Executive Order 20-48 Guidance Modifications Summary

On April 30, 2020, Governor Walz issued Executive Order 20-48, which extended and modified his directive for Minnesotans to Stay at Home until May 17, 2020. This Executive Order codified previous clarifications issued by the Governor and made several modifications to the categories of exempted workers originally included in Executive Order 20-20, including incorporating and expanding on the outdoor recreational activities permitted under Executive Order 20-38 and incorporating the procedure for businesses to safely return to work from Executive Order 20-40. This document is a summary of significant modifications made to each affected category and is intended as a brief overview. For the full scope of Critical Sector workers in Executive Order 20-48, please refer to the Order itself and the Executive Order 20-48 Guidance document, which may be amended from time to time.

Please note that the words “workers” and “personnel” are broadly defined to include owners, proprietors, employees, contractors, vendors, volunteers, and interns.

NON-CRITICAL EXEMPT BUSINESS

- Businesses who are not exempted under the Critical Sector categories may nonetheless qualify to re-open if they are in an eligible industry and create a plan for safe return to work.

- Eligible industries include:
  - Industrial and manufacturing businesses
    - Industrial settings are places of employment in which goods are in the process of being created. Agriculture, forestry, fishing and hunting qualify, as do mining, construction, utilities and manufacturing. Wholesale trade and warehousing also qualify as they are preparing those goods for sale to customers and consumers
  - Office-based businesses
    - Office settings are places of employment in which workers do their work within an office space where people primarily do their work at their desk and whose work is primarily not customer facing.
  - Retail businesses
    - Includes businesses that sell, rent, maintain, and repair goods of all kinds
    - Includes businesses providing household goods rental services and pet grooming services
    - Includes salons and barbershops for the sale of retail products alone, excluding sales of service chemicals not intended for retail. Salons and barbershops may not offer services.

- Retail businesses may open only to offer outdoor pickup or delivery service, which must comply with the guidance posted at https://mn.gov/deed/safework/

- All Non-Critical Exempt Businesses must implement a COVID-19 Preparedness Plan that satisfies the requirements posted at https://mn.gov/deed/safework/
LAW ENFORCEMENT, PUBLIC SAFETY, AND FIRST RESPONDERS*

- Workers and attendees at skills training for the state’s Professional Peace Officer Education (PPOE) providers, where such training cannot be given remotely and provided that social distancing and other mitigation strategies are employed.
- Evaluators and firefighters at skills training, including evaluation for the state’s firefighter Certification Testing, where such evaluations cannot be given remotely and provided that social distancing and other mitigation strategies are employed.

TRANSPORTATION AND LOGISTICS

- Workers necessary for the operation of safe harbors and marinas to provide refuge for boaters when conditions making boating on open water unsafe.
- Workers transporting boats.
- Workers supporting car washes, only where such car washes are limited to exterior washes, allow for payment without direct contact with customers, and where customers remain in their vehicles.

COMMERCIAL FACILITIES/ESSENTIAL SUPPLY STORES

- Workers supporting retailers not listed in a Critical Sector category may return to work if their employer qualifies as a Non-Critical Exempt Business.

CONSTRUCTION AND CRITICAL TRADES

- Workers who construct, repair, and maintain decks and fences.
- Workers cleaning and maintaining the exterior of residential dwelling, including power washing, exterior window cleaning, and gutter cleaning.