



Angela D. Alsobrooks
County Executive

PRINCE GEORGE'S COUNTY GOVERNMENT

OFFICE OF THE COUNTY EXECUTIVE

EXECUTIVE ORDER

No. 10-2020

May 28, 2020

MAY 28, 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; and Executive Order Number 8-2020 dated May 14, 2020; and

WHEREAS, Prince George's County, Maryland, with more than 14,000 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 20-05-27-01, issued May 27, 2020, specifically authorized political subdivisions to issue more restrictive orders than issued by the Governor including requiring any businesses, organizations, establishments, or facilities to close or modify their operations; and/or requiring individuals to remain indoors or to refrain from congregating; and

WHEREAS, Prince George's County Maryland's has begun to show a downward trend in the number of positive cases, hospitalizations, and deaths; and there continues to be an increase in Prince George's County, Maryland's testing capacity, contact tracing and supply of personal

protective equipment to support moving towards a modified re-opening or restart of certain businesses and activities; and

WHEREAS, consistent with Governor Larry Hogan’s Roadmap to Recovery plan, the following are essential pillars in assessing the efforts to combat COVID-19: expanded testing, improved contact tracing, increased hospital surge capacity, and increased supply of personal protective equipment; and

WHEREAS, Prince George’s County Maryland has experienced a two week decline in the number of new cases, as well as a two week decline in our number of deaths; and

WHEREAS, the number of average deaths per day and hospitalizations in Prince George’s County Maryland due to sickness from COVID-19 is trending downward;

WHEREAS, CR-31-2020 authorizes the County Executive to amend the County’s emergency declaration; now, therefore

IT IS HEREBY ORDERED, on this 28th day of May 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:

- I. **Stay-at-Home Order – Rescinded**
The Stay-at-Home Order, as set forth in Executive Order No. 8-2020, is rescinded effective June 1, 2020 at 5:00 p.m., unless specifically stated otherwise in this Order. However, all residents are encouraged to stay in their homes or places of residences as much as possible, continue to practice appropriate personal hygiene like regular hand-washing and exercising appropriate social distancing when coming into contact with persons outside their home or place or residence.
- II. 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 (currently described at <https://www.cisa.gov/identifying-critical-infrastructure-during-covid-19>)
- III. 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. Restaurants and Bars
 1. Restaurants, bars, and other similar establishments that sell food or beverages for consumption on premises in Prince George’s County, Maryland ("Restaurants and Bars") shall remain closed to the general public, except that, in accordance with any social-distancing recommendations of the Centers for Disease Control and Prevention (“CDC”) and the Maryland Department of Health (“MDH”), food and beverages may be:

- a. Sold if such food or beverages are promptly taken from the premises, i.e., on a carry-out or drive-through basis; or
 - b. Delivered to customers off the premises; and
 - c. Outdoor dining at Restaurants and Bars will be permitted as allowed by the Governor of the State of Maryland.
2. This Order does not apply to food or beverage services in health care facilities, which are expressly excluded from the definition of "Restaurants and Bars."

C. Fitness Centers

1. This Executive Order controls the occupancy and use of fitness centers, health clubs, health spas, gyms, aquatic centers, and self-defense schools in Prince George's County, Maryland ("Fitness Centers").
2. All Fitness Centers shall remain closed to the general public, except that the portion of any Fitness Center that is licensed or otherwise permitted by applicable law, regulation, or order to provide child care services may remain open to the general public for the purpose of continuing to provide such child care services.

D. Theaters

Theatres in Prince George's County, Maryland at which live performances occur or motion pictures are shown shall remain closed to the general public, including drive-in theaters.

E. Malls

1. This Executive Order controls the occupancy and use of shopping centers in Prince George's County, Maryland that have one or more enclosed pedestrian concourses ("Enclosed Malls").
2. Except as set forth in paragraphs III.E.3 through III.E.5 of this Order, the following portions of Enclosed Malls shall remain closed to the general public:
 - a. Pedestrian concourses and other interior common areas open to the general public, including without limitation, food courts; and
 - b. Retail establishments only accessible to the general public from enclosed pedestrian concourses or other interior areas.
3. Retail establishments attached to Enclosed Malls that are directly accessible from the outside are not required to close.
4. Retail establishment may open for curbside service where the customer can order and pay for items online or over the telephone and arrive at the premises of the retail establishment with the items delivered to the customer's car. There must be no direct contact between the establishment's employee and customer and the employee and customer must wear appropriate face covering.
5. Access to the general public to the following portions of Enclosed Malls is not prohibited:
 - a. That primarily sell groceries or pharmacy products, or
 - b. At which licensed professionals provide health care services; and

- c. Pedestrian concourses and other interior common areas, but solely to the extent necessary for the general public to access the retail establishments described in this sub-paragraph.

F. Other Recreational Establishments

1. "Recreational Establishments" includes:
 - a. Bingo halls;
 - b. Bowling alleys;
 - c. Pool halls;
 - d. Amusement parks;
 - e. Roller- and ice-skating rinks;
 - f. Marinas and watercraft rental businesses;
 - g. Swimming pools;
 - h. Day camps;
 - i. Playgrounds;
 - j. Youth sports;
 - k. Tour boats;
 - l. Social and fraternal clubs, including without limitation, American Legion posts, VFW posts, and Elks Clubs;
 - m. Campgrounds; and
 - n. 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.
2. All Recreational Establishments are hereby closed to the general public (including members, in the case of private clubs).

G. Other Miscellaneous Establishments

The following establishments shall remain closed to the general public:

1. Tattoo parlors;
2. Tanning salons; and
3. Massage parlors. "Massage parlors" does not include licensed massage therapists providing massage therapy in health care settings, as defined in Title 6 of the Health Occupations Article of the Maryland Code.

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

A. Retail Establishments, except as provided in Paragraph III. E of this Order. The following rules must be adhered to:

1. Maintain physical distancing (greater than 6'), wherever possible, between employees and customers at curbside and in-store operations;
2. Employees and customers are required to wear face coverings that fully cover a person's mouth and nose;
3. Physical distancing markers for staff and customers required;
4. High contact surfaces (those with hourly or greater contact frequency) will be cleaned with CDC and Environment Protection Agency ("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. Online shopping and payment via digital platforms should be encouraged as much as possible.

- B. 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 face coverings, 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.
- C. Farmers Markets will be able to open for carryout only. Maintaining proper social distancing (greater than 6') is required, wherever possible. Face coverings are required for vendors and customers and CDC and EPA guidelines for cleaning high use surfaces must be followed.
- D. Childcare Facilities can open for dependents of Essential persons (as defined below) and persons returning to work due to the Modified Phase 1 Opening reflected in this Order. The following rules must be adhered to:
1. Maintain physical distancing (greater than 6'), wherever possible;
 2. Use of PPE, including face coverings, by all employees;
 3. High contact surfaces (those with hourly or greater contact frequency) will be cleaned with CDC and EPA- approved disinfectant at least every 2 hours;
 4. All employees must receive training on CDC COVID-19 guidance appropriate to their workplace prior to working;
 5. Daily symptom screenings for employees and children;
 6. Staggered drop-offs and pick-ups;
 7. Temporary exclusion for employees and children, following CDC and MDH guidelines, in the event of positive cases;
 8. All applicable State and local regulations for the operation of a childcare facility must be followed.
 9. "Essential persons" is defined as:
 - a. Providers of health, long-term, or acute inpatient care, emergency medical, or pharmacy services;
 - b. Public health employees;
 - c. Law enforcement personnel;
 - d. Correctional services employees;
 - e. Firefighters and other first responders;
 - f. Government employees required to work during the state of emergency or catastrophic health emergency;
 - g. Employees and representatives of insurance carriers, and those authorized by the Maryland Insurance Agency to engage in the business of insurance;
 - h. National Guard personnel called to active duty;
 - i. Staff and providers of child care or education services, including custodial staff and food service providers;
 - j. Food distributors and suppliers, including food and supply services or distribution personnel;
 - k. Transportation and delivery services personnel;

- l. Gasoline service station operators and automobile repair mechanics;
 - m. Critical infrastructure employees, including emergency support personnel for gas and electric utility operations, public works, water treatment, and waste management;
 - E. *Fully Automatic Car Washes*. Customers must be able to remain in their cars while obtaining service. There should be no physical contact between car wash employees and vehicle occupants. The interior of the vehicle may not be cleaned by car wash employees, but the outside of the vehicle may be wiped down by these employees so long as there is adherence to the no physical contact mandate.
 - F. *Barbershops and Beauty Salons* (the latter limited to only providing hair services and—blow drying, as described in Title 5 of the Business Occupations Article of the Maryland Code.) Customers must be served via appointment only; customers are not allowed to congregate in common sitting area waiting to be served. The following rules must also be adhered to:
 - 1. Maintain physical distancing (greater than 6'), wherever possible;
 - 2. Use of PPE, including face coverings, by all employees;
 - 3. Physical distancing markers for staff;
 - 4. Service is limited to 1 customer for every 200 square feet of service delivery space;
 - 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.
 - G. Guidance is provided in the following sources: [CDC Business and Workplace Toolkit](#); [CDC COVID-19 FAQ for Businesses](#); [CDC Guidance for Manufacturing Workers and Employers](#); [CDC COVID-19 Guidance for Childcare Providers](#); [MSDE COVID-19 FAQ for Child Care Settings](#)
- V. For avoidance of doubt, the following activities are specifically allowed when done in compliance with applicable CDC and MDH social distancing guidance:
 - A. Outdoor exercise activities, such as walking, hiking, running, biking, or individual and small group sports such as golfing (except miniature golf), tennis, and similar activities;
 - B. Outdoor fitness instruction;
 - C. Recreational fishing, hunting, shooting, and archery;
 - D. Recreational boating;
 - E. Horseback riding; and
 - F. Visiting cemeteries.
- VI. Unless specifically allowed pursuant to this Executive Order, social, community, spiritual, religious, recreational, leisure, and sporting gatherings and events ("large gatherings and events") of more than 10 people are hereby prohibited at all locations and venues, including but not limited to parades, festivals, conventions, and fundraisers. Planned large gatherings and events must be canceled or postponed.

- VII. Grocery stores, pharmacies and large chain retail establishments are required to promote social distancing inside and outside of these establishments while customers wait to enter the premises.
- VIII. 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.
- IX. This Executive Order shall remain in effect through June 10, 2020, unless amended or terminated earlier.
- X. 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.
- XI. This Executive Order supersedes any inconsistent provision from a prior Executive Order or CR-31-2020.
- XII. 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.



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