governor.wa.gov/sites/default/files/proclamations/proc_20-25.8.pdf)

### Summary of Proclamation 20-25.8

<https://www.governor.wa.gov/sites/default/files/proclamations/COVID%2019%20November%20Statewide%20Restrictions.pdf>

### Safe Start Washington Website

<https://coronavirus.wa.gov/what-you-need-know/safe-start>

GENERAL TOPIC	SUMMARY	SECTION #
Effective	Proc 20-25: Originally effective 3/23/20. Subsequent versions have been issued, including <a href="#">Proc 20-25.8</a> dated <b>11/15/20</b>	
General	The original Proclamation 20-25, effective 3/23/20, implemented a stay at home order. Subsequent versions implemented a phased county-by-county reopening plan under the Safe Start Washington plan). All counties began at Phase 1 on May 4, 2020, and some counties moved to phase 2 and 3. See <a href="#">County Variance Page</a> for county status. <u>Under <a href="#">Proc 20-25.8</a>, effective 11/15/20, the phased reopening plan was put on pause. The new restrictions under <a href="#">Proc 20-25.8</a> apply to ALL businesses, regardless of Phase.</u>	<a href="#">County Variance Page</a>
Shelter in Place - Modifications	<ul style="list-style-type: none"><li>Stay Home-Stay Healthy Order (now renamed "Safe Start Stay Healthy") remains in place as amended and subject to lifting of restrictions through Phases</li><li><u>All Phases:</u> Individuals should continue to:<ul style="list-style-type: none"><li>Engage in physical distancing, staying at least six feet away from other people</li><li>Wear cloth face coverings in public places when not eating or drinking (cloth face coverings should not be placed on children younger than 2 years of age, anyone who has trouble breathing, or is unconscious, incapacitated or otherwise unable to remove the cover without</li></ul></li></ul>	See above  Safe Start Washington: <a href="https://www.governor.wa.gov/sites/default/files/SafeStartWA_4May20_1pm.pdf?utm_medium=email&amp;utm_source=govdelivery">https://www.governor.wa.gov/sites/default/files/SafeStartWA_4May20_1pm.pdf?utm_medium=email&amp;utm_source=govdelivery</a> at page 3

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	<p>assistance)[Note: this is now mandatory for employees – see below]</p> <ul style="list-style-type: none"> <li>○ Stay home if sick</li> <li>○ Avoid others who are sick</li> <li>○ Wash hands frequently with soap and water (use hand sanitizer if soap and water are not available)</li> <li>○ Cover coughs and sneezes</li> <li>○ Avoid touching eyes, nose and mouth w/ unwashed hands</li> <li>○ Disinfect surfaces and objects regularly</li> </ul>	
Phased Reopening of Businesses including public/entertainment Venues	<p>See <a href="#">Proc 20-25.8</a> for new restrictions in effect for all sectors from 11/15/20 through 1/4/21. These new restrictions apply regardless of phase.</p> <ul style="list-style-type: none"> <li>• <u>Phase 1:</u> Activities Permitted Assuming Compliance with Guidance: <ul style="list-style-type: none"> <li>○ Landscaping and lawn care</li> <li>○ Vehicle and vessel sales</li> <li>○ Pet walking</li> <li>○ Retail (curb-side pick-up orders only)</li> <li>○ Auto/RV/boat/ORV sales</li> <li>○ Car washes</li> <li>○ Essential businesses</li> </ul> </li> <li>• <u>Phase 2 (timing depends on county):</u> <ul style="list-style-type: none"> <li>○ Remaining manufacturing</li> <li>○ Additional construction phases</li> <li>○ In-home/domestic services (nannies, housecleaning, etc.)</li> <li>○ Retail (in-store purchases allowed with restrictions)</li> <li>○ Real estate</li> <li>○ Professional services/office-based businesses (telework remains strongly encouraged)</li> <li>○ Hair and nail salons/barbers</li> <li>○ Pet grooming</li> <li>○ Restaurants/taverns &lt;50% capacity table size no larger than 5 (no bar-area seating)</li> </ul> </li> <li>• <u>Phase 3 (timing depends on county):</u> <ul style="list-style-type: none"> <li>○ Restaurants/taverns &lt;75% capacity/table size no larger than 10. Bar areas in restaurant/taverns at &lt;25% capacity</li> </ul> </li> </ul>	<p>Guidance available at:  <a href="https://coronavirus.wa.gov/what-you-need-know/safe-start">https://coronavirus.wa.gov/what-you-need-know/safe-start</a>   <a href="https://www.governor.wa.gov/issues/issues/covid-19-resources/covid-19-reopening-guidance-businesses-and-workers">https://www.governor.wa.gov/issues/issues/covid-19-resources/covid-19-reopening-guidance-businesses-and-workers</a></p>

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	<ul style="list-style-type: none"> <li>○ Movie theaters at &lt;50% capacity</li> <li>○ Customer-facing government services (telework remains strongly encouraged)</li> <li>○ Libraries and museums</li> <li>○ All other business activities not yet listed except for nightclubs and events with greater than 50 people</li> <li>● <u>Phase 4 (timing depends on county):</u> <ul style="list-style-type: none"> <li>○ Nightclubs and concert venues</li> <li>○ Large sporting events</li> <li>○ Resume unrestricted staffing of worksites, but continue to practice physical distancing and good hygiene</li> </ul> </li> </ul>	
Essential Businesses	Definitions and rules for essential businesses remain in place. See Stay Home, Stay Healthy Proclamations (now renamed Safe Start, Stay Healthy) and separate H&K Summary.	<a href="https://coronavirus.wa.gov/what-you-need-know/whats-open-and-closed/essential-business">https://coronavirus.wa.gov/what-you-need-know/whats-open-and-closed/essential-business</a>
Workplace Requirements	Under the Safe Start Washington plan, all employers required to comply with workplace guidance in all Phases including but not limited to: <ul style="list-style-type: none"> <li>● 6 ft physical distancing for employees and patrons</li> <li>● Adopt physical barriers to block sneezes and coughs when physical distancing is not possible</li> <li>● Provide sanitation and hygiene access</li> <li>● PPE in accordance with WA Labor &amp; Industries requirements</li> <li>● Develop a plan for addressing COVID positive employees and exposure</li> <li>● Follow <a href="#">Proc 20-46</a> High-Risk Employees – Workers’ Rights (see link)</li> </ul> See <a href="#">Proc 20-25.8</a> for additional restrictions/rollbacks applicable for 11/15/20 through 1/4/21	<a href="#">Safe Start Washington Plan</a> at page 4  <a href="#">Proc 20-46</a>
Religious Services	See <a href="#">Proc 20-25.8</a> for restrictions on weddings, funerals and religious services, effective 11/15/20. Restrictions include capacity limits, requirements for facial coverings, restrictions on singing and music. Outdoor services required to follow outdoor dining guidance	<a href="#">Proc 20-25.8</a>
Restaurants, Bars	<ul style="list-style-type: none"> <li>● <u>Phase 1:</u> Take-out and delivery permitted with 6 ft. social distancing with customers and staff.</li> <li>● <u>Phase 2:</u> Restaurants/taverns &lt;50% capacity table size no larger than 5 (no bar-area seating)</li> </ul>	<a href="#">Safe Start Washington Plan</a> at page 6

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	<ul style="list-style-type: none"> <li><u>Phase 3</u>: Restaurants/taverns &lt;75% capacity/table size no larger than 10. Bar areas in restaurant/taverns at &lt;25% capacity</li> <li><u>Phase 4</u>: Appears to be unrestricted</li> <li>See <a href="#">Proc 20-25.8</a> for new restrictions applicable 11/15/20 through 1/4/21, Includes restrictions on indoor service, specific restrictions applicable to outdoor dining, and table size limitations.</li> </ul>	<a href="#">Proc 20-25.8</a>
Facemask Requirements	<ul style="list-style-type: none"> <li>Every person in Washington State must wear a face covering that covers their nose and mouth when they are outside their house, mobile home, apartment, condo, hotel or motel room, or other dwelling unit, subject to certain exceptions.</li> <li>Businesses are prohibited from allowing customers to enter without face coverings, with certain exceptions. See <a href="#">Proc 20-25.6</a></li> </ul> <p>Also see FAQ re worker face coverings. <a href="#">Wash DOL FAQ re face coverings</a></p>	<a href="#">Secy Health Order 20-03.1</a>  <a href="#">Proc 20-25.6</a>
Gatherings	<ul style="list-style-type: none"> <li><u>Phase 1</u>: none permitted</li> <li><u>Phase 2</u>: Gather with no more than 5 people outside household per week.</li> <li><u>Phase 3</u>: Allow gatherings with no more than 50 people</li> <li><u>Phase 4</u>: Permit gatherings greater than 50 people</li> <li>See <a href="#">Proc 20-25.8</a> for new restrictions applicable 11/15/20 through 1/4/21, Includes restrictions on outdoor social gatherings to 5 persons outside household. Restrictions on indoor social gatherings: no persons from outside the household may be in an indoor social gathering, unless prior quarantine and testing requirements have been met.</li> </ul>	<a href="#">Safe Start Washington Plan</a> at page 6  <a href="#">Proc 20-25.8</a>
Recreation	<p><u>Phase 1</u>: permitting resumption of hunting, skiing, golf, boating, hiking</p> <p><u>Phase 2</u>: permitting outdoor recreation involving 5 or fewer people outside of household (camping, beaches, etc.)</p> <p><u>Phase 3</u>: Outdoor group rec. sports activities (50 or fewer people), recreational facilities at &lt;50% capacity (gyms, public pools, etc.), professional sports without audience participation (horseracing, baseball, etc.)</p> <p><u>Phase 4</u>: Resume all recreational activity</p>	<a href="#">Safe Start Washington Plan</a> at page 6  <a href="#">Proc 20-25.8</a>

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	See <a href="#">Proc 20-25.8</a> for new restrictions applicable 11/15/20 through 1/4/21, Includes restrictions on fitness facilities and gyms, outdoor fitness classes, bowling centers, and youth and adult sporting activities.	
DEFINITIONS/APPENDIX		
Rollback Guidance	Proclamation 20-25.8 Rollback of County by County Phased Reopening <a href="https://www.governor.wa.gov/sites/default/files/proclamations/proc_20-25.8.pdf">https://www.governor.wa.gov/sites/default/files/proclamations/proc_20-25.8.pdf</a>  Summary of Proc 20-25.8 <a href="https://www.governor.wa.gov/sites/default/files/proclamations/COVID%2019%20November%20Statewide%20Restrictions.pdf">https://www.governor.wa.gov/sites/default/files/proclamations/COVID%2019%20November%20Statewide%20Restrictions.pdf</a>	
Guidance for Resumed/Reopened Businesses	Safe Start Washington: <a href="https://www.governor.wa.gov/sites/default/files/SafeStartWA_4May20_1pm.pdf?utm_medium=email&amp;utm_source=govdelivery">https://www.governor.wa.gov/sites/default/files/SafeStartWA_4May20_1pm.pdf?utm_medium=email&amp;utm_source=govdelivery</a>  <a href="https://coronavirus.wa.gov/what-you-need-know/safe-start">https://coronavirus.wa.gov/what-you-need-know/safe-start</a>  <a href="https://www.governor.wa.gov/issues/issues/covid-19-resources/covid-19-reopening-guidance-businesses-and-workers">https://www.governor.wa.gov/issues/issues/covid-19-resources/covid-19-reopening-guidance-businesses-and-workers</a>	
Standards for Phased Opening with State and County Links	Safe Start Washington: <a href="https://www.governor.wa.gov/sites/default/files/SafeStartWA_4May20_1pm.pdf?utm_medium=email&amp;utm_source=govdelivery">https://www.governor.wa.gov/sites/default/files/SafeStartWA_4May20_1pm.pdf?utm_medium=email&amp;utm_source=govdelivery</a>	
Essential Businesses	<a href="https://coronavirus.wa.gov/what-you-need-know/whats-open-and-closed/essential-business">https://coronavirus.wa.gov/what-you-need-know/whats-open-and-closed/essential-business</a>	

**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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