SUMMARY OF RE-OPENING CALENDAR FOR INDIANA

PREPARED BY:

Thomas A. Pitman
Barnes & Thornburg LLP
Thomas.Pitman@btlaw.com
(317) 231-6420

(May 4, 2020)

The following is a summary (by category) of the re-opening dates contained in the Back on Track Indiana program announced by Governor Holcomb on May 1, 2020. Local communities are permitted to provide more restrictive rules than those set forth in the Governor's program. In addition, in Lake, Cass and Marion Counties, the timelines may be later in some categories, as indicated. (Note: the Marion County Public Health Department's Public Health Order 5-2020 ("Order 5-2020"), which remains in effect for Marion County through May 15, overrides the State's re-opening program to the extent Order 5-2020 is more restrictive.)

Amusement parks (including water parks): May open at 50% capacity on June 14. Reservations to be required to limit the number of customers at any one time. May open at full capacity on July 4, subject to social distancing.

Bars (that offer food services): Until May 11 (May 18 for Lake and Marion Counties; May 25 for Cass County), may offer carryout, curbside, and delivery services. Beginning May 11 (May 18 for Lake and Marion Counties; May 25 for Cass County), may open at 50% capacity, under specified conditions. Beginning July 4, may operate at full capacity.

Bars (that do not offer food service) and nightclubs: May open at 50% capacity on June 14, with social distancing. Beginning on July 4, bars and nightclubs may operate at full capacity.

Beaches (including shorelines): Open starting May 11 (May 18 for Lake and Marion Counties; May 25 for Cass County), subject to social gathering policy and social distancing guidelines.

BMV (Bureau of Motor Vehicles) branches: Approximately 50% of branches to open on May 4, with services by appointment only; remaining branches to open by May 18.

Boating: Permitted starting May 11 (May 18 for Lake and Marion Counties; May 25 for Cass County), subject to social distancing guidelines.

Campgrounds (except for permanent RV and cabin residents): Closed until May 24. May open on May 24 with social distancing and sanitary precautions.

Camps (overnight camps and day camps): To be determined based on CDC guidance.

Casinos: Closed pending further guidance.

Colleges and universities: May be open for purposes of facilitating distance learning, performing critical research, or performing essential functions, subject to maintaining social distancing to the extent possible. Enhanced cleaning required upon reopening.

Conventions: May resume on July 4.

Elderly and those with high-risk health conditions: Until May 24, those 65 and over, and those with high-risk health conditions, should remain at home when possible. Beginning May 24, such persons should limit exposure at work and in their communities. Beginning June 14, such persons should remain cautious at work and in their communities and adhere to social distancing.

Elective medical procedures: Permitted as of April 27. Until further guidance is provided, only one person may accompany patient.

Entertainment and cultural venues (including bowling alleys, museums, zoos, aquariums, and similar facilities, but NOT including sports events, fairs, festivals and parades): May open on June 14 at 50% capacity. (Full opening is subject to further guidance.)

Essential businesses (including essential manufacturing, construction, infrastructure, government, healthcare, and other critical businesses and operations): May be open, as outlined in Governor's Executive Order 20-22.

Face coverings for general public: Face coverings for the public are recommended in public settings until June 14, and are optional beginning on June 14.

Golf courses: Open.

Graduation ceremonies: Indiana Department of Education to establish guidelines in consultation with Indiana Department of Health.

Gyms, fitness centers, community centers and similar facilities: May open on May 24, with restrictions, including spacing restrictions, cleaning requirements, and requirement that employees wear face coverings. No restrictions beginning on July 4.

Hygiene: Good hygiene and frequent hand washing continue to be strongly recommended.

Libraries: As of May 4 (May 11 for Lake and Marion Counties; May 18 for Cass County), permitted to be open according to their own policies and CDC guidelines.

Local government operations (cities, towns, counties, etc.): As of May 4 (May 11 for Lake and Marion Counties; May 18 for Cass County), may make decisions for themselves based on their own policies and guidelines.

Malls (shopping malls): As of May 4 (May 11 for Lake and Marion Counties; May 18 for Cass County), may open at 50% capacity. Beginning May 24, malls may move to 75% capacity while maintaining social distancing. Beginning June 14, malls may operate at full capacity, with social distancing guidelines. Indoor common areas of malls (such as food courts and sitting areas) may open at 25% capacity as of May 4 (May 11 for Lake and Marion Counties; May 18 for Cass County) until July 4; then may move to full capacity, with social distancing guidelines. (Note: in Marion County, Simon Properties has announced that it will open the following malls on May 16: Circle Centre Mall; Castleton Mall; and Fashion Mall at Keystone.)

Manufacturers, industrial operations, and other infrastructure that has not been in operation: May open on May 4 (May 11 for Lake and Marion Counties; May 18 for Cass County) following OSHA and CDC guidelines.

Movie theatres: May open on May 24 at 50% capacity. (Full opening is subject to further guidance.)

Nursing homes and assisted living facilities: No visitation allowed pending further guidance.

Personal service businesses (such as hair salons, barber shops, nail salons, spas and tattoo parlors): May open beginning May 11 (May 18 for Lake and Marion Counties; May 25 for Cass County), by appointment only, and subject to specified conditions (including spacing of workstations and requirement that employees wear face coverings, and with customers to wear face coverings, if possible. Beginning July 4, may open at full capacity.

Playgrounds, tennis courts, basketball courts, amusement parks, tourist sites, water parks and social clubs: May open on May 24, with social distancing required.

Religious services: Beginning May 8, inside services (such as weddings, funerals, and baptisms) are permitted (with more complete details available in "Revised Guidelines for Places of Worship" and specified recommendations regarding those 65 and older and those with high-risk health conditions).

Restaurants: Until May 11 (May 18 for Lake and Marion Counties; May 25 for Cass County), may offer carryout, curbside, and delivery service; then, beginning May 11 (May 18 for Lake and Marion Counties; May 25 for Cass County), may operate at 50% capacity until June 14, subject to specified conditions (including keeping bar seating closed, no live entertainment, and requirement that servers and kitchen staff wear face coverings); then may operate at 75% capacity beginning June 14. Bar seating in restaurants may open at 50% capacity on June 14, until July 4. Beginning July 4, restaurants may operate at full capacity.

School buildings, facilities and grounds (K-12): School buildings remain closed and all activities remain cancelled through June 30 (subject to certain limited Executive Order exceptions). May be

allowed to open on July 1 (pending confirmation from State). May be open for purposes of facilitating distance learning, or performing essential functions, subject to social distancing requirements, with requirement for enhanced cleaning. Timing of full operations will be determined at a later date.

Senior living and adult day care facilities: May open on May 31 (subject to possible delay in starting date).

Social distancing continues to be strongly recommended. (For additional restrictions in Marion County, see Order 5-2020.)

Social gatherings (e.g., parties, receptions, weddings, Mother's Day gatherings): Limited to 10 persons until May 4 (May 11 for Lake and Marion Counties; May 18 for Cass County), subject to social distancing. Beginning on May 4 (May 11 for Lake and Marion Counties; May 18 for Cass County), limited to 25 people, subject to social distancing, until May 24; then, beginning May 24, limited to 100 people until June 14, subject to social distancing; then, beginning June 14, limited to 250 people until July 4, subject to social distancing. Beginning on July 4, size will not be limited but will be subject to social distancing. (For additional restrictions in Marion County, see Order 5-2020.)

Sports events, fairs, festivals and parades (i.e., large events): may resume July 4.

Sports leagues (recreational sports leagues) and tournaments: May resume June 14.

State government (access to state government buildings): Continued operations, but with restrictions on public access to buildings until June 14. Unlimited access beginning on June 14.

State government executive branch offices: On May 11 (May 18 for Lake and Marion Counties; May 25 for Cass County), will begin limited public services, and employees will begin to return to work in small waves.

State parks: Open.

Stores and retail and commercial businesses (non-essential, such as clothing stores, furniture stores, jewelry stores, and liquor stores that have been operating as curbside delivery only): As of May 4 (May 11 for Lake and Marion Counties; May 18 for Cass County), may open at 50% capacity until May 24. On May 24, may open at 75% capacity until June 14. Beginning on June 14, may open at full capacity with social distancing. Beginning on July 4, may operate at full capacity. (For additional restrictions in Marion County, see Order 5-2020.)

Stores (essential retail providing necessities of life, including grocery stores, pharmacies, hardware stores, building materials stores): As of May 4 (May 11 for Lake and Marion Counties; May 18 for Cass County), may open at 50% capacity until May 24, in accordance with Governor's Executive Order 20-22. Then, on May 24, may open at 75% capacity until June 14. Beginning on June 14, may open at full capacity with social distancing. Beginning on July 4, may operate at full capacity. (For additional restrictions in Marion County, see Order 5-2020.)

Swimming pools (community pools): May open on May 24, subject to CDC guidance.

Travel: Only essential travel permitted until May 4 (May 11 for Lake and Marion Counties; May 18 for Cass County). As of May 4 (May 11 for Lake and Marion Counties; May 18 for Cass County), all local travel (including non-essential travel) permitted. Those 65 and over, and those with high-risk health conditions, are encouraged to remain at home when possible. (People are encouraged to work remotely from home where possible.) Effective May 24, no travel restrictions will remain in effect. (For additional restrictions in Marion County, see Order 5-2020.)

Work (including office work): Office workers (and other workers) are encouraged to continue to work remotely, where possible, until July 4, but, as of May 4 (May 11 for Lake and Marion Counties; May 18 for Cass County), may return to offices in small waves, until June 14. Beginning on June 14, professional office building employees may resume work at full capacity. (For additional restrictions in Marion County, see Order 5-2020.)

Note: These materials are intended for information only and are not to be considered legal advice.