

## COVID-19 UPDATE

### Gov. Whitmer Issued EO 2020-147 Toughening/Clarifying Mask-Wearing Requirements

On July 10, Governor Whitmer issued [EO 2020-147](#) toughening/clarifying mask-wearing requirements.

Effective immediately, any individual who leaves their residence **must** wear a face covering over their nose and mouth:

- a. When in any indoor public space (Child care centers or day, residential, travel, or troop camps are not considered public spaces);
- b. When outdoors and unable to consistently maintain a distance of at least six feet from individuals who are not members of their household; and
- c. When waiting for, or riding on, public transportation, while in a taxi or ridesharing vehicle, or when using a private car service as a means of hired transportation.

The requirement to wear a face covering does **not** apply to individuals who:

- a. Are younger than five years old, though children two years old and older are strongly encouraged to wear a face covering, per CDC guidance;
- b. Cannot medically tolerate a face covering;
- c. Are eating or drinking while seated at a food service establishment;
- d. Are exercising when wearing a face covering would interfere in the activity;
- e. Are receiving a service for which temporary removal of the face covering is necessary to perform the service;
- f. Are entering a business or are receiving a service and are asked to temporarily remove a face covering for identification purposes;
- g. Are communicating with someone who is hearing impaired or otherwise disabled and where the ability to see the mouth is essential to communication;
- h. Are actively engaged in a public safety role including, but not limited to, law enforcement, firefighters, or emergency medical personnel;
- i. Are officiating at a religious service; or
- j. Are giving a speech for broadcast or an audience.

Beginning at 12:01 am on Monday, July 13<sup>th</sup>, no business open to the public may serve a customer or allow a customer to enter its premises, ***unless the customer is wearing a face covering***. Businesses must post signs at entrance(s) instructing customers of their legal obligation to wear a face covering while inside. The Michigan Department of Labor and Economic Opportunity may require businesses to post signs created or specified by the Department.

If a State-licensed business is found to be in violation of the requirements imposed on businesses, their regulating/licensing Department or Agency must consider if public health, safety or welfare requires summary, temporary suspension of the business's license to operate (including liquor licenses) under the Administrative Procedures Act.

The Governor's Order makes clear that a willful violation by either a business or a member of the public is a misdemeanor subject to a fine of up to \$500, but the order specifically provides that no term of confinement may be imposed for a violation of section 1 of the Order requiring individuals to wear masks.

Please contact us if you have any questions.

Arthur Siegal  
248.727.1452  
[asiegal@jaffelaw.com](mailto:asiegal@jaffelaw.com)



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