

SUMMARY OF EXECUTIVE ORDERS 20-37 AND 20-39
FACE COVERING REQUIREMENT

The Governor issued Executive Order 20-37 on July 24, 2020, outlining his requirements for Indiana citizens to wear face coverings when inside a business, public building, or other indoor places open to the public; an outdoor public space when it is not possible to maintain six feet of social distancing from another person; or when using public transportation or in a taxi, private car service, or ride-sharing vehicle.

Executive Order 20-39 was issued on July 30, 2020 and included some modifications to the face covering requirements for schools. The modifications are noted below in bold italics.

Face coverings include face masks that cover the mouth and nose and are secured in a manner where the mask is close to the face and face shields which are clear plastic and covers the nose and the mouth.

The requirements begin July 27 and remain in effect until midnight of August 26, 2020.

The Executive Order includes requirements for school corporations as follows:

- (1) All students in Grades 3 through 12, all teachers, all staff members, all vendors, all contractors, all volunteers, and all visitors must be required to wear face coverings or face shields while physically present in school buildings and facilities and on school grounds. ***This directive continues throughout the public health emergency until it is rescinded or modified by the Governor.*** Exemptions to this requirement are listed in paragraphs 4 of Executive Order 20-37 and 6.c. in Executive Order 30-39. Some of the relevant exemptions include persons with certain medical conditions, who are deaf, and who are less than 2 years old.
- (2) All students, all teachers, all staff members, all vendors, all contractors, all volunteers, and all visitors are required to wear face coverings or face shields while on a school bus or other school-sponsored mode of transportation. Exemptions for this requirement are those listed in paragraph 4 b through f in Executive Order 20-37.

The exemptions to the above requirements for public schools are as follows:

1. Food Consumption: while eating and drinking
2. Faculty/Staff Areas: Faculty and staff while working together in a room, office, or place where social distancing of 6 feet or more from each other may be maintained. This does not apply to when staff is preparing food or meals.
3. Children Between the Ages of 2 and 8: Face coverings are not required UNLESS on a school bus or other school-sponsored transportation. Otherwise, strongly encouraged for students in this age group to wear a face covering.
4. **Classroom Settings:**

- When classrooms are arranged for students to be six feet or more apart at all times.
 - ***When classrooms are arranged for students to be at least three feet apart at all times and facing the same direction.***
 - When the teacher can be six feet or more away from students, the teacher does not have to wear a face covering.
 - ***When a teacher allows a student to remove his or her face covering or face shield on an intermittent and temporary basis.***
5. Recess: When social distancing of six feet or more can be maintained, face coverings are not required.
 6. Extracurricular Activities/Co-Curricular Activities: Students, teachers, instructors, directors, coaches, trainers, volunteers, and any other personnel when engaged in strenuous physical activity, subject to an exemption, or can maintain social distancing of six feet or more.

Schools are responsible for developing and implementing an enforcement plan. This can be done by providing such provisions in the plan or through the student and employee handbooks.

School corporations will need to review their re-entry plans and amend them to comply with the requirements of this Executive Order.

The executive order provides the state and local health departments are responsible for compliance with the Executive Order through education on the benefits of wearing face coverings to control the spread of the coronavirus.

The full text of the Executive Order 20-37 may be found at the following website:

<https://www.in.gov/gov/files/Executive%20Order%2020-37%20Face%20Covering%20Requirement.pdf>

The full text of the Executive Order 20-39 may be found at the following website:

[https://www.in.gov/gov/files/Executive%20Order%2020-39%20\(2nd%20Extension%20Stage%204.5\).pdf](https://www.in.gov/gov/files/Executive%20Order%2020-39%20(2nd%20Extension%20Stage%204.5).pdf)