



**CABINET FOR HEALTH AND FAMILY SERVICES
OFFICE OF THE SECRETARY**

**Andy Beshear
Governor**

275 East Main Street, 5W-A
Frankfort, KY 40621
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www.chfs.ky.gov

**Eric C. Friedlander
Secretary**

ORDER

May 20, 2020

On March 6, 2020, Governor Andy Beshear signed Executive Order 2020-215, declaring a state of emergency in the Commonwealth due to the outbreak of COVID-19 virus, a public health emergency. Pursuant to the authority in KRS 194A.025, KRS 214.020, and Executive Orders 2020-215, 2020-243, 2020-257, 2020-323, the Cabinet for Health and Family Services, Department for Public Health, hereby orders the following directives to reduce and slow the spread of COVID-19:

1. The March 19, 2020 Order of the Cabinet for Health and Family Services concerning mass gatherings, as previously amended by the May 9, 2020 Order of the Cabinet for Health and Family Services (the "Mass Gatherings Order"), is hereby further amended as follows.
2. As previously ordered, the Mass Gatherings Order does not prohibit in-person services of faith-based organizations. Faith-based organizations that have in-person services must continue to implement and follow the Guidelines for Places of Worship, which are attached hereto and incorporated by reference herein. The Guidelines for Places of Worship are available online at: <https://healthyatwork.ky.gov>.
3. For the avoidance of doubt, nothing in these Orders prohibits drive-in or virtual, televised, or radio services of faith-based organizations, so long as appropriate social distancing and hygiene measures as recommended by the Centers for Disease Control and Prevention are implemented and followed.
4. Effective May 20, 2020, funeral and memorial service providers must, in addition to the minimum requirements for all entities in the Commonwealth of Kentucky attached to and incorporated by reference in the May 11, 2020 Cabinet Order, implement and follow the Requirements for Funeral and Memorial Services, which are attached hereto and incorporated by reference herein. The Requirements for Funeral and Memorial Services and the

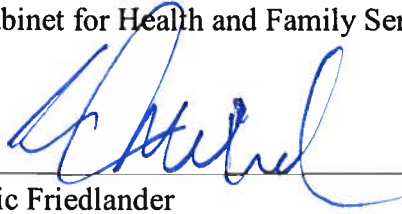
minimum requirements for all entities are available online at:
<https://healthyatwork.ky.gov>.

5. Effective May 22, 2020, the Mass Gatherings Order shall no longer prohibit gatherings of up to 10 people. Gatherings of up to 10 people must follow the Guidance for Gatherings of Up to 10 People, which are attached hereto and incorporated by reference herein. The Guidance for Gatherings of Up to 10 People are available online at: <https://healthyatwork.ky.gov>.
6. For the avoidance of doubt, this Order does not apply to or otherwise restrict entities such as restaurants, in-person retail establishments, public-facing businesses, or other businesses permitted to reopen pursuant to other Orders of this Cabinet or another Cabinet, or Executive Orders. However, such entities must implement and comply with the requirements set forth for those entities in applicable Orders.
7. The Mass Gatherings Order remains in full force and effect except as amended herein. For the avoidance of doubt, gatherings of more than 10 people remain prohibited as set forth in the Mass Gatherings Order.
8. Any gathering, regardless of whether it is a mass gathering prohibited under this Order, shall to the fullest extent practicable implement Centers for Disease Control and Prevention guidance, including:
 - maintaining a distance of 6 feet between persons;
 - encouraging good hygiene measures, including regular, thorough handwashing, and providing adequate hygiene materials, including hand sanitizing options;
 - encouraging people who are sick to remain home or leave the premises; and
 - regularly cleaning and disinfecting frequently touched objects and surfaces.
9. The Department for Public Health hereby delegates to local health departments the authority to take all necessary measures to implement this Order.

The Cabinet for Health and Family Services will monitor these directives continuously.



Steven J. Stack, M.D.
Commissioner of Public Health
Department for Public Health
Cabinet for Health and Family Services



Eric Friedlander
Secretary
Governor's Designee



ANDY BESHEAR
GOVERNOR

EXECUTIVE ORDER

Secretary of State
Frankfort
Kentucky

2020-398
May 20, 2020

STATE OF EMERGENCY

The novel coronavirus (COVID-19) is a respiratory disease causing illness that can range from very mild to severe, including illness resulting in death, and many cases of COVID-19 have been confirmed in the Commonwealth.

The Kentucky Constitution and Kentucky Revised Statutes, including KRS Chapter 39A, empower me to exercise all powers necessary to promote and secure the safety and protection of the civilian population, including the power to suspend state statutes and regulations, and to command individuals to disperse from the scene of an emergency. Under those powers, I declared by Executive Order 2020-215 on March 6, 2020, that a State of Emergency exists in the Commonwealth. On March 22, 2020, I signed Executive Order 2020-246, ordering all in-person retail businesses that are not life-sustaining to close. On March 25, 2020, I signed Executive Order 202-257, requiring businesses that are not life-sustaining to close except as needed to conduct Minimum Basic Operations as defined in that Order.

Kentuckians are encouraged to remain Healthy at Home, which will continue to help protect our community from the spread of COVID-19. For the same reason, as the Kentucky economy reopens through phases Kentuckians and Kentucky businesses must be Healthy at Work. Continuing with the Healthy at Work reopening in Kentucky, it is appropriate that retail businesses be permitted to reopen, subject to specific requirements for retail businesses, in addition to the minimum requirements for all entities in the Commonwealth.

Order

I, Andy Beshear, by virtue of authority vested in me pursuant to the Constitution of Kentucky and by KRS Chapter 39A, do hereby Order and Direct as follows:



ANDY BESHEAR
GOVERNOR

EXECUTIVE ORDER

Secretary of State
Frankfort
Kentucky

2020-398
May 20, 2020

1. All in-person retail businesses in the Commonwealth of Kentucky, including retail businesses that were required to close under Executive Order 2020-246, are permitted to reopen and remain open on May 20, 2020.
2. All in-person retail businesses permitted to reopen on May 20, 2020 shall implement and comply with the minimum requirements for all entities in the Commonwealth of Kentucky under Executive Order 2020-323 and implemented by the May 11, 2020 Order of the Cabinet for Health and Family Services. The Cabinet Order and the minimum requirements for all entities may be found at <https://healthyatwork.ky.gov>.
3. In addition to the minimum requirements for all entities in the Commonwealth under the May 11, 2020 Order of the Cabinet for Health and Family Services, all in-person retail businesses permitted to reopen on May 20, 2020 shall, pursuant to Orders of the Cabinet for Health and Family Services implementing this Executive Order, implement and comply with the specific Requirements for Retail Businesses detailed at <https://healthyatwork.ky.gov>.
4. All uninvited, in-person solicitation for any purpose occurring at a residence or physical business location remains prohibited.
5. Executive Order 2020-246 and Executive Order 2020-275 are hereby rescinded and superseded and are no longer in effect.
6. **Other Prior Orders Remain In Effect.** All other prior Executive Orders, and Orders issued by Cabinets pursuant to Executive Order 2020-215, shall remain in full force and effect, except to the extent they conflict with this Order. For the avoidance of doubt March 17, 2020 Order of the Cabinet for Health and Family Services closing public-facing, non-retail businesses that encourage public congregation shall remain in full force and effect.
7. **Additional Orders.** The following designees may provide guidance, clarification or modification of this Order to industries or businesses, and may otherwise issue orders necessary to the operation of government during the State of Emergency: the Governor's Executive Cabinet, as set forth in KRS 11.065; the Commissioner of Public Health; the Director of the Division of Emergency Management; and the Director of the Kentucky Office of Homeland Security.
8. Failure to follow the requirements provided in this Order and any other Executive Order and any Cabinet Order, including but not limited to the Orders of the Cabinet for Health and Family Services implementing this Executive Order, is a violation of the Orders issued under KRS Chapter 39A, and could subject said business to closure or additional penalties as authorized by law.



ANDY BESHEAR
GOVERNOR

EXECUTIVE ORDER

Secretary of State
Frankfort
Kentucky

2020-398
May 20, 2020

This Order shall be in effect for the duration of the State of Emergency herein referenced, or until this Executive Order is rescinded by further order or by operation of law.

A handwritten signature in blue ink, appearing to read "CJB", written over a horizontal line.

ANDY BESHEAR, Governor
Commonwealth of Kentucky

MICHAEL G. ADAMS
Secretary of State



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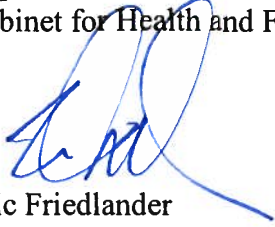
At this time the Commonwealth is beginning to reopen its economy with a phased approach known as the Healthy at Work program. Healthy at Work is based upon criteria set by the Centers for Disease Control and Prevention and public health officials and experts, along with advice from industry experts. Each phase will be introduced in steps to ensure the Commonwealth's citizens can safely return to work while still protecting the most vulnerable Kentuckians.

On May 11, 2020, the Cabinet for Health and Family Services issued an Order implementing the minimum requirements for all entities in the Commonwealth of Kentucky as the continuation of Healthy at Work, pursuant to the authority in KRS Chapter 39A, KRS 194A.025, KRS 214.020, Executive Order 2020-215, and Executive Order 2020-323. That Cabinet Order fully adopted and incorporated by reference the minimum requirements for all entities that were attached to the May 11, 2020 Order, which are available at: <https://healthyatwork.ky.gov>.

Pursuant to the authority in KRS Chapter 39A, KRS 194A.025, KRS 214.020, Executive Orders 2020-215, 2020-323, and 2020-398, the Cabinet for Health and Family Services states that in-person retail businesses shall be permitted to reopen effective May 20, 2020. In-person retail business shall, in addition to the minimum requirements for all entities in the Commonwealth of Kentucky, comply with Requirements for Retail Businesses attached to, and fully adopted and incorporated by reference in, this Order. These requirements are available at: <https://healthyatwork.ky.gov>.

If an in-person retail business cannot comply with the Requirements for Retail Businesses and the minimum requirements for all entities, it must wait to reopen until it is able to do so or until some or all of these requirements are lifted.

The Secretary for the Cabinet for Health and Family Services has been designated by the Governor to deliver these directives during this public health emergency. The Cabinet for Health and Family Services will continue to provide information and updates during the duration of this Public Health Emergency. Prior orders of the Cabinet for Health and Family Services remain in effect unless inconsistent with this Order.



Eric Friedlander
Secretary
Governor's Designee