



Angela D. Alsobrooks
County Executive

PRINCE GEORGE'S COUNTY GOVERNMENT

OFFICE OF THE COUNTY EXECUTIVE

EXECUTIVE ORDER

No. 20-2020

September 3, 2020

SEPTEMBER 3, 2020 CONTINUED DECLARATION OF A LOCAL STATE OF EMERGENCY FOR PRINCE GEORGE'S COUNTY, MARYLAND

WHEREAS, Section 14-111 of the Public Safety Article of the Annotated Code of Maryland provides for the declaration of a Local State of Emergency; and

WHEREAS, Section 6-134, et seq., of the Prince George's County Code provides for the declaration of a Local State of Emergency; and

WHEREAS, the President of the United States proclaimed that the COVID-19 outbreak in the United States constituted a national emergency beginning March 1, 2020; and

WHEREAS, on March 5, 2020, the Governor of the State of Maryland declared a state of emergency and a catastrophic health emergency for the State of Maryland to control and prevent the spread of COVID-19 and these emergency declarations continue; and

WHEREAS, the World Health Organization, on March 11, 2020, announced that the COVID-19 outbreak can be characterized as a pandemic; and

WHEREAS, Prince George's County, Maryland previously issued the following emergency declarations: Executive Order Number 6-2020 dated March 16, 2020; Executive Order Number 7-2020 dated April 13, 2020; CR-31-2020 adopted May 11, 2020; Executive Order Number 8-2020 dated May 14, 2020; Executive Order Number 10-2020 dated May 28, 2020; CR-51-2020 adopted June 9, 2020; Executive Order Number 13-2020 dated June 12, 2020; Executive Order Number 15-2020 dated June 25, 2020 and CR-64-2020 adopted July 7, 2020.

WHEREAS, Prince George's County, Maryland, with more than 26,700 confirmed positive cases of COVID-19 continues to have the highest number of confirmed cases in the State of Maryland; and

WHEREAS, Prince George's County, Maryland has been and continues to be severely impacted by the COVID-19 outbreak; and

WHEREAS, the Order of the Governor of the State of Maryland Number 20-09-01-01, issued September 1, 2020, specifically authorized political subdivisions to issue more restrictive orders than issued by the Governor including requiring any businesses, organizations, establishments, or facilities (except schools) to close or modify their operations; and/or requiring individuals to remain indoors or to refrain from congregating; and

WHEREAS, while Prince George's County Maryland's has continued to show a slow downward trend in the number of new positive cases, positivity rate, the number of COVID-19 related hospitalizations and deaths, the County currently sits right at the cusp between being classified in the moderate and low risk exposure range; and

WHEREAS, the County is currently experiencing a new daily case rate of 11.4 new cases per 100,000 people; which is above the State's new daily case rate of 8.7 per 100,000 people; and

WHEREAS, the County is just beginning to see a decline from the uptick in cases that were identified around the July 4th holiday, and caution must be taken as we move into the Labor Day holiday and the upcoming influenza season to ensure that the County maintains a downward decline in the number of cases, positivity rate, infection rate and COVID-19 related hospitalizations; and

WHEREAS, the County will remain in full Phase 2 re-opening and not move to Phase 3 at this time; and

WHEREAS CR-64-2020 authorizes the County Executive to amend the County's emergency declaration; now, therefore

IT IS HEREBY ORDERED, on this 3rd day of September, 2020, that I, Angela D. Alsobrooks, County Executive for Prince George's County, Maryland, hereby proclaim that a Local State of Emergency continues to exist in Prince George's County, Maryland. It is necessary and reasonable to save lives and to protect the public safety and welfare of all Prince Georgians during this pandemic, by controlling and preventing the further spread of COVID- 19, to issue the following orders, which essentially continue the rules set forth in CR-64-2020 and the County's Health Officer Directive dated August 4, 2020. The following rules shall take effect September 3, 2020 at 5:00 p.m.:

- I. Stay-at-Home Order remains rescinded, unless specifically stated otherwise in this Order. However, all residents are still encouraged to stay in their homes or place of residences as much as possible, continue to practice appropriate personal hygiene like regular hand-washing and exercising appropriate social.
- II. Face Covering. "Face Covering" means a covering that fully covers a person's nose and mouth. The term "Face Covering" includes, without limitation, scarves and bandanas. The term specifically excludes medical grade face masks such as N95 or other masks that should be reserved for healthcare workers or other medical first responders. The following rules apply to Face Coverings:
 - A. Required for all riders and operators on "The Bus", Prince George's County's bus transit system;
 - B. Required indoor at any location where members of the public are generally permitted, including retail, restaurant or business establishment for all persons over the age of five; however, adult customers accompanying children age two through four shall use reasonable efforts to cause those children to wear Face Coverings while inside an indoor location described in this paragraph;
 - C. All retail, restaurant and business establishments shall require staff to wear, and those staff shall wear, Face Coverings while working;
 - D. Required when outdoors and unable to consistently maintain at least six feet of distance from individuals who are not members of their household;
 - E. Single-use Face Coverings shall be properly discarded in trash receptacles. It is recommended that all reusable Face Coverings be cleaned frequently (at least once per day);
 - F. Required by persons while inside County owned and operated buildings;
 - G. Retail, restaurant and business establishments must take all steps necessary to ensure that customers and employees comply with this Order including signs

directing persons through the establishment, signs on entrance doors requiring Face Coverings to be worn and frequent announcements that people must wear a Face Covering.

- H. Additional specific rules may apply as further set forth in this Order.
- I. **EXCEPTIONS.** This Order does not require a person to wear a Face Covering in an establishment that is operating consistent with all state and County laws and regulations, one of the below categories applies to that person:
 - a. Due to a bona fide disability or medical condition, it would be unsafe for the person to do so;
 - b. To the extent wearing a Face Covering would impede communication by or with persons who have a hearing impairment or other disability, where the ability to see the mouth is essential for communication;
 - c. If wearing a Face Covering would subject the person to an unsafe working condition, as determined by federal, state, or local occupational safety regulators or workplace safety guidelines;
 - d. To the extent wearing a Face Covering would make it impossible to receive medical or personal services requiring access to the face, mouth, or head, including without limitation, dental or medical care;
 - e. While seated at a table at an establishment and consuming food or beverages;
 - f. While in the water at a swimming pool;
 - g. Any person age five (5) years old or younger.
- III. Except as otherwise provided in this Order, Non-essential businesses shall remain closed to the general public. Non-essential businesses are defined as businesses, establishments, organizations and facilities that are not part of the critical infrastructure sectors identified by the U.S. Department of Homeland Security's Cybersecurity and Infrastructure Security Agency (current described at <https://www.cisa.gov/identifying-critical-infrastructure-during-covid-19>).
- IV. Unless specifically otherwise stated in this Executive Order, social, community, spiritual, religious, recreational, leisure, and sporting gatherings and events ("large gatherings and events") are limited to one person/family unit per 200 square feet, or a maximum of 50 persons—whichever is lower- at all locations and venues, including but not limited to: private residences, parades, festivals, conventions, and fundraisers. Planned larger gatherings and events must be canceled or postponed. CDC and MDH social distancing protocols must be followed.
- V. Closure of Certain Specific Businesses, Organizations and Facilities
 - A. Senior Centers. All senior citizen activities centers (as defined in Section 10- 501 (i) of the Human Services Article of the Maryland Code) shall remain closed.
 - B. Theaters in Prince George's County, Maryland at which live performances occur or motion pictures are shown, including drive-in movie theaters, shall remain closed to the general public; however, live-streaming or broadcasting is allowed.
 - C. Establishments may not resume nightclub or adult entertainment functions.
 - D. Concert Venues: Remain closed to the general public.

VI. Businesses, Organizations, Establishment and Facilities That May Open

- A. Retail Establishments (including shopping malls) may open with the following safeguards and capacity limits: maximum of 1 person per 100 square feet of sales space, not to exceed 50% maximum capacity as defined by the State of Maryland.
1. Maintain physical distancing (greater than 6'), wherever possible, between employees and customers at curbside and in-store operations
 2. Use of appropriate personal protective equipment by all employees
 3. Adherence to Face Covering provision in Section II of this Order for employees and customers
 4. Physical distancing markers for staff and customers required
 5. High contact surfaces (those with hourly or greater contact frequency) will be cleaned with Centers for Disease Control and Prevention ("CDC") and Environment Protection Agency ("EPA") approved disinfectant at least every 2 hours
 6. All employees must receive training on CDC COVID-19 guidance appropriate to their workplace prior to working
 7. Online shopping and payment via digital platforms should be encouraged as much as possible.
- B. Restaurants. Restaurants and other similar establishments that sell food or beverages for consumption in Prince George's County, Maryland ("Restaurants") may open to the general public, in accordance with any social-distancing recommendations of the CDC and the Maryland Department of Health ("MDH"), and subject to the following conditions:
1. Food or beverages are promptly taken from the premises, i.e., on a carry-out or drive-through basis; or
 2. Delivered to customers off the premises; or
 3. Outdoor dining at Restaurants and Bars will be permitted if there is adherence the following rules:
 - a. Establishment has current approval for outdoor dining or receives a Restaurant Temporary Outdoor Seating Area permit;
 - b. Adherence to Face Covering provision in Section II of this Order, except that customers, while eating or drinking during outdoor dining, may remove face covering;
 - c. Ensure tables are seated at least six feet away from each other, except for households seated together;
 - d. Not allow groups larger than six persons to be seated together, except members of the same household;
 - e. Maximum of 50 patrons will be allowed at any outdoor dining regardless of space;
 - f. All employees must receive health screenings prior to their shifts;
 - g. Customers, while eating or drinking at outdoor dining, may remove face covering;
 - h. No food service in a buffet format;
 - i. Clean and disinfect each tables and chairs between each seating in accordance with CDC and MDH guidelines, using cleaning products that meet the criteria of the EPA guidelines for use against COVID-19;

- j. Hand sanitizer and appropriate hand washing facilities must be available;
 - k. Use of single-use disposable paper menus or sanitize reusable menus between each seating;
 - l. Payment via digital platforms should be encouraged; and
 - m. Any other applicable laws or regulations.
 4. Indoor dining permissible at 50% maximum capacity and adherence to the regulations that apply to outdoor dining (except for the maximum of 50 patrons).
 5. Social and fraternal clubs, permissible via applicable laws or regulations, may offer indoor dining in accordance with Sections VI.B.3 and VI.B.4 of this Order.
- C. Manufacturing. The following rules must be adhered to:
 1. Maintain physical distancing (greater than 6'), wherever possible
 2. Use of appropriate personal protective equipment ("PPE"), including adherence to Face Covering provision in Section II of this Order for employees by all staff
 3. Physical distancing markers for staff
 4. High contact surfaces (those with hourly or greater contact frequency) will be cleaned with CDC and EPA- approved disinfectant at least every 2 hours
 5. All employees must receive training on CDC COVID-19 guidance appropriate to their workplace prior to working
 6. Guidance: [CDC Guidance for Manufacturing Workers and Employers](#)
- D. Fitness Centers
 1. This Executive Order controls the occupancy and use of fitness centers, health clubs, gyms, outdoor aquatic centers, and self-defense schools in Prince George's County, Maryland ("Fitness Centers").
 2. Fitness Centers are limited to 1 patron per 200 square feet of fitness space, not to exceed 50% maximum capacity.
 3. Maintain physical distancing (greater than 6'), wherever possible
 4. Adherence to Section II of this Order by employees and customers
 5. Physical distancing markers for staff and employees
 6. High contact surfaces (those with hourly or greater contact frequency) will be cleaned with CDC and EPA- approved disinfectant at least every 2 hours
 7. All employees must receive training on CDC COVID-19 guidance appropriate to their workplace prior to working
- E. Farmers Markets will be able to open. Maintaining proper social distancing (greater than 6 feet) is required, wherever possible. Adherence to Face Covering provision in Section II of this Order for vendors and customers. CDC and EPA guidelines for cleaning high use surfaces must be followed.
- F. Childcare Programs. All licensed and authorized childcare programs are allowed to open per the following rules:
 1. Capacity limits will follow State regulations
 2. Maintain physical distancing (greater than 6 feet), wherever possible
 3. Use of PPE, including face coverings and gloves, by all employees

4. Adherence to Section II of this Order by all children and other persons present in facility or establishment
5. High contact surfaces (those with hourly or greater contact frequency) will be cleaned with CDC and EPA- approved disinfectant at least every 2 hours
6. All employees must receive training on CDC COVID-19 guidance appropriate to their workplace prior to working
7. Daily symptom screenings for employees and children
8. Staggered drop-offs and pick-ups of children
9. Temporary exclusion for employees and children, following CDC and MDH guidelines, in the event of positive cases
10. All other applicable State and local regulations for operation of a must be followed.
11. Rules and other guidance can be found in following sources: [MSDE COVID-19 FAQ for Child Care Settings](#); [Maryland Family Network COVID-19 Guidance for Childcare Providers](#); [CDC COVID-19 Guidance for Childcare Providers](#)

G. Fully Automatic Car Washes will remain allowed to open.

1. Customers must be able to remain in their cars while obtaining service, except when establishment employees are cleaning interior of the vehicle. Employees must wear face coverings and gloves. There should be no physical contact between employees and customer.
2. Customers must adhere to Face Covering provision in Section II of this Order.
3. All employees must receive training on CDC COVID-19 guidance appropriate to their workplace prior to working.

H. Self-Service Car Washing will remain allowed to open.

1. High contact surfaces (those with hourly or greater contact frequency) will be cleaned with CDC and EPA- approved disinfectant at least every 2 hours.
2. All employees must receive training on CDC COVID-19 guidance appropriate to their workplace prior to working.
3. Adherence to Face Covering provision in Section II of this Order for employees and customers

I. Barbershops and Beauty Salons. The following rules must also be adhered to:

1. Customers must be served via appointment only
2. Customers are not allowed to congregate in common sitting area waiting to be served
3. Adherence to Face Covering provision in Section II of this Order, except that all customers over the age of two (2) must wear face coverings unless doing so makes it impossible to provide service.
4. Maintain physical distancing (greater than 6'), wherever possible
5. Use of PPE, including face coverings and gloves, by all employees
6. Physical distancing markers to create adequate social distancing
7. Service is limited to 50% maximum capacity for the service delivery space
8. High contact surfaces (those with hourly or greater contact frequency) will be cleaned with CDC and EPA- approved disinfectant at least every 2 hours
9. All employees must receive training on CDC COVID-19 guidance appropriate to their workplace prior to working

10. Digital payment methods should be encouraged
11. Restroom sanitation on a frequent schedule

J. Other Personal Services

1. Other personal services allowed including esthetic and nail services, tattoo services, massages, hot tub and sauna services.
2. The following rules apply:
 - a. Customers must be served via appointment only
 - b. Limited to 1 person per 200 square feet of service area, up to 50% of maximum capacity
 - c. Maintain physical distancing (greater than 6 feet) wherever possible
 - d. Physical distancing markers for staff and customers required
 - e. Adherence to Face Covering provision in Section II of this Order for employees and customers, unless face coverings for customers make it impossible to provide service
 - f. Use of PPE, including face coverings and gloves, by all employees. Gloves must be changed between each customer and paper/plastic coverings over tables/service chairs must be changed between each customer
 - g. High contact surfaces (those with hourly or greater contact frequency) will be cleaned with CDC and EPA- approved disinfectant at least every 2 hours
 - h. All employees must receive training on CDC COVID-19 guidance appropriate to their workplace prior to working
 - i. Digital payment methods should be encouraged
 - j. Restroom sanitation on a frequent schedule
 - k. Guidance: [MD Best Practices for Reopening Personal Services](#)

K. Recreational or Entertainment Establishment of a Commercial Nature

1. Amusement Parks
 - a. May open at 40% of maximum capacity
 - b. Must follow all requirements given by the County Office of Emergency Management and/or Health Department
 - c. For establishments with one amusement ride, may open at 50% of maximum capacity
 - d. Guidance: [Industry Guidance](#)
2. Bingo Halls
 - a. May open at 50% of maximum capacity
 - b. Must also follow rules set forth in Section V.J.2 of this Order (“Other Personal Services”)
3. Bowling Alleys
 - a. May open at 50% of maximum capacity
 - b. Must also follow rules set forth in Section V.J.2 of this Order (“Other Personal Services”)
4. Pool Halls
 - a. May open at 50% of maximum capacity
 - b. Must also follow rules set forth in Section V.J.2 of this Order (“Other personal services”)

5. Gaming facilities and casinos such as MGM National Harbor and simulcast betting facilities (outside of horse racing establishments) may operate at 50% of maximum capacity. Use of appropriate personal protective equipment, including face coverings, by employees and patrons. Maintain physical distancing (greater than 6'), wherever possible. Adherence to other State directives is required, unless further amended by the County Health Officer and/or County Office of Emergency Management.
 6. Tour Boats
 - a. May resume at 50% of maximum capacity.
 - b. Must follow all applicable rules while operating in the County.
 - c. Staff and patrons upon disembarking the vessel, must wear face coverings, maintain social distance and follow other applicable rules.
 7. Horse racing establishments and any other establishment not listed above that is subject to the admission and amusement tax under Title 4 of the Tax-General Article of the Maryland Code **will remain closed to the general public** (including members, in the case of private clubs).
- L. Social and fraternal clubs, including without limitation, American Legion posts, VFW posts, and Elks Clubs may re-open for indoor recreation up to 50% of maximum capacity. Adherence to MDH and CDC guidelines is required unless further amended by County Health Officer.
- M. Places of Worship: The following rules apply:
1. May open for gatherings that do not exceed 50% of maximum capacity
 - a. Maintain physical distancing (greater than 6 feet), wherever possible
 - b. High contact surfaces (those with hourly or greater contact frequency) will be cleaned with CDC and EPA- approved disinfectant at least every 2 hours
 - c. Hand sanitizers OR hand washing facilities must be available and frequent use should be encouraged
 - d. Face Coverings are required
 - e. No live vocals unless via remote or streaming service
 - f. Avoid physical contact
 2. May maintain online and drive-in services
 3. May have outdoor services of 250 persons or less, if maintain appropriate social distancing and have access to hand washing/hand sanitizers. Frequent hand washing/hand sanitizing encouraged.
 4. Guidance is also provided in the following sources: [CDC Business and Workplace Toolkit](#); [CDC COVID-19 FAQ for Businesses](#)
- N. Maximum Occupancy. For purposes of this Order, Maximum Occupancy means the maximum occupancy load under the applicable fire code, as set forth on the certificate issued for the establishment by a local fire code official. If no such certificate has been issued, the maximum occupancy is as determined by applicable laws, regulations and permits.

- VII. The following activities are specifically allowed when done in compliance with this Order, applicable CDC and MDH social distancing guidance and other applicable directives issued by the State Secretary of Health or County Health Officer:
- A. Outdoor exercise activities, such as walking, hiking, running, biking, or individual and small group sports such as golfing, tennis, and similar activities
 - B. Miniature golf establishments are allowed to open up to 50% of maximum capacity
 - C. Outdoor fitness instruction
 - D. Parks are open for personal fitness and fitness classes. This includes all parks, fields, tennis courts, tracks and golf courses. Low contact sports are also allowed.
 - E. Summer/day camps: Open for 10 or fewer participants (including leaders) with capacity constraints of 10 people per room for indoor activities; maximum of 50 persons indoors if maximum of 10 per group is maintained. Outdoor activities may have a maximum of 100 persons, if maximum of 10 per group is maintained.
 - F. Playgrounds can open
 - G. Outdoor swimming pools, both public and private, up to a maximum capacity of 50%. Guidance is provided in [MD Directive & Order for Swimming Pools](#) and [MD Guidance & Best Practices for Swimming Pools](#). Indoor pools (both public and private) remain closed.
 - H. Indoor Skating Rinks (roller and ice skating) may open. Limited to 50% of maximum capacity.
 - I. Recreational facilities may open up to 50% of maximum capacity.
 - J. Youth Sports
 1. Only low-contact sports allowed at this time
 2. May resume in small groups, no more than 9 children and 1 coach—maximum of 100 people in any area while maintaining small group size. Allowed if facility can accommodate group size and spacing requirements.
 3. Limited, low-contact sports, indoor and outdoor practices, focused on individual skill building versus competition.
 4. Limited touching of shared equipment and gear.
 5. There must be physical distancing for players while not actively engaged in play.
 6. There must also be physical distancing of spectators.
 7. To the extent possible, individuals engaged in the sport and spectators at the venue shall wear a face covering, especially when social distancing is not feasible. *Face coverings are not recommended when outside on very hot days due to the risk of heat injury.*
 - K. Other Recreational Establishments: The following may open at 50% maximum capacity:
 1. Recreational fishing
 2. Recreational hunting
 3. Shooting ranges
 4. Outdoor archery
 5. Recreational boating
 6. Horse boarding and riding facilities
 7. Marinas and watercraft rental businesses, and
 8. Campgrounds
 - L. Visiting Cemeteries

- VIII. All retail and restaurant establishments allowed to open are required to promote social distancing inside and outside of these establishments while customers wait to enter the premises.
- IX. For avoidance of doubt, this Order does not require the closure of, or prohibit the movement of any staff or volunteer traveling to, from, or in connection with their duties at any:
- A. Federal, State, or local government unit, building, or facility
 - B. Newspaper, television, radio, or other media service; or
 - C. Non-profit organization or facility providing essential services to low-income persons, including, without limitation, homeless shelters, food banks, and soup kitchens.
- X. This Executive Order shall remain in effect through September 16, 2020 at 5:00 p.m., unless amended or terminated earlier.
- XI. This Executive Order will be enforced by the Prince George's County Health Department with the assistance of Prince George's County law enforcement as needed.
- XII. This Executive Order supersedes any inconsistent provision of CR-64-2020 or the Health Directive dated August 4, 2020.
- XIII. The County will conduct scheduled and unscheduled inspections of retail, restaurant and business establishments to check for compliance with this Order. Non-compliance with this Order may subject the owner and/or operator to a fine not exceeding \$1,000 pursuant to the Prince George's County Code, may subject the establishments to closure pursuant to the legal authority of the Health Officer and/or other legal authority.
- XIV. A person who knowingly and willfully violates this Directive and Order is guilty of a misdemeanor and on conviction is subject to imprisonment not exceeding one year or a fine not exceeding \$5,000 or both.
- XV. If any provision of this Executive Order or its application to any person, entity, or circumstance is held invalid by any court of competent jurisdiction, all other provisions or applications of the Order shall remain in effect to the extent possible without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are severable.



Angela D. Alsobrooks
County Executive