

State of Delaware



Executive Department
Dover

SECOND REVISION TO THE DECLARATION OF A STATE OF EMERGENCY FOR THE STATE OF DELAWARE DUE TO A PUBLIC HEALTH THREAT

WHEREAS, on January 3, 2022 at 11:30 a.m. E.S.T., I issued a State of Emergency for the State of Delaware due to a Public Health Threat, a complete copy of which is incorporated herein by reference and available at <https://de.gov/covidorders>; and

WHEREAS, on January 10, 2022 at 7:30 p.m. E.S.T., I issued an Amended First Revision to the State of Emergency for the State of Delaware due to a Public Health Threat, requiring Delawareans to wear masks in indoor public settings, including convenience stores, grocery stores, gyms, restaurants, bars, hair salons, malls, and casinos; and

WHEREAS, except as specifically set forth herein, this Revision shall in no way modify, alter or amend the remaining terms of the Declaration, all of which shall remain in full force; and

WHEREAS, in the interest of protecting the citizens of this state from a public health threat, the Governor is authorized by law to issue an order reasonably necessary to suspend the provisions of any regulatory statute prescribing the procedures for conducting state business, or

the orders, rules, or regulations of any state agency, where strict compliance with such provisions may hinder necessary action in coping with the emergency.

NOW, THEREFORE, I, JOHN C. CARNEY, pursuant to Title 20, Chapter 31 of the Delaware Code, to control and prevent the spread of COVID-19 within the State of Delaware, do hereby order that the following provisions shall become effective immediately, by making deletions as shown by strike through and insertions as shown by italics as follows:

B. COVID-19 MITIGATION AND MASKING.

2. Obligations for Individuals to Wear Masks.

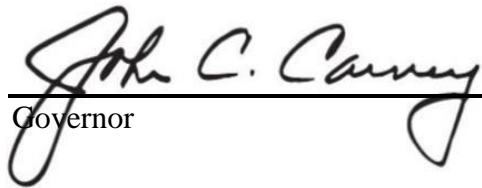
- ii. Notwithstanding the masking requirements in Paragraph B.2.i., the following exceptions shall apply:

8. *The Division of Public Health (“DPH”) shall have the discretion to permit the use of alternate COVID-mitigation strategies in lieu of masks by (1) performers at performing arts venues during professional practices or performances, or (2) professional and NCAA athletes/sports teams while practicing or competing in a business or indoor space open to the public as part of their regular employment or team schedule, upon submission of a plan to hspcontact@delaware.gov. Plans must consider how to prevent, reduce the spread of, and suppress*

COVID-19 in relation to any activity permitted under this paragraph.

Plans may not be implemented until approved by DPH.

APPROVED this 14th day of January 2022 at 8:00 a.m.


Governor