



ANDY BESHEAR
GOVERNOR

EXECUTIVE ORDER

Secretary of State
Frankfort
Kentucky

2020-396
May 15, 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 18, 2020, I signed Executive Order 2020-243, encouraging all Kentucky citizens to take all feasible measures to engage in appropriate social distancing in accordance with the guidance of the Centers for Disease Control and Prevention ("CDC"). 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 life-sustaining businesses to, to the fullest extent possible, utilize delivery or curbside service in lieu of in-person service, and to adhere to social distancing and hygiene guidance from the CDC.

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.

On April 27 and May 1, 2020, the Secretary of the Cabinet for Health and Family Services, as my designee, modified the prior directives for elective medical procedures as part of the Healthy at Work reopening of healthcare facilities. On May 9, 2020, I signed Executive Order 2020-323 to continue Healthy at Work reopening by reopening entities



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that are not life-sustaining and implementing, through Orders of the Cabinet for Health and Family Services, minimum requirements for all entities and additional requirements for certain sectors, businesses and entities. Continuing with the Healthy at Work reopening in Kentucky, it is appropriate that government offices and agencies be permitted to reopen with certain requirements that must be implemented and followed, 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:

1. State Executive Branch offices and agencies are permitted to reopen for in-person services on May 18, 2020.
2. State Executive Branch offices and agencies, except those constitutional offices listed in KRS 12.020(I)(3) through (7), permitted to reopen for in-person services on May 18, 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, State Executive Branch offices and agencies, except those constitutional offices listed in KRS 12.020(I)(3) through (7), permitted to reopen for in-person services on May 18, 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 Government Offices and Agencies detailed at <https://healthyatwork.ky.gov>.
4. All local, county, and city government offices and agencies are encouraged to adopt or incorporate the specific Requirements for Government Offices and Agencies and the minimum requirements for all entities in the Commonwealth, detailed at <https://healthyatwork.ky.gov>.
5. All local, county, and city government offices and agencies are recommended to consult with their local health departments to develop requirements or guidelines as appropriate for their offices or agencies.



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6. Nothing in this Order should be interpreted to interfere with or infringe on the powers of the legislative and judicial branches to perform their constitutional duties or exercise their authority. However, the legislative and judicial branches are encouraged to adopt or incorporate the specific Requirements for Government Offices and Agencies and the minimum requirements for all entities in the Commonwealth, detailed at <https://healthyatwork.ky.gov>.
7. Paragraph 7 of Executive Order 2020-257 is hereby superseded and is no longer in effect.
8. **Other Prior Orders Remain In Effect.** All other prior Executive Orders, and Orders issued by Cabinets pursuant to Executive Order 2020-215, remain in full force and effect, except to the extent they conflict with this Order.
9. **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.
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 implementing this Executive Order, is a violation of the Orders issued under KRS Chapter 39A and could subject a person or entity violating the Orders to penalties as authorized by law.

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 black ink, appearing to read "CJB", written over a horizontal line.

ANDY BESHEAR, Governor
Commonwealth of Kentucky

A handwritten signature in black ink, appearing to read "Michael G. Adams", written over a horizontal line.

MICHAEL G. ADAMS
Secretary of State

RECEIVED AND FILED

DATE 5/12/2020

MICHAEL G. ADAMS

SECRETARY OF STATE

COMMONWEALTH OF KENTUCKY

BY *EW*