

CLIENT ALERTS

"Michiganders Are No Longer Required To Stay Home"

6.2.2020

On Monday, June 1, Governor Whitmer issued Executive Order 2020-110 (the "Order"), finding that it was now "reasonable and necessary" to move all eight regions of the State of Michigan to the next stage in the Michigan Safe Start Plan. Specifically, the order says, "Michiganders are no longer required to stay home."

Instead, only certain businesses will be required to remain closed.

Businesses that may open and activities that are now allowed include:

- Retailers may resume operations on June 4;
- Restaurants, bars, and related establishments may reopen fully on June 8;
- Swimming pools and day camps for kids may open on June 8;
- Libraries and museums may open on June 8.

All of these businesses when open must observe the Workplace Safeguards set out in Executive Order 2020-97.

Businesses that must remain closed and activities that are still not allowed include:

- Gyms;
- Hair Salons;
- Indoor Theatres;
- Tattoo Parlors;
- Casinos.

Social Gatherings

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Outdoor social gatherings and events (subject to social distancing requirements) of up to 100 people are allowed effective immediately. Indoor social gatherings continue to be limited to ten people.

Notably, along with the businesses and activities identified above, the Order requires that any work that may be performed remotely must still be performed remotely. The Order rescinds the requirements of Executive Orders 69 and 96, which addressed closure of Places of Public Accommodation, Places of Public Amusement, and the general stay-home requirement. These Places of Public Accommodation and Amusement, unless otherwise expressly limited, are now no longer required to stay closed.

In addition to the well-publicized reopening of the State of Michigan, additional orders were issued over the last few days by the governor that affect specific industries. EO 2020-100 extends the expiration date of otherwise non-rescinded executive orders – this list is quite long, covers certain industries, each having specific restrictions. EO 2020-103 addresses changes to certain judicial processes. EO 2020-101 allows for extension of watercraft registration expiration. EO 2020-102 addresses gasoline industry requirements. EO 2020-109 addresses certain food-selling establishment and pharmacy requirements. Your Butzel Long attorney can explain all of these to you in greater depth.

While “Michiganders are no longer required to stay home,” there are still requirements from various orders controlling aspects of continued business operations – specifically those contained in EO 97. Importantly, EO 97’s restrictions remain on the following:

- restaurant capacity (50% max) and operation,
- restrictions on retail customer volume (25% max for stores with less than 50,000 square feet of customer floor space and 4 customers per 1,000 square feet for stores more than 50,000 square feet), and
- restrictions on office operations in general.

The requirement to have a preparedness and response plan for continued operations also remains, as do the training, screening, and distancing requirements. Contact your Butzel Long attorney for continued support adopting and implementing these requirements as you and your businesses continue or begin returning to work.

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