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IMPORTANT CLIENT UPDATE

GOVERNOR'S EXECUTIVE ORDER 2020-77 **(rescinded and replaced EO 2020-70)**

On March 23, 2020, Governor Whitmer issued Executive Order 2020-21, ordering all people in Michigan to stay home and stay safe, and then extended that order, with additional restrictions, through April 30, 2020, in Executive Order 2020-42.

The Governor extended her stay at home order to May 15, 2020 with Executive Order 2020-59, which rescinded and replaced Executive Order 2020-42, and modified some of the prior restrictions, mainly to allow some businesses to reopen.

On May 1, 2020, the Governor continued her stay at home order with Executive Order 2020-70, which allowed certain construction, real estate, and outdoor activities to resume.

On May 7, 2020, the Governor issued Executive Order 2020-77, which now extends the stay at home order to May 28, 2020, but permits the resumption of manufacturing activities.

The general prohibition against in-person work that is not necessary to protect or sustain life has thus been extended to May 28, 2020, unless modified earlier.

This latest Order rescinds all of the prior stay at home orders, and continues the general restrictions, including:

- Requiring the use of basic cloth masks in public indoor spaces.
- A general prohibition on activities that are not essential to public health and life.
- No gatherings of individuals who are not from the same household.
- Closure of dine-in service for restaurants and bars.
- A 10-person limit on attendance at funerals.

This latest Order does not lift the basic restrictions imposed on local governments. However, government activities are allowed where necessary to support the activities of (1) critical infrastructure workers; and (2) essential or permitted workers, including maintenance

workers and groundskeepers who are necessary to maintain the safety and sanitation or places of outdoor recreation. Government activities are also allowed to enable transactions that support businesses or operations that employ essential or permitted workers. Government workers performing minimum basic operations are allowed.

Government agencies that remain open for in-person work must adhere to sound social distancing practices and measures, including:

- Developing a COVID-19 preparedness and response plan.
- Restricting the number of workers present on premises to no more than is strictly necessary to perform the in-person work.
- Requiring the use of a face covering (mask, scarf, bandana) by all workers who are able to medically tolerate it when in any enclosed public space. The employer must provide the face covering, or the employee can provide their own.
- Promoting remote work to the fullest extent possible.

Should you have questions concerning this new order, please do not hesitate to contact our Office.

Link to EO 2020-77:

https://www.michigan.gov/whitmer/0,9309,7-387-90499_90705-528460--,00.html

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