



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

Andy Beshear
Governor

275 East Main Street, 5W-A
Frankfort, KY 40621
502-564-7042
502-564-7091
www.chfs.ky.gov

Eric C. Friedlander
Secretary

ORDER

May 22, 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 and 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 16, 2020 Order of the Cabinet for Health and Family Services concerning restaurants (the “March 16 Food and Beverage Order”) and the March 17, 2020, Order of the Cabinet for Health and Family Services concerning public-facing businesses (the “March 17 Public-Facing Businesses Order”) are hereby amended as follows.
2. Effective May 22, 2020, the March 16, 2020 Food and Beverage Order no longer prohibits restaurants holding a food service permit in good standing and having table seating from providing food and beverage sales for onsite consumption. Restaurants 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 Order of the Cabinet, implement and follow the Requirements for Restaurants, which are attached hereto and incorporated by reference herein. The Requirements for Restaurants and the minimum requirements are available online at: <https://healthyatwork.ky.gov>.
3. For the purposes of this Order, a restaurant is an entity that stores, prepares, serves, vends food directly to the consumer or otherwise provides food for human consumption, and must hold a food service permit in good standing and have table seating. The March 16, 2020 Food and Beverage Order remains in effect for establishments that are not restaurants.



4. Food service in health care facilities and any congregate living facilities, such as long-term care facilities as defined by KRS 216.510 and similar locations, remain exempt from the requirements of this Order and the March 16, 2020 Food and Beverage Order.

5. Liquor, beer and wine sales in the Commonwealth of Kentucky at establishments that are not restaurants remain restricted to carry-out, delivery and drive-thru services only, to the extent permitted by law. Onsite consumption remains prohibited at establishments that are not restaurants.

6. Establishments and public-facing businesses that encourage public congregation or that, by the nature of the service to the public, cannot comply with CDC guidelines concerning social distancing, ordered to cease all in-person operations under the March 17 Public-Facing Businesses Order shall continue to cease all in-person operations unless otherwise provided in this Order.

7. Effective May 25, 2020, the March 17, 2020 Public-Facing Businesses Order shall no longer apply to the following businesses or entities: (1) Cosmetology businesses; (2) Hair salons and barbershops; (3) Massage therapy businesses; (4) Nail salons; (5) Tanning salons; and (6) Tattoo parlors. The businesses or entities identified in this paragraph 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 Order of the Cabinet, implement and follow the specific Requirements for each respective business or entity, which are attached hereto and fully incorporated by reference herein. The specific Requirements for each business identified in this paragraph and the minimum requirements for all entities are available online at: <https://healthyatwork.ky.gov>.

8. The March 17, 2020 Public-Facing Businesses Order otherwise remains in effect unless amended herein.

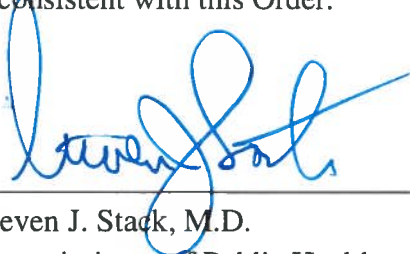
9. For the avoidance of doubt, all public facing-businesses permitted to operate must to the extent practicable implement Centers for Disease Control guidance, including:

- maintaining a distance of 6 feet between persons;
- ensuring employees practice appropriate hygiene measures, including regular, thorough handwashing;
- ensuring that employees who are sick remain home; and
- regularly cleaning and disinfecting frequently touched objects and surfaces.

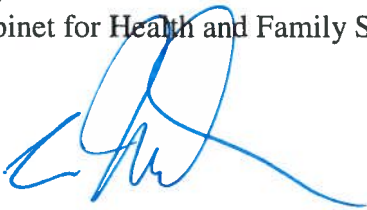
10. Failure to follow the requirements provided in this Order and any other Executive Order and any Cabinet Order, including but not limited to the Orders of the Cabinet for Health and Family Services, is a violation of the Orders issued under KRS Chapter 39A, and could subject businesses to closure or additional penalties as authorized by law.

11. The Department for Public Health hereby delegates to local health departments the authority to take all necessary measures to implement this Order.

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.



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