

Governor of South Carolina
COVID 19 Executive Order Summary Sheet
(As of 4 April 2020)

Executive Orders

[2020-07 Official \(PDF\)](#) – Lifting Transportation Restrictions in Response to COVID-19

[2020-08 Official \(PDF\)](#) – Declaring State of Emergency in Response to COVID-19

[2020-09 Official \(PDF\)](#) – Closing Schools, Other Provisions in Response to COVID-19

[2020-10 Official \(PDF\)](#) – Directing Additional Emergency Measures Due to COVID-19

[2020-11 Official \(PDF\)](#) – Directing Additional Emergency Measures Due to COVID-19

[2020-12 Official \(PDF\)](#) – Regulatory Flexibility to Facilitate “Social Distancing”

[2020-13 Official \(PDF\)](#) – Authorizing Law Enforcement to Preserve Public Health

[2020-14 Official \(PDF\)](#) – Self-Quarantine for Individuals from High-Risk Areas

[2020-15 Official \(PDF\)](#) – State of Emergency Due to COVID-19 Pandemic

[2020-16 Official \(PDF\)](#) – Public Boat Ramps and Landings Closed on all Lakes, Rivers and Waterways

[2020-17 Official \(PDF\)](#) – Closure of Non-Essential Businesses

[2020-18 Official \(PDF\)](#) – Closure of Additional Non-Essential Businesses

[2020-19 Official \(PDF\)](#) – Lodging & Travel Restrictions for Individuals from High-Risk Areas

Summary

Executive Order 2020-07 (30 days)

-Orders waiver of state and federal rules and regulations pertaining to commercial vehicle operations for commercial vehicles responding to the declared emergency in North Carolina.

Executive Order 2020-08 (15 days)

-Governor McMaster declares a State of Emergency; memorializes and confirms activation of SCEOP

-Orders DHEC vested with powers set forth in Emergency Health Powers Act; directs DHEC to restrict visitation to nursing homes and assisted living facilities with exception of end-of-life situations

-Orders closure of public school, state-supported colleges, universities, and technical colleges in Kershaw and Lancaster counties on March 16, 2020 for 14 days

-Orders state correctional facilities and local detention centers to suspend visitation, as necessary during the State of Emergency

-Activates SC National Guard (personnel and equipment); authorizes Dual Status Command, as necessary

- Places price gouging laws into effect
- Extends transportation waiver to SC

Executive Order 2020-09

- Directs continued execution of SCEOP
- Direct closure of all public schools and state-supported colleges, universities and technical colleges
- Directs all elections on or before May 1, 2020 will be rescheduled or postponed
- Urges that indoor and outdoor public gatherings be cancelled, postponed, rescheduled or limited to 100 people. (does not apply to state or local government bodies)

Executive Order 2020-10 (30 days)

- Directs the continued execution of the SCEOP
- Directs DHEC to utilize and exercise any and all emergency powers as set forth in the Emergency Health Power Act
- Authorizes and directs Cabinet agencies or departments within Executive Branch to waive or suspend provisions of existing regulations proscribing procedures for conduct of state business if strict compliance with the provisions would in any way prevent, hinder, or delay necessary action in coping with the emergency
- Recommends people avoid gathering in groups of 10 or more people
- Orders all restaurants and other food-service establishments to suspend on-premises consumption from March 18, 2020 through March 31, 2020. Allows for carry out, delivery and drive-thru service; law enforcement allowed to enforce
- Prohibits any public gathering of 50 or more people in a confined indoor or outdoor space at publically owned or operated facilities from March 18, 2020 to March 31, 2020 (does not apply to essential or emergency government meetings)
- Directs Adjutant General to coordinate with hospitals to acquire resources and/or set-up temporary facilities or other critical infrastructure

Executive Order 2020-11 (duration of State of Emergency)

- All non-essential state employees are directed to work from home
- Prohibits counties, municipalities, and political subdivisions of State from closing facilities used or occupied, in whole or in part, by any agency, department, official, or employee of the State
- Outlines directions for unemployment insurance for SCDEW including ordering the suspension of the week waiting period for individuals eligible to receive benefits; directing SCDEW to facilitate and expedite processing of eligible claims; and authorizing SCDEW to exercise any statutory or regulatory authority to extend the employer deadline to pay unemployment taxes on first quarter 2020 wages until June 1, 2020, without interest
- Authorizes State emergency procurement practices
- Authorizes DHEC to suspend regulations restricting use of unlicensed beds or space and to suspend requirement for Certificate of Need Review

-Directs all law enforcement to do whatever may be deemed necessary to maintain police and good order during the State of Emergency

Executive Order 2020-12 (during of State of Emergency)

- Recommends social distancing and requires the State to promote and facilitate social distancing
- Allows holders of a valid beer and wine license to sell sealed containers for off-premises consumption via curbside pickup (does not suspend age limits for consumption (21 years) or delivery (to car- 18 years))

Executive Order 2020-13 (during State of Emergency)

- Authorizes law enforcement to maintain order, ensure public safety and preserve public health during the state of emergency
- Law enforcement can use discretion to prohibit or to disperse groups of 3 or more people, unless authorized or in their homes, if law enforcement official determines, in their discretion, that any such gather of people poses or could pose a threat to public health (16-7-10 SC Code of Laws)
- Any person who does not comply is guilty of a misdemeanor and, upon conviction, must be fined no more than \$100 or imprisoned for no more than 30 days
- SLED and the SC Attorney General can provide further clarification as needed
- Executive Order 2020-13 supersedes any local ordinance, rule or regulation that may conflict with this Executive Order
- Authorizes law enforcement agencies to enter into mutual aid agreements in connection with this State of Emergency for the purpose of providing the proper and prudent exercise of public safety functions across jurisdictional lines, including multijurisdictional task forces, criminal investigations, patrol services, crowd control, traffic control, safety, and other emergency service (A written MOU is not required during the State of Emergency.)

Executive Order 2020-14 (during State of Emergency)

- Orders and directs that an individual who enters the State of South Carolina from an area with substantial community spread, to include the Tri-State Area (consisting of the States of New York, New Jersey, and Connecticut) and the City of New Orleans, Louisiana, shall isolate or self-quarantine for a period of fourteen (14) days from the time of entry into the State of South Carolina or the duration of the individual's presence in South Carolina, whichever period is shorter.
- Order shall not apply to individuals employed by airlines and individuals performing or assisting with military, healthcare, or emergency response operations.
- Individuals required by this Order, or any directives issued in connection therewith, to isolate or self-quarantine shall be responsible for any and all costs associated with such isolation or self-quarantine, including transportation, lodging, food, and medical care
- DHEC will provide any necessary and appropriate supplemental guidance regarding the interpretation, application, or enforcement of this Order
- Law enforcement officers of the State, or any political subdivision thereof, may do whatever may be deemed necessary to maintain peace and good order during the State of Emergency and to enforce the provisions of this Order
- Any person who does not comply is guilty of a misdemeanor and, upon conviction, must be fined no more than \$100 or imprisoned for no more than 30 days

- DHEC is ordered and directed to exercise and utilize any and all necessary and appropriate emergency powers, as set forth in the Emergency Health Powers Act, codified as amended in Title 44, Chapter 4 of the South Carolina Code of Laws, to implement and enforce the provisions of this Order and in accordance with section 44-4-500 of the South Carolina Code of Laws, as amended, DHEC shall continue to “use every available means to prevent the transmission of infectious disease and to ensure that all cases of infectious disease are subject to proper control and treatment”

Executive Order 2020-15 (15 days)

- Reaffirms that a State of Emergency exists in South Carolina.

- Memorializes and confirms prior activation of the State Emergency Operations Plan and directs that the Plan be further placed into effect and that all prudent preparations be taken at the individual, local, and state levels to proactively prepare for and promptly respond to the threat posed by COVID-19, minimize the resulting strain on the healthcare providers, and otherwise respond and mitigate the significant impacts associated with same.

-Further directs the continued utilization of all available resources of state government as reasonably necessary to address the current State of Emergency.

- Directs DHEC to utilize and exercise any and all emergency powers, as set forth in the Emergency Health Powers Act, codified as amended in Title 44, Chapter 4 of the South Carolina Code of Laws, deemed necessary to promptly and effectively address the current public health emergency. In accordance with section 44-4-500 of the South Carolina Code of Laws, as amended, DHEC shall continue to “use every available means to prevent the transmission of infectious disease and to ensure that all cases of infectious disease are subject to proper control and treatment.” Further directs DHEC to restrict visitation to nursing homes and assisted living facilities, with the exception of end-of-life situations, as DHEC deems necessary and appropriate.

- Authorizes and directs state correctional institutions and local detention facilities to suspend visitation processes and procedures, as necessary.

- Places specified units and/or personnel of the South Carolina National Guard on State Active Duty, pursuant to section 25-1-1840 of the South Carolina Code of Laws. Directs the Adjutant General to issue the requisite supplemental orders as he deems necessary and appropriate. Further orders activation of South Carolina National Guard personnel and the utilization of appropriate equipment at the discretion of the Adjutant General, in coordination with the Director of EMD, to take necessary and prudent actions to assist the people of this State.

- Authorizes Dual Status Command, as necessary, is authorize to allow the Adjutant General or his designee to serve as commander over both federal (Title 10) and state forces (National Guard in Title 32 and/or State Active Duty status).

- Orders that all licensing and registration requirements regarding private security personnel or companies who are contracted with South Carolina security companies in protecting property and restoring essential services in South Carolina shall be suspended, and I direct the South Carolina Law Enforcement Division (“SLED”) to initiate an emergency registration process for those personnel or companies for a period specified, and in a manner deemed appropriate, by the Chief of SLED.

- Prohibits price gouging pursuant to section 39-5-145 of the South Carolina Code of Laws, as amended; shall remain in effect for the duration of this State of Emergency.

- Provisions of the following Orders shall remain in full force and effect in accordance with their respective terms for the duration of the State of Emergency declared herein, unless otherwise modified, amended, or rescinded below or by subsequent Order: Executive Order Nos. 2020-07, 2020-09, 2020-10, 2020-11, 2020-12, 2020-13, and 2020-14.
- South Carolina's schools will remain closed through the month of April.
- Directs the continued closure of all public schools in the State of South Carolina for students and non-essential employees for the duration of the State of Emergency. Applies to all students and employees of public schools, to include charter schools, in the State of South Carolina, with the exception of those emergency or other critical personnel designated as essential, or whose presence is otherwise deemed necessary, by the appropriate school district officials.
- Authorizes the requisite school district officials to make any necessary and appropriate decisions or arrangements to account for local needs and other unique circumstances, to include establishing or maintaining means to deliver virtual instruction and remote learning and assisting with or facilitating the distribution of food and the delivery of nutritional services.
- Authorizes all state-supported colleges, universities, and technical colleges in the State of South Carolina, as necessary and appropriate and in accordance with and to the extent allowed by state and federal law, to complete the spring 2020 academic semester by delivering virtual and remote learning.
- Housing only out-of-state or displaced students, restricting on-campus services and activities to emergency or other critical personnel designated as essential.
- Authorizes the requisite college, university, and technical college officials to continue to make any necessary and appropriate decisions or arrangements to account for specific needs and other unique circumstances or to deal with students, employees, or other critical personnel designated as essential, or whose presence is otherwise deemed necessary, by the appropriate officials.
- State must promptly undertake and implement additional proactive measures to safeguard the health and safety of law enforcement authorities and other first responders who risk potential exposure to COVID-19 while providing emergency and other essential services during the State of Emergency.
- Authorizes and directs any and all 911 operators or other emergency dispatchers to ask any individual placing a call for service whether such individual or any member of their household has tested positive for COVID-19 or is exhibiting symptoms consistent with the same.
- Authorizes and instructs DHEC, upon consultation with SLED, to provide any necessary and appropriate supplemental guidance regarding the interpretation, application, or enforcement of this Section.
- Amends Executive Order No. 2020-07, as modified by Executive Order No. 2020-08, pursuant to 49 C.F.R. § 390.23 and section 56-5-70 of the South Carolina Code of Laws, to extend the provisions thereof to commercial vehicles and operators of commercial vehicles operating in accordance with the provisions of the Federal Motor Carrier Safety Administration's Expanded Emergency Declaration Under 49 C.F.R. § 390.23 No. 2020-002 (Relating to COVID-19), responding to the declared emergency in the State of South Carolina, or otherwise assisting with the public health threat posed by COVID-19, as well as to commercial vehicle and operators of commercial vehicles transporting essential goods and products.
- Authorizes any and all law enforcement officers of the State, or any political subdivision thereof, to do whatever may be deemed necessary to maintain peace and good order during the State of Emergency and to enforce the provisions of this Order and any prior or future Orders

- Any person who does not comply is guilty of a misdemeanor and, upon conviction, must be fined no more than \$100 or imprisoned for no more than 30 days

- In accordance with section 1-3-440(4) of the South Carolina Code of Laws, I further authorize, order, and direct any State, county, or city official to enforce the provisions of this Order and any prior or future Orders issued in connection with the present State of Emergency, as necessary and appropriate, in the State courts by injunction, mandamus, or other appropriate legal action.

- Authorizes, orders, and directs DHEC to exercise and utilize any and all necessary and appropriate emergency powers, as set forth in the Emergency Health Powers Act, codified as amended in Title 44, Chapter 4 of the South Carolina Code of Laws, to implement and enforce the provisions of this Order and in accordance with section 44-4-500 of the South Carolina Code of Laws, as amended, DHEC shall continue to “use every available means to prevent the transmission of infectious disease and to ensure that all cases of infectious disease are subject to proper control and treatment.”

Executive Order 2020-16 (during State of Emergency)

- Orders and directs that any and all public beach access points, to include any adjacent or associated public parking lots or other public facilities, shall be closed to public access for recreational purposes for the duration of the State of Emergency. South Carolina Code of Regulation 30-11(D)(3), which provides that DHEC “shall promote public access to the beaches of this State,” is suspended in accordance with South Carolina Code of Laws Section 25-1-440.

- Orders and directs that any and all public piers, docks, wharfs, boat ramps, and boat landings providing public access to the public waters of this State, to include any adjacent or associated public parking lots or other public facilities, shall be closed to public access for recreational purposes for the duration of the State of Emergency.

- Directs that the beaching or rafting of boats, whether on a sandbar, lakeshore, riverbank, or island, is prohibited for the duration of the State of Emergency. Vessels must remain underway at all times unless exigent circumstances exist. Anchoring to fish is allowed; however, rafting is prohibited under all circumstances. This does not apply to individuals possessing a current, valid commercial fishing license or permit to the extent such individuals may seek to utilize or rely upon public piers, docks, wharfs, boat ramps, or boat landings in connection with commercial fishing activities.

- Authorize and directs DNR, in consultation with DHEC and the Attorney General of South Carolina, to provide or issue any necessary and appropriate supplemental guidance, rules, regulations, or restrictions regarding the application of this Section or the interpretation, application, or enforcement of section 16-7-10 of the South Carolina Code of Laws.

- Does not enlarge or infringe upon the existing rights of individuals to access the navigable waters of this State or the rights of owners of private property adjacent to the public beaches or public waterways of this State; however, any such individuals are still subject to the provisions of prior and future Orders issued by the undersigned in connection with the State of Emergency, to include Executive Order No. 2020-13, as extended by Executive Order No. 2020-15, which expressly authorizes any and all law enforcement officers of the State, or any political subdivision thereof, to prohibit or disperse any congregation or gathering of people, unless authorized or in their homes, in groups of three (3) or more people, if any such congregation or gathering is deemed to pose, or could pose, a threat to public health.

- All law enforcement officers of the State, or any political subdivision thereof, are authorized to do whatever may be deemed necessary to maintain peace and good order during the State of Emergency. Any person who does not comply is guilty of a misdemeanor and, upon conviction, must be fined no more than \$100 or imprisoned for no more than 30 days.

- In accordance with section 1-3-440(4) of the South Carolina Code of Laws, I further authorize, order, and direct any State, county, or city official to enforce the provisions of this Order and any prior or future Orders issued in connection with the present State of Emergency, as necessary and appropriate, in the State courts by injunction, mandamus, or other appropriate legal action.

- Authorizes, orders, and directs DHEC to exercise and utilize any and all necessary and appropriate emergency powers, as set forth in the Emergency Health Powers Act, codified as amended in Title 44, Chapter 4 of the South Carolina Code of Laws, to implement and enforce the provisions of this Order and in accordance with section 44-4-500 of the South Carolina Code of Laws, as amended, DHEC shall continue to “use every available means to prevent the transmission of infectious disease and to ensure that all cases of infectious disease are subject to proper control and treatment.”

Executive Order 2020-17 (during State of Emergency)

- Effective Wednesday, April 1, 2020, at 5:00 p.m., the following “non-essential” businesses, venues, facilities, services, and activities shall be closed to non-employees and shall not be open for access or use by the public—to include members, if access or use is ordinarily restricted to or based on membership—or shall not take place, as applicable:

- Entertainment venues and facilities as follows:
 - Night clubs
 - Bowling alleys
 - Arcades
 - Concert venues
 - Theaters, auditoriums, and performing arts centers
 - Tourist attractions (including museums, aquariums, and planetariums)
 - Racetracks
 - Indoor children’s play areas, with the exception of licensed childcare facilities
 - Adult entertainment venues
 - Bingo halls
 - Venues operated by social clubs
- Recreational and athletic facilities and activities as follows:
 - Fitness and exercise centers and commercial gyms
 - Spas and public or commercial swimming pools
 - Group exercise facilities, to include yoga, barre, and spin studios or facilities
 - Spectator sports
 - Sports that involve interaction in close proximity to and within less than six (6) feet of another person
 - Activities that require the use of shared sporting apparatus and equipment
 - Activities on commercial or public playground equipment
- Close-contact service providers as follows:
 - Barber shops
 - Hair salons
 - Waxing salons
 - Threading salons
 - Nail salons and spas
 - Body-art facilities and tattoo services
 - Tanning salons
 - Massage-therapy establishments and massage services

- Authorizes and directs the South Carolina Department of Commerce, in consultation with the Office of the Attorney General of South Carolina, to provide or issue any necessary and appropriate supplemental guidance, rules, regulations, or restrictions regarding the application of this Order and to provide clarification, as necessary and appropriate and in accordance with the process set forth below, regarding whether a specific business, venue, facility, service, or activity is required to close or is prohibited from taking place pursuant to this Order.

- The Commerce Department shall review any requests for clarification or a determination regarding the applicability of this Order to a specific business, venue, facility, service, or activity and shall evaluate the same and make a determination regarding whether the business, venue, facility, service, or activity is “non-essential” based on whether it is deemed to be in the best interest of the State for such business, venue, facility, service, or activity to continue operations or proceed, in whole or in part, on a normal or modified basis. Should the Department have a question as to whether the business, venue, facility, service, or activity is “non-essential,” the Department shall consult with the Attorney General as necessary and appropriate.

- Any individual or entity may submit requests for clarification or a determination regarding the applicability of this Order to a specific business, venue, facility, service, or activity to the Department using a form provided by the Department, which shall be available for public access and submission via the Department’s website, at www.sccommerce.com. Individuals or entities may also submit questions or requests for clarification to the Department by email to covid19sc@sccommerce.com or by telephone at 803-734-2873.

- A team from the Commerce Department will review each request for clarification and provide a response with the Department’s determination within 24 hours of receipt. Pending the Department’s determination with respect to a request for clarification, the business, venue, facility, service, or activity submitting such a request is authorized to continue operations, subject to any restrictions imposed by any prior or future Orders issued by the undersigned in connection with the State of Emergency, and with appropriate consideration of and adherence to guidance issued by state and federal public health and safety officials, to include the CDC and the Occupational Safety and Health Administration.

-Any determination issued by the Department shall be deemed and considered pre-emptive and shall be subject to revision, alteration, or revocation at any point, and in the sole discretion of the Department, based on and to account for the evolving nature and scope of the ongoing public health emergency.

- All businesses, venues, facilities, services, and activities in this State are urged to facilitate effective “social distancing” practices. As applicable and to the maximum extent possible, to further promote “social distancing,” facilitate self-isolation, and otherwise prevent potential exposure to COVID-19, businesses and organizations are also encouraged to utilize telecommuting or work-from-home options for employees and to provide alternate means of purchasing and delivering products and services, to include online or telephone orders and curbside or off-site deliveries, and individuals are encouraged to utilize such options to support businesses in this State during the ongoing public health emergency.

-The order authorizes, orders and directs state, county and city law enforcement to enforce the provisions of this order. Any individual who willfully fails or refuses to comply with any lawful order or direction of any law enforcement officer. Individuals can be fined one hundred dollars or imprisoned for no more than thirty days.

Executive Order 2020-18 (during State of Emergency)

- This Order supersedes, rescinds, and replaces the provisions of Executive Order No. 2020-17.
- This order adds additional “non-essential” businesses, venues, facilities, services, and activities.
- Per Executive Order 2020-17, the following provision remain in effect and are reiterated. Effective Wednesday, April 1, 2020, at 5:00 p.m., the following “non-essential” businesses, venues, facilities, services, and activities shall be closed to non-employees and shall not be open for access or use by the public—to include members, if access or use is ordinarily restricted to or based on membership—or shall not take place, as applicable:

- Entertainment venues and facilities as follows:
 - Night clubs
 - Bowling alleys
 - Arcades
 - Concert venues
 - Theaters, auditoriums, and performing arts centers
 - Tourist attractions (including museums, aquariums, and planetariums)
 - Racetracks
 - Indoor children’s play areas, with the exception of licensed childcare facilities
 - Adult entertainment venues
 - Bingo halls
 - Venues operated by social clubs
- Recreational and athletic facilities and activities as follows:
 - Fitness and exercise centers and commercial gyms
 - Spas and public or commercial swimming pools
 - Group exercise facilities, to include yoga, barre, and spin studios or facilities
 - Spectator sports
 - Sports that involve interaction in close proximity to and within less than six (6) feet of another person
 - Activities that require the use of shared sporting apparatus and equipment
 - Activities on commercial or public playground equipment
- Close-contact service providers as follows:
 - Barber shops
 - Hair salons
 - Waxing salons
 - Threading salons
 - Nail salons and spas
 - Body-art facilities and tattoo services
 - Tanning salons
 - Massage-therapy establishments and massage services

- Effective Monday, April 6, 2020, at 5:00 PM the provisions of the order are amended to include the following additional “non-essential” businesses, venues, facilities, services, and activities that shall be closed to non-employees and shall not be open for access or use by the public—to include members, if access or use is ordinarily restricted to or based on membership—or shall not take place.

- Retail stores as follows:
 - Furniture and home-furnishings stores

- Clothing, shoe, and clothing-accessory stores
- Jewelry, luggage, and leather goods stores
- Department stores, with the exception of hardware and home-improvement stores
- Sporting goods stores
- Book, craft, and music stores
- Flea markets
- Florists and flower stores

-Continued operation of retail stores not prohibited, for the limited purpose of fulfilling online or telephone orders or providing alternate means of purchasing or delivering products or services—to include curbside purchase, pickup, or delivery and home or off-site delivery—provided that such options or measures can be implemented in a manner that facilitates and maintains effective “social distancing” and is consistent with any applicable guidance issued by state and federal public health and safety officials.

This Section shall not be interpreted, applied, implemented, or construed in a manner so as to suspend, restrict, or otherwise limit the sale or transportation of firearms or ammunition or any component thereof.

-Authorizes and directs the South Carolina Department of Commerce, in consultation with the Office of the Attorney General of South Carolina, to provide or issue any necessary and appropriate supplemental guidance, rules, regulations, or restrictions regarding the application of this Order and to provide clarification, as necessary and appropriate and in accordance with the process set forth below, regarding whether a specific business, venue, facility, service, or activity is required to close or is prohibited from taking place pursuant to this Order.

- The Commerce Department shall review any requests for clarification or a determination regarding the applicability of this Order to a specific business, venue, facility, service, or activity and shall evaluate the same and make a determination regarding whether the business, venue, facility, service, or activity is “non-essential” based on whether it is deemed to be in the best interest of the State for such business, venue, facility, service, or activity to continue operations or proceed, in whole or in part, on a normal or modified basis. Should the Department have a question as to whether the business, venue, facility, service, or activity is “non-essential,” the Department shall consult with the Attorney General as necessary and appropriate.

- Any individual or entity may submit requests for clarification or a determination regarding the applicability of this Order to a specific business, venue, facility, service, or activity to the Department using a form provided by the Department, which shall be available for public access and submission via the Department’s website, at www.sccommerce.com. Individuals or entities may also submit questions or requests for clarification to the Department by email to covid19sc@sccommerce.com or by telephone at 803-734-2873.

- A team from the Commerce Department will review each request for clarification and provide a response with the Department’s determination within 24 hours of receipt. Pending the Department’s determination with respect to a request for clarification, the business, venue, facility, service, or activity submitting such a request is authorized to continue operations, subject to any restrictions imposed by any prior or future Orders issued by the undersigned in connection with the State of Emergency, and with appropriate consideration of and adherence to guidance issued by state and federal public health and safety officials, to include the CDC and the Occupational Safety and Health Administration.

-Any determination issued by the Department shall be deemed and considered provisional and shall be subject to revision, alteration, or revocation at any point, and in the sole discretion of the Department, based on and to account for the evolving nature and scope of the ongoing public health emergency.

- All businesses, venues, facilities, services, and activities in this State are urged to facilitate effective “social distancing” practices. As applicable and to the maximum extent possible, to further promote “social

distancing,” facilitate self-isolation, and otherwise prevent potential exposure to COVID-19, businesses and organizations are also encouraged to utilize telecommuting or work-from-home options for employees and to provide alternate means of purchasing and delivering products and services, to include online or telephone orders and curbside or off-site deliveries, and individuals are encouraged to utilize such options to support businesses in this State during the ongoing public health emergency.

-The order authorizes, orders and directs state, county and city law enforcement to enforce the provisions of this order. Any individual who willfully fails or refuses to comply with any lawful order or direction of any law enforcement officer or otherwise violates any provision of any Order issued by the Governor during this State of Emergency “is guilty of a misdemeanor, and upon conviction, must be fined one hundred dollars or imprisoned for not more than thirty days.”

Executive Order 2020-19 (during State of Emergency)

-Orders and directs that effective Friday, April 3, 2020, at 5:00 p.m., any and all individuals, entities, or establishments engaged in the provision of short-term rentals, vacation rentals, or other lodging accommodations or operations in exchange are prohibited from making or accepting new reservations or bookings from or for individuals residing in or travelling from any country, state, municipality, or other geographic area subject to or identified in a CDC travel advisory or other CDC notice as a location with extensive community transmission of COVID-19. This includes to include the Tri-State Area (consisting of the States of New York, New Jersey, and Connecticut).

-A “lodging establishment,” as defined by SC Code Section 45-2-20(2) to mean a hotel, motel, villa, condominium, inn, tourist court, tourist camp, campground, bed and breakfast, residence, or any place in which rooms, lodging, or sleeping accommodations are furnished to transients for a consideration.

-A vacation rental property or other short-term rental property that involves the rental of any house, condominium, room, or other dwelling unit for a period of less than ninety (90) days if advertised, represented, or held out to the public as a place regularly rented to, or available for rental to, guests or if such property has been so advertised, represented or held out to the public at any point during the preceding 30 days.

-This Section does not prohibit any individual, entity, or establishment from providing Lodging to the following:

1) Individuals operating commercial vehicles transporting essential goods and products, such as food, water, medicine, medical supplies and equipment, fuels and petroleum products (to include fuel oil, diesel oil, gasoline, kerosene, propane, and liquid petroleum), livestock, poultry, feed for livestock and poultry, and crops and other agricultural products ready to be harvested (to include timber and wood chips); individuals employed by airlines; and individuals otherwise engaged in commercial transportation activities.

2) Individuals performing or assisting with military, healthcare, public safety, or emergency response operations, as well as any other operations or services identified by the United States Cybersecurity and Infrastructure Security Agency in its March 28, 2020 Memorandum or any supplements thereto.

-Law enforcement officers are authorized to do whatever may be deemed necessary to maintain peace and good order during the State of Emergency and to enforce the provisions of this Order and any prior or future Orders issued. Violation is punishable, if convicted, must be fined not more than one hundred dollars or imprisoned for not more than thirty days.

-DHEC is authorized, ordered, and directed to exercise and utilize any and all necessary and appropriate emergency powers, as set forth in the Emergency Health Powers Act, to implement and enforce the provisions of this Order. Additionally DHEC shall continue to “use every available means to prevent the

transmission of infectious disease and to ensure that all cases of infectious disease are subject to proper control and treatment.” See SC Code Section 44-4-500.

-If any political subdivision of this State seeks to adopt or enforce a local ordinance, rule, regulation, or other restriction that conflicts with this Order, this Order shall supersede and preempt any such local ordinance, rule, regulation, or other restriction.

-This Order is effective immediately and shall remain in effect for the duration of the State of Emergency unless otherwise modified, amended, or rescinded by subsequent Order.