

Order of the Secretary of the Pennsylvania Department of Health Regarding the Closure of All Businesses That Are Not Life Sustaining

To protect the public from the spread of Coronavirus (COVID-19), it is necessary that no person or entity shall operate a place of business that is not a life sustaining business regardless of whether the business is open to members of the public. Therefore, under the authority granted to me by law, I hereby order:

- 1) No person or entity shall operate a place of business that is not a life sustaining business regardless of whether the business is open to members of the public. This prohibition does not apply to virtual or telework operations (e.g., work from home). Life sustaining businesses may remain open, but they must employ social distancing practices and other mitigation measures defined by the Centers for Disease Control to protect their workers and patrons. A list of life sustaining businesses that may remain open is attached to and incorporated into this Order.

Enforcement actions will be taken against non-life-sustaining businesses that are out of compliance effective March 21, 2020, at 12:01 a.m.

- 2) All restaurants and bars are ordered to close their dine-in facilities to help stop the spread of COVID-19. Businesses that offer carry-out, delivery, and drive-through food and beverage service may continue, so long as social distancing and other mitigation measures are employed to protect workers and patrons.

Enforcement actions will be taken against businesses that are out of compliance effective March 19, 2020, at 8 p.m.

COVID-19 is a contagious disease that is rapidly spreading from person-to-person. People infected are capable of exposing others to COVID-19 even if their symptoms are mild, such as a cough. Additionally, exposure is possible by touching a surface or object that has the virus on it and then touching one's mouth, nose, or eyes. Spread by persons who are asymptomatic has not been ruled out.

Multiple areas of the United States are experiencing "community spread" of COVID-19, which means that the illness is being transmitted through unknown sources, not from known areas of infection. Mass gatherings increase the risk of transmission and community spread. Case counts of COVID-19 are rapidly increasing in the urban areas of the Commonwealth and especially our eastern counties, and cases are beginning to appear in other counties suggesting that community spread is occurring.

Symptoms of COVID-19 may include fever, cough, and shortness of breath. Older adults and people who have serious chronic medical conditions are at a higher risk for serious illness. Early symptoms may also include chills, body aches, sore throat, headache, diarrhea, nausea/vomiting, and runny nose.

On March 6, 2020, the Governor issued a Proclamation of Disaster Emergency due to the emergence of COVID-19 in the United States and the Commonwealth of Pennsylvania. Since the Commonwealth of Pennsylvania confirmed its first case of COVID-19, positive cases have continued to rise. As of March 19, 2020, the Commonwealth of Pennsylvania has 185 positive cases.

Non-life sustaining businesses present the opportunity for unnecessary gatherings, personal contact and interaction that will increase the risk of transmission and the risk of community spread of COVID-19.

COVID-19 is a threat to the public's health, for which the Secretary of Health may order general control measures, including, but not limited to, closure, isolation, and quarantine. This authority is granted to the Secretary of Health pursuant to Pennsylvania law. *See* Section 5 of the Disease Prevention and Control Law, 35 P.S. §§ 521.1; 521.5, sections 2102(a) and 2106 of the Administrative Code of 1929, 71 P.S. § 532(a) and 536 and the Department of Health's (Department) regulations found at 28 Pa. Code §§ 27.60-27.68 (relating to disease control measures; isolation; quarantine; movement of persons subject to isolation or quarantine; and release from isolation and quarantine). Particularly, the Department has the authority to take any disease control measure appropriate to protect the public from the spread of infectious disease. *See* 35 P.S. §§ 521.5; 71 P.S. § 532(a), and 1402(a); 28 Pa. Code § 28.60. The Department determines that the appropriate disease control measure based upon COVID-19, the manner of its spread in the Commonwealth and in the world, and its danger to Pennsylvanians, is the closure of non-life sustaining businesses as outlined in this order to prevent and control the spread of disease.

Accordingly, the closure of non-life sustaining businesses is necessary to protect the public's health. This Order shall take effect immediately and remain in full force and effect until further notice.

A handwritten signature in black ink, appearing to read 'Q22 MD', is written above a horizontal line.

Rachel Levine, MD
Secretary of Health

Order of the Secretary of the Pennsylvania Department of Health to Stay at Home

To protect the public from the spread of Coronavirus (COVID-19), it is necessary that all individuals residing in the counties of Allegheny, Bucks, Chester, Delaware, Monroe, Montgomery, and Philadelphia to stay at home or at their place of residence except as needed to access, support or provide life sustaining business, emergency or government services. Therefore, on this day, March 23, 2020, under the authority granted to me by law, I hereby order:

All individuals residing in Allegheny County, Bucks County, Chester County, Delaware County, Monroe County, Montgomery County, and Philadelphia County to stay at home except as needed to access, support or provide life-sustaining business, emergency or government services. For employees of life-sustaining businesses that remain open, the following child care services may remain open: group and family child care providers in a residence; child care facilities operating under a waiver granted by the Department of Human Services Office of Child Development and Early Learning; and, part-day school age programs operating under an exemption from the March 19, 2020 business closure Orders. A list of life sustaining businesses that remain open is attached to and incorporated into this Order. In addition, businesses that are permitted to remain open include those granted exemptions prior to or following the issuance of this order.

Individuals leaving their home or place of residence to access, support or provide life sustaining services for themselves, another person or a pet must employ social distancing practices as defined by the Centers for Disease Control and Prevention. Individuals are permitted to engage in outdoor activities, however, gatherings of individuals outside of the home are generally prohibited except as may be required to access, support or provide life sustaining business, emergency or government services as outlined above.

Enforcement of this Order will commence at 8:00 PM on Monday, March 23, 2020.

COVID-19 is a contagious disease that is rapidly spreading from person-to-person. People infected are capable of exposing others to COVID-19 even if their symptoms are mild, such as a cough. Additionally, exposure is possible by touching a surface or object that has the virus on it and then touching one's mouth, nose, or eyes. Spread by persons who are asymptomatic has not been ruled out.

Multiple areas of the United States are experiencing "community spread" of COVID-19, which means that the illness is being transmitted through unknown sources, not from known areas of infection. Mass gatherings increase the risk of transmission and

community spread. Case counts of COVID-19 are rapidly increasing throughout many Pennsylvania counties, and are anticipated to continue to appear throughout the Commonwealth.

Symptoms of COVID-19 may include fever, cough, and shortness of breath. Older adults and people who have serious chronic medical conditions are at a higher risk for serious illness. Early symptoms may also include chills, body aches, sore throat, headache, diarrhea, nausea/vomiting, and runny nose.

On March 6, 2020, the Governor issued a Proclamation of Disaster Emergency due to the emergence of COVID-19 in the United States and the Commonwealth of Pennsylvania. Since the Commonwealth of Pennsylvania confirmed its first case of COVID-19, positive cases continue to rise. As of March 22, 2020, the Commonwealth of Pennsylvania has 479 positive cases of COVID-19 and reports two deaths from the virus.

On March 19, 2020, the Governor and Secretary of Health issued Orders directing the closure of non-life sustaining businesses. Operation of non-life sustaining businesses present the opportunity for unnecessary gatherings, personal contact and interaction that will increase the risk of transmission and the risk of community spread of COVID-19. Similarly, the directive for individuals to stay at home will facilitate the mitigation of COVID-19 by decreasing the opportunities for the transmission of the virus and decrease the risk of community spread.

COVID-19 is a threat to the public's health, for which the Secretary of Health may order general control measures, including, but not limited to, closure, isolation, and quarantine. This authority is granted to the Secretary of Health pursuant to Pennsylvania law. *See* Section 5 of the Disease Prevention and Control Law, 35 P.S. §§ 521.1; 521.5, sections 2102(a) and 2106 of the Administrative Code of 1929, 71 P.S. § 532(a) and 536 and the Department of Health's (Department) regulations found at 28 Pa. Code §§ 27.60-27.68 (relating to disease control measures; isolation; quarantine; movement of persons subject to isolation or quarantine; and release from isolation and quarantine). Particularly, the Department has the authority to take any disease control measure appropriate to protect the public from the spread of infectious disease. *See* 35 P.S. §§ 521.5; 71 P.S. § 532(a), and 1402(a); 28 Pa. Code § 28.60. The Department determines that the appropriate disease control measure based upon COVID-19, the manner of its spread in the Commonwealth and in the world, and its danger to Pennsylvanians, is for individuals residing in the Commonwealth to stay at home except to obtain life-sustaining services for themselves or others as outlined in this order to prevent and control the spread of disease.

Accordingly, the order and directive for individuals residing in the Commonwealth to stay at home is necessary to protect the public's health. This Order shall take effect immediately and remain in full force and effect for a period of two weeks, specifically until April 6, 2020.

A handwritten signature in black ink, appearing to read 'RL 22 MP', is positioned above a horizontal line.

Rachel Levine, MD
Secretary of Health

Order Amending the Order of the Secretary of the Pennsylvania Department of Health Directing Individuals to Stay at Home

On this day, March 24, 2020, I hereby amend my Order dated March 23, 2020, directing individuals in specified counties to “Stay at Home.”

The first sentence of that Order is amended to read:

To protect the public from the spread of Coronavirus (COVID-19), it is necessary that all individuals residing in the counties of Allegheny, Bucks, Chester, Delaware, Erie, Monroe, Montgomery, and Philadelphia to stay at home or at their place of residence except as needed to access, support or provide life sustaining business, emergency or government services.

The first sentence following the sentence in the first paragraph that states “Therefore, on this day, March 23, 2020, under the authority granted to me by law, I hereby order,” is amended to read:

All individuals residing in Allegheny County, Bucks County, Chester County, Delaware County, Erie County, Monroe County, Montgomery County, and Philadelphia County to stay at home except as needed to access, support or provide life-sustaining business, emergency or government services.

Following the sentence that reads, “Enforcement of this Order will commence at 8:00 PM on Monday, March 23, 2020,” the following sentence is added:

Except that, enforcement of this Order with respect to Erie County will commence at 8:00 PM on Tuesday, March 24, 2020.

The Order remains unchanged in every other respect.



Rachel Levine, MD
Secretary of Health

Order Amending the Order of the Secretary of the Pennsylvania Department of Health Directing Individuals to Stay at Home

On this day, March 25, 2020, I hereby amend my Order dated March 23, 2020, as amended March 24, 2020, directing individuals in specified counties to “Stay at Home.”

The first sentence of that amended Order is further amended to read:

To protect the public from the spread of Coronavirus (COVID-19), it is necessary that all individuals residing in the counties of Allegheny, Bucks, Chester, Delaware, Erie, Lehigh, Monroe, Montgomery, Northampton, and Philadelphia to stay at home or at their place of residence except as needed to access, support or provide life-sustaining business, emergency or government services.

The first sentence following the sentence in the first paragraph that states “Therefore, on this day, March 23, 2020, under the authority granted to me by law, I hereby order,” is amended to read:

All individuals residing in Allegheny County, Bucks County, Chester County, Delaware County, Erie County, Lehigh County, Monroe County, Montgomery County, Northampton County, and Philadelphia County to stay at home except as needed to access, support or provide life-sustaining business, emergency or government services.

Following the sentence that reads, “Enforcement of this Order will commence at 8:00 PM on Monday, March 23, 2020,” the following sentence is added:

Except that enforcement of this Order with respect to Lehigh and Northampton counties will commence at 8:00 PM on March 25, 2020.

The Order remains unchanged in every other respect.



Rachel Levine, MD
Secretary of Health

Order Amending the Order of the Secretary of the Pennsylvania Department of Health Directing Individuals to Stay at Home

On this day, March 27, 2020, I hereby amend my Order dated March 23, 2020, as amended March 24 and 25, 2020, directing individuals in specified counties to “Stay at Home.”

The first sentence of that amended Order is further amended to read:

To protect the public from the spread of Coronavirus (COVID-19), it is necessary that all individuals residing in the counties of Allegheny, Berks, Bucks, Butler, Chester, Delaware, Erie, Lackawanna, Lancaster, Lehigh, Luzerne, Monroe, Montgomery, Northampton, Pike, Philadelphia, Wayne, Westmoreland, and York to stay at home or at their place of residence except as needed to access, support or provide life-sustaining business, emergency or government services.

The first sentence following the sentence in the first paragraph that states, “Therefore, on this day, March 23, 2020, under the authority granted to me by law, I hereby order,” is amended to read:

All individuals residing in Allegheny County, Berks County, Bucks County, Butler County, Chester County, Delaware County, Erie County, Lackawanna County, Lancaster County, Lehigh County, Luzerne County, Monroe County, Montgomery County, Northampton County, Pike County, Philadelphia County, Wayne County, Westmoreland County and York County to stay at home except as needed to access, support or provide life-sustaining business, emergency or government services.

Following the sentence that reads, “Enforcement of this Order will commence at 8:00 PM on Monday, March 23, 2020,” the following sentence is added:

Except that enforcement of this Order with respect to Berks, Butler, Lackawanna, Lancaster, Luzerne, Pike, Wayne, Westmoreland and York counties will commence at 8:00 PM on March 27, 2020.

The Order remains unchanged in every other respect.



Rachel Levine, MD
Secretary of Health

Order Amending the Order of the Secretary of the Pennsylvania Department of Health Directing Individuals to Stay at Home

On this day, March 28, 2020, I hereby amend my Order dated March 23, 2020, as amended March 24, 25, and 27, 2020, directing individuals in specified counties to “Stay at Home.”

The first sentence of that amended Order is further amended to read:

To protect the public from the spread of Coronavirus (COVID-19), it is necessary that all individuals residing in the counties of Allegheny, Beaver, Berks, Bucks, Butler, Centre, Chester, Delaware, Erie, Lackawanna, Lancaster, Lehigh, Luzerne, Monroe, Montgomery, Northampton, Pike, Philadelphia, Washington, Wayne, Westmoreland, and York to stay at home or at their place of residence except as needed to access, support or provide life-sustaining business, emergency or government services.

The first sentence following the sentence in the first paragraph that states, “Therefore, on this day, March 23, 2020, under the authority granted to me by law, I hereby order,” is amended to read:

All individuals residing in Allegheny County, Beaver County, Berks County, Bucks County, Butler County, Centre County, Chester County, Delaware County, Erie County, Lackawanna County, Lancaster County, Lehigh County, Luzerne County, Monroe County, Montgomery County, Northampton County, Pike County, Philadelphia County, Washington County, Wayne County, Westmoreland County and York County to stay at home except as needed to access, support or provide life-sustaining business, emergency or government services.

Following the sentence that reads, “Enforcement of this Order will commence at 8:00 PM on Monday, March 23, 2020,” the following sentence is added:

Except that enforcement of this Order with respect to Beaver, Centre and Washington counties will commence at 8:00 PM on March 28, 2020.

The Order remains unchanged in every other respect.



Rachel Levine, MD
Secretary of Health

Order Amending the Order of the Secretary of the Pennsylvania Department of Health Directing Individuals to Stay at Home

On this day, March 31, 2020, I hereby amend my Order dated March 23, 2020, as amended March 24, 25, 27, 28 and 30, 2020, directing individuals in specified counties to “Stay at Home.”

The first sentence of that amended Order is further amended to read:

To protect the public from the spread of Coronavirus (COVID-19), it is necessary that all individuals residing in the counties of Allegheny, Beaver, Berks, Bucks, Butler, Cameron, Carbon, Centre, Chester, Crawford, Cumberland, Dauphin, Delaware, Erie, Forest, Franklin, Lackawanna, Lancaster, Lawrence, Lebanon, Lehigh, Luzerne, Monroe, Montgomery, Northampton, Pike, Philadelphia, Schuylkill, Somerset, Washington, Wayne, Westmoreland and York to stay at home or at their place of residence except as needed to access, support or provide life-sustaining business, emergency or government services.

The first sentence following the sentence in the first paragraph that states, “Therefore, on this day, March 23, 2020, under the authority granted to me by law, I hereby order,” is amended to read:

All individuals residing in Allegheny County, Beaver County, Berks County, Bucks County, Butler County, Cameron County, Carbon County, Centre County, Chester County, Crawford County, Cumberland County, Dauphin County, Delaware County, Erie County, Forest County, Franklin County, Lackawanna County, Lancaster County, Lawrence County, Lebanon County, Lehigh County, Luzerne County, Monroe County, Montgomery County, Northampton County, Pike County, Philadelphia County, Schuylkill County, Somerset County, Washington County, Wayne County, Westmoreland County and York County to stay at home except as needed to access, support or provide life-sustaining business, emergency or government services.

Following the sentence that reads, “Enforcement of this Order will commence at 8:00 PM on Monday, March 23, 2020,” the following sentence is added:

Except that enforcement of this Order with respect to Cameron, Crawford, Forest, Franklin, Lawrence, Lebanon and Somerset counties will commence at 8:00 PM on March 31, 2020.

The Order remains unchanged in every other respect.

A handwritten signature in black ink, appearing to read 'RL 22 MP'.

Rachel Levine, MD
Secretary of Health

Order of the Secretary of the Pennsylvania Department of Health to Stay at Home

To protect the public from the spread of Coronavirus (COVID-19), it is necessary that all individuals residing in the Commonwealth stay at home or at their place of residence except as needed to access, support or provide life sustaining business, emergency or government services. Therefore, on this day, April 1, 2020, under the authority granted to me by law, I hereby order:

All individuals residing in the Commonwealth of Pennsylvania are to stay at home except as needed to access, support or provide life-sustaining business, emergency or government services. For employees of life-sustaining businesses that remain open, the following child care services may remain open: group and family child care providers in a residence; child care facilities operating under a waiver granted by the Department of Human Services Office of Child Development and Early Learning; and, part-day school age programs operating under an exemption from the March 19, 2020 business closure Orders.

A list of life sustaining businesses that remain open is attached to and incorporated into this Order. In addition, businesses that are permitted to remain open include those granted exemptions prior to or following the issuance of this Order.

Individuals leaving their home or place of residence to access, support or provide life sustaining services for themselves, another person or a pet must employ social distancing practices as defined by the Centers for Disease Control and Prevention. Individuals are permitted to engage in outdoor activities provided proper social distancing measures are taken, however, gatherings of individuals outside of the home are generally prohibited except as may be required to access, support or provide life sustaining business, emergency or government services as outlined above.

Enforcement of this Order will commence immediately for all counties covered under my prior Order directing “Individuals to Stay at Home”, first issued March 23, 2020, as amended March 24, March 25, March 27, March 28, March 30 and March 31, 2020. Enforcement of this Order will commence at 8:00 PM Wednesday, April 1, 2020, for all other counties.

COVID-19 is a novel virus that has rapidly spread from person-to-person across the world and is currently stretching the limits of health care systems in other states and in other countries. Before COVID-19 overtaxes the Commonwealth’s health care systems, everyone must take responsible action. Every person in the Commonwealth must work together to ensure that the resources of the Commonwealth are preserved for whatever

needs may arise throughout what will undoubtedly be a long and difficult response to the crisis, and that all actions that are possible to help mitigate the spread of disease, and not contribute to it, are taken.

On March 6, 2020, the Governor issued a Proclamation of Disaster Emergency due to the emergence of COVID-19 in the United States and the Commonwealth of Pennsylvania.

On March 19, 2020, Orders directing the closure of non-life sustaining businesses were issued. Operation of non-life sustaining businesses present the opportunity for unnecessary gatherings, personal contact and interaction that will increase the risk of transmission and the risk of community spread of COVID-19.

On March 23, 2020, Stay at Home Orders for various counties were issued to attempt to slow the virus's spread. As the virus continued to spread across the Commonwealth, those Orders were amended to include additional at-risk county populations. Thirty-three counties in the Commonwealth are under a Stay at Home Order currently, yet there are increasing case counts throughout the Commonwealth, with substantial increases in cases being seen in the Northeastern and Southeastern areas of the state, as well as increasing numbers in nursing homes. As of April 1, 2020, the Commonwealth of Pennsylvania has 5,805 positive cases of COVID-19 and reports 74 deaths from the virus. Currently, there are outbreaks among some of the more vulnerable populations in the state; there are nursing homes and personal care homes within the Commonwealth that are reporting outbreaks among their staff and residents.

People infected are capable of exposing others to COVID-19 even if their symptoms are mild, such as a cough. Symptoms of COVID-19 may include fever, cough, and shortness of breath. Older adults and people who have serious chronic medical conditions are at a higher risk for serious illness. Early symptoms may also include chills, body aches, sore throat, headache, diarrhea, nausea/vomiting, and runny nose. Additionally, exposure is possible by touching a surface or object that has the virus on it and then touching one's mouth, nose, or eyes. Spread by persons who are asymptomatic is becoming more and more likely. Multiple areas of the United States are experiencing "community spread" of COVID-19, which means that the illness is being transmitted through unknown sources, not from known areas of infection. Mass gatherings increase the risk of transmission and community spread.

COVID-19 is a threat to the public's health, for which the Secretary of Health may order general control measures, including, but not limited to, closure, isolation, and quarantine. This authority is granted to the Secretary of Health pursuant to Pennsylvania law. *See* Section 5 of the Disease Prevention and Control Law, 35 P.S. §§ 521.1; 521.5, sections 2102(a) and 2106 of the Administrative Code of 1929, 71 P.S. § 532(a) and 536 and the Department of Health's (Department) regulations found at 28 Pa. Code §§ 27.60-27.68 (relating to disease control measures; isolation; quarantine; movement of persons subject to isolation or quarantine; and release from isolation and quarantine). Particularly, the Department has the authority to take any disease control measure appropriate to protect

the public from the spread of infectious disease. *See* 35 P.S. §§ 521.5; 71 P.S. § 532(a), and 1402(a); 28 Pa. Code § 28.60. The Department determines that the appropriate disease control measure based upon COVID-19, the manner of its spread in the Commonwealth and in the world, and its danger to Pennsylvanians, is for individuals residing in the Commonwealth to stay at home except to obtain life-sustaining services for themselves or others as outlined in this Order to prevent and control the spread of disease.

Accordingly, the Order and directive for individuals residing in the Commonwealth to stay at home is necessary to protect the public's health. This Order is effective immediately and will remain in effect until April 30, 2020. This Order supersedes all previous Orders directing "Individuals to Stay at Home."

A handwritten signature in black ink, appearing to read "Q22 MP", is positioned above a horizontal line.

Rachel Levine, MD
Secretary of Health

Order of the Secretary of the Pennsylvania Department of Health Directing Building Safety Measures

Novel Coronavirus (COVID-19) is a contagious disease that is rapidly spreading from person to person in the Commonwealth of Pennsylvania. COVID-19 can be transmitted from people who are infected with the virus even if their symptoms are mild, such as a cough. Additionally, exposure is possible by touching a surface or object that has the virus on it and then touching one's mouth, nose, or eyes.

COVID-19 is a threat to the public's health, for which the Secretary of Health may order general control measures, including, but not limited to, closure, isolation, and quarantine. This authority is granted to the Secretary of Health pursuant to Pennsylvania law. *See* Section 5 of the Disease Prevention and Control Law, 35 P.S. §§ 521.1, 521.5; sections 2102(a) and 2106 of the Administrative Code of 1929, 71 P.S. §§ 532(a), 536; and the Department of Health's (Department's) regulations at 28 Pa. Code §§ 27.60-27.68 (relating to disease control measures; isolation; quarantine; movement of persons subject to isolation or quarantine; and release from isolation and quarantine). Particularly, the Secretary has the authority to take any disease control measure appropriate to protect the public from the spread of infectious disease. *See* 35 P.S. §§ 521.5; 71 P.S. § 532(a), 1402(a); 28 Pa. Code § 28.60.

Cleaning, disinfecting, and other maintenance and security services performed by building service employees are critical to protecting the public health by reducing COVID-19 infections in the Commonwealth. Based upon the manner of COVID-19's spread in the Commonwealth and in the world, and its danger to Pennsylvanians, I have determined that the appropriate disease control measure is the direction of building safety measures as outlined in this order to prevent and control the spread of disease.

Accordingly, to protect the public from the spread of COVID-19, I hereby order:

Where a business is authorized to maintain in-person operations pursuant to the Orders issued by the Governor and Secretary of Health on March 19, 2020, as subsequently amended, including businesses operating pursuant to exemptions from those Orders, owners of buildings of at least 50,000 square feet used for commercial, industrial or other enterprises, including but not limited to facilities for warehousing, manufacturing, commercial offices, airports, grocery stores, universities, colleges, government, hotels, and residential buildings with at least 50 units, shall implement the following cleaning protocols in those areas where operations are conducted:

(1) in addition to maintaining pre-existing cleaning protocols established in the facility, as specified in paragraph (2) below, clean and disinfect high-touch areas routinely in accordance with CDC guidelines, in spaces that are accessible to customers, tenants, or other individuals;

(2) maintain pre-existing cleaning protocols established in the facility for all other areas of the building;

(3) ensure that the facility has a sufficient number of employees to perform the above protocols effectively and in a manner that ensures the safety of occupants and employees;

(4) ensure that the facility has a sufficient number of security employees to control access, maintain order, and enforce social distancing of at least 6 feet, provided the security employees are otherwise responsible for such enforcement.

This Order shall take effect at 12:01 a.m. on April 6, 2020.

A handwritten signature in black ink, appearing to read 'Rachel Levine MD', written over a horizontal line.

Rachel Levine, MD
Secretary of Health

Order of the Secretary of the Pennsylvania Department of Health Directing Public Health Safety Measures for Businesses Permitted to Maintain In-person Operations

The 2019 novel coronavirus (COVID-19) is a contagious disease that is rapidly spreading from person to person in the Commonwealth of Pennsylvania. COVID-19 can be transmitted from people who are infected with the virus even if they are asymptomatic or their symptoms are mild, such as a cough. Additionally, exposure is possible by touching a surface or object that has the virus on it and then touching one's mouth, nose, or eyes.

COVID-19 is a threat to the public's health, for which the Secretary of Health may order general control measures, including, but not limited to, closure, isolation, and quarantine. This authority is granted to the Secretary of Health pursuant to Pennsylvania law. *See* Section 5 of the Disease Prevention and Control Law, 35 P.S. §§ 521.1, 521.5; sections 2102 and 2106 of the Administrative Code of 1929, 71 P.S. §§ 532, 536; and the Department of Health's (Department's) regulations at 28 Pa. Code §§ 27.60-27.68 (relating to disease control measures; isolation; quarantine; movement of persons subject to isolation or quarantine; and release from isolation and quarantine). Particularly, the Secretary has the authority to take any disease control measure appropriate to protect the public from the spread of infectious disease. *See* 35 P.S. § 521.5; 71 P.S. §§ 532(a), 1402(a); 28 Pa. Code § 28.60.

Recognizing that certain life-sustaining businesses in the Commonwealth must remain open despite the need for strong mitigation to slow the spread of the virus, I am ordering certain actions to be taken by employers and their employees to protect their health and lives, the health and lives of their families, and the health and lives of the residents of the Commonwealth who depend upon their services. Special consideration is required to protect not only customers, but the workers needed to run and operate these establishments.

As cleaning, disinfecting, and other maintenance and security services performed by building service employees are critical to protecting the public health by reducing COVID-19 infection in the Commonwealth, I previously directed building safety measures in an Order that went into effect at 12:01 a.m. on April 6, 2020. Similarly, based upon the manner of COVID-19's continued and extensive spread in the Commonwealth and in the world, and its danger to Pennsylvanians, I have determined that an additional appropriate disease control measure is the further direction of safety measures for all employees and visitors at life-sustaining businesses that have remained open during the COVID-19 disaster emergency.

Accordingly, on this date, April 15, 2020, to protect the public from the spread of COVID-19, I hereby order:

- A. A business that is authorized to maintain in-person operations, other than health care providers, pursuant to the Orders that the Governor and I issued on March 19, 2020, as subsequently amended, shall implement, as applicable, the following social distancing, mitigation, and cleaning protocols:
- (1) in addition to maintaining pre-existing cleaning protocols established in the business, as specified in paragraph (2) below, clean and disinfect high-touch areas routinely in accordance with guidelines issued by the Centers for Disease Control and Prevention (CDC), in spaces that are accessible to customers, tenants, or other individuals;
 - (2) maintain pre-existing cleaning protocols established by the business for all other areas of the building;
 - (3) establish protocols for execution upon discovery that the business has been exposed to a person who is a probable or confirmed case of COVID-19, including:
 - a. close off areas visited by the person who is a probable or confirmed case of COVID-19. Open outside doors and windows and use ventilation fans to increase air circulation in the area. Wait a minimum of 24 hours, or as long as practical, before beginning cleaning and disinfection. Cleaning staff should clean and disinfect all areas such as offices, bathrooms, common areas including but not limited to employee break rooms, conference or training rooms and dining facilities, shared electronic equipment like tablets, touch screens, keyboards, remote controls, and ATM machines used by the ill person, focusing especially on frequently touched areas;
 - b. identify employees that were in close contact (within about 6 feet for about 10 minutes) with a person with a probable or confirmed case of COVID-19 from the period 48 hours before symptom onset to the time at which the patient isolated;
 - i. If the employee remains asymptomatic, the person should adhere to the practices set out by the CDC in its April 8, 2020 Interim Guidance for Implementing Safety Practice for Critical Infrastructure Workers Who May Have Had Exposure to a Person with Suspected or Confirmed COVID-19;
 - ii. If the employee becomes sick during the work day, the person should be sent home immediately. Surfaces in the employee's workspace should be cleaned and disinfected. Information on other employees who had contact with the ill employee during the time the employee had symptoms

and 48 hours prior to symptoms should be compiled. Others at the workplace with close contact within 6 feet of the employee during this time would be considered exposed;

- iii. Promptly notify employees who were close contacts of any known exposure to COVID-19 at the business premises, consistent with applicable confidentiality laws;
 - iv. ensure that the business has a sufficient number of employees to perform the above protocols effectively and timely;
- c. implement temperature screening before an employee enters the business, prior to the start of each shift or, for employees who do not work shifts, before the employee starts work, and send employees home that have an elevated temperature or fever of 100.4 degrees Fahrenheit or higher. Ensure employees practice social distancing while waiting to have temperatures screened;
 - d. employees who have symptoms (*i.e.*, fever, cough, or shortness of breath) should notify their supervisor and stay home;
 - e. sick employees should follow CDC-recommended steps. Employees should not return to work until the CDC criteria to discontinue home isolation are met, in consultation with healthcare providers and state and local health departments. Employers are encouraged to implement liberal paid time off for employees who do not return to work as set forth above.
- (4) stagger work start and stop times for employees when practicable to prevent gatherings of large groups entering or leaving the premises at the same time;
 - (5) provide sufficient amount of space for employees to have breaks and meals while maintaining a social distance of 6 feet, while arranging seating to have employees facing forward and not across from each other in eating and break settings;
 - (6) stagger employee break times to reduce the number of employees on break at any given time so that appropriate social distancing of at least 6 feet may be followed;
 - (7) limit persons in employee common areas (such as locker or break rooms, dining facilities, training or conference rooms) at any one time to the number of employees that can maintain a social distance of 6 feet;

- (8) conduct meetings and trainings virtually (*i.e.*, by phone or through the internet). If a meeting must be held in person, limit the meeting to the fewest number of employees possible, not to exceed 10 employees at one time, and maintain a social distance of 6 feet;
- (9) provide employees access to regular handwashing with soap, hand sanitizer, and disinfectant wipes and ensure that common areas (including but not limited to break rooms, locker rooms, dining facilities, rest rooms, conference or training rooms) are cleaned on a regular basis, including between any shifts;
- (10) provide masks for employees to wear during their time at the business, and make it a mandatory requirement to wear masks while on the work site, except to the extent an employee is using break time to eat or drink, in accordance with the guidance from the Department of Health and the CDC. Employers may approve masks obtained or made by employees in accordance with Department of Health guidance;
- (11) ensure that the facility has a sufficient number of employees to perform all measures listed effectively and in a manner that ensures the safety of the public and employees;
- (12) ensure that the facility has a sufficient number of personnel to control access, maintain order, and enforce social distancing of at least 6 feet;
- (13) prohibit non-essential visitors from entering the premises of the business; and
- (14) ensure that all employees are made aware of these required procedures by communicating them, either orally or in writing, in their native or preferred language, as well as in English or by a methodology that allows them to understand.

B. In addition to the above, the following measures apply to businesses, other than health care providers, that serve the public within a building or a defined area:

- (1) where feasible, businesses should conduct business with the public by appointment only and to the extent that this is not feasible, businesses must limit occupancy to no greater than 50% of the number stated on the applicable certificate of occupancy at any given time, as necessary to reduce crowding in the business, and must maintain a social distance of 6 feet at check-out and counter lines, and must place signage throughout each site to mandate social distancing for both customers and employees;

- (2) based on the building size and number of employees, alter hours of business so that the business has sufficient time to clean or to restock or both;
- (3) install shields or other barriers at registers and check-out areas to physically separate cashiers and customers or take other measures to ensure social distancing of customers from check-out personnel, or close lines to maintain a social distance between of 6 feet between lines;
- (4) encourage use of online ordering by providing delivery or pick-up options;
- (5) designate a specific time for high-risk and elderly persons to use the business at least once every week if there is a continuing in-person customer-facing component;
- (6) require all customers to wear masks while on premises, and deny entry to individuals not wearing masks, unless the business is providing medication, medical supplies, or food, in which case the business must provide alternative methods of pick-up or delivery of such goods; however, individuals who cannot wear a mask due to a medical condition (including children under the age of 2 years per CDC guidance) may enter the premises and are not required to provide documentation of such medical condition;
- (7) in businesses with multiple check-out lines, only use every other register, or fewer. After every hour, rotate customers and employees to the previously closed registers. Clean the previously open registers and the surrounding area, including credit card machines, following each rotation;
- (8) schedule handwashing breaks for employees at least every hour; and
- (9) where carts and handbaskets are available for customers' use, assign an employee to wipe down carts and handbaskets before they become available to each customer entering the premises.

This Order shall take effect immediately and be enforceable as of 8:00 p.m. on April 19, 2020.

A handwritten signature in black ink, appearing to read 'CL 22 MD'.

Rachel Levine, MD
Secretary of Health

Amendment to the Order of the Secretary of the Pennsylvania Department of Health Regarding the Closure of All Businesses That Are Not Life Sustaining

On this day, April 20, 2020, I hereby amend my Order dated March 19, 2020, as subsequently amended, regarding the “Closure of All Businesses That Are Not Life Sustaining.”

The first numbered paragraph of that Order is deleted in its entirety and amended to read as follows:

- 1) No person or entity shall operate a place of business in the Commonwealth that is not a life-sustaining business regardless of whether the business is open to members of the public unless the business has been designated to conduct operations as described below. This prohibition does not apply to virtual or telework operations (e.g., work from home), so long as social distancing and other mitigation measures are followed in such operations. Life sustaining businesses may remain open, but they must follow, at a minimum, the social distancing practices and other mitigation measures described by the Centers for Disease Control and Prevention to protect workers and patrons and, as applicable, the requirements of the “Order of the Secretary of the Pennsylvania Department of Health Directing Building Safety Measures” issued April 6, 2020, and the “Order of the Secretary of the Pennsylvania Department of Health Directing Public Health Safety Measures for Businesses Permitted to Maintain In-person Operations” issued April 15, 2020.

The following businesses are authorized to conduct operations in the manner described, as long as they follow, at a minimum, the aforementioned guidance and Orders:

- A. Online motor vehicle sales are authorized to commence statewide immediately;
- B. The Pennsylvania Liquor Control Board is authorized to commence curbside pickup sales statewide immediately;
- C. Limited construction activity is authorized to commence in-person operations statewide beginning on May 8, 2020.

A list of businesses that may open or remain open is attached to and incorporated into this Order.

Enforcement actions previously commenced against businesses that are out of compliance on March 23, 2020 at 8:00 a.m., and enforcement of this Order is ongoing.

This Amendment is effective immediately. The March 19, 2020 Order, as amended, remains unchanged in every other respect.

A handwritten signature in black ink, consisting of a stylized 'Q' followed by two '2's and the letters 'MD'.

Rachel Levine, MD
Secretary of Health