

Requirements for Movie theaters

In addition to the Healthy at Work [Minimum Requirements](#), **movie theaters must meet the requirements below in order to reopen and remain open:**

Social Distancing Requirements

- Movie theaters must limit the number of patrons present to 50% of the occupational capacity of the facility. Employees are excluded from this 50% maximum.
- Movie theaters should conduct business via phone or Internet to the greatest extent practicable. Any employees who are currently able to perform their job duties via telework (e.g., accounting staff) should continue to telework.
- Movie theaters must minimize the use of any waiting areas, sell tickets online and instruct patrons to arrive at the start time on their pre-purchased ticket. For those movie theaters that cannot utilize online ticketing, the business should install floor or wall decals for cashier queuing areas to demark safe waiting distances of a six (6) feet minimums. Ticketing employees should be shielded by glass or plexiglass and utilize appropriate PPE.
- Movie theaters must scan electronic or bar coded tickets in a way that protects the patron and employees. For example, a patron may scan the ticket while being observed by a movie theater employee who is shielded by plexiglass or tickets may be scanned by an employee wearing appropriate PPE and shielded by a glass or plexiglass barrier. If the movie theater cannot implement the suggestions above or does not use barcoded tickets, the theater must implement another method of taking tickets that does not involve close personal contact. Movie theaters must ensure patrons do not congregate in the theater before or after their movie.
- Movie theaters should ensure employees use digital files rather than paper formats (e.g., documentation, invoices, inspections, forms, agendas) to the greatest extent practicable.
- Movie theaters must establish controls to ensure six (6) feet of physical distancing and safeguards to reduce the opportunity to spread the virus. This includes, for example, installation of portable or permanent non-porous physical barriers (e.g., plexiglass shields) at snack bar counters and between employee work stations.
- Movie theaters must ensure that everyone on premises adhere to social distancing guidelines by staying at least six (6) feet away from others not in their household whenever possible.
- Movie theaters must assign theater seats, to the greatest extent practicable, in order to arrange appropriate social distance theater seating (e.g. staggering open seats, closing every other aisle or closing sets of seats to keep groups who live in the same household socially distant from other groups or individuals).
- Movie theaters should, to the greatest extent practicable, modify traffic flow to minimize contacts between employees and patrons.

- Movie theaters must ensure, to the greatest extent practicable, patrons remain in their assigned space (e.g. bowling lane and associated seating area), except when going to and from their seat to a snack bar, bathrooms, or dining facilities.
- Movie theaters with bars or restaurants, not including snack bars, must adhere to the Healthy at Work Restaurant Guidance.
- Movie theaters with snack bars must ensure employees utilize proper social distancing while preparing and serving food, to the greatest extent practicable.
- Movie theaters must, to the greatest extent practicable, stagger normal procedures (e.g., employee shift schedules, shipping/arrival and visitor entry/exit) to ensure that people do not congregate.

Cleaning and Disinfecting Requirements

- Movie theaters must ensure that adequate supplies of soap and/or sanitizer are readily available to employees and patrons and that they promote frequent hand washing by setting up multiple, easily accessible sanitation locations. Refer to CDC guidelines for best sanitization practices.
- Movie theaters must ensure cleaning and sanitation of frequently touched equipment, tools, objects, and surfaces with appropriate disinfectants. This may include, but is not limited to: theater chairs; hand rails; door handles; operator controls and levers; door knobs; light switches; phones; computers/keyboards; copiers; elevator buttons; toilets; faucets; sinks; countertops; paper towel dispensers; desktops; handrails; folders; vending machines; counters; tables; and cabinets and knobs. Appropriate disinfectants include EPA registered household disinfectants, diluted household bleach solution, and alcohol solutions containing at least 60% alcohol.
- Movie theaters must ensure, to greatest extent practicable, that facilities and work areas are sanitized and disinfected after persons suspected or confirmed to have COVID-19 have been in the facility or work area.

Personal Protective Equipment (PPE) Requirements

- Movie theaters must ensure their employees, suppliers, and vendors wear face coverings for any interactions between clients and co-workers or while in common travel areas of the business (e.g., aisles, hallways, stock rooms, breakrooms, bathrooms, entries and exits). Employees are not required to wear face coverings while alone in personal offices, when more than six (6) feet away from anyone else, or if doing so would pose a serious threat to their health or safety.
- Pursuant to Executive Order 2020-586 and 902 KAR 2010E, which are attached to this document, all movie theaters must ensure that all customers, vendors, contractors, and any other member of the public who enters the premises wear a face covering so long as they are not subject to any of the exemptions listed in the Executive Order.

If any person attempts to enter the movie theater without a face covering, the movie theater must inform them of the requirement to wear a face covering. If the individual refuses and is not subject to any of the exemptions listed in the Executive Order, the individual must not be permitted entry onto the premises.

If an individual who was previously wearing a face covering removes it while on the premises and not subject to any of the exemptions listed in the Executive Order, the movie theater must ask them to put it back on. If the individual refuses to do so, the movie theater must not provide them service and must ask them to leave.

Movie theaters who fail to follow these requirements of the Executive Order will be subject to a fine and may also be subject to an order from a local health department or the Labor Cabinet requiring immediate closure.

- Movie theaters must ensure employees use regularly-replaced gloves, along with any PPE normally used for routine job tasks, when cleaning equipment, workspaces, and high-touch areas of the business.
- Movie theaters must ensure gloves are available to employees engaging in high-touch activity to the greatest extent practicable provided that they do not create additional hazards while being worn.
- Movie theaters must ensure employees wear gloves while handling products during shipping and receiving.

Training and Safety Requirements

- Movie theaters must educate and train all individuals including employees, temporary employees, contractors, vendors, customers, etc., regarding Healthy at Work protocols.
- Movie theaters must communicate with employees any industry, company, and/or facility specific plans, guidelines and requirements. Any updates must also be shared to ensure understanding and compliance. All education and training must be communicated in the language best understood by the individual receiving the education and training. Businesses should post signage at employee entrances and/or where other essential employee information is posted such as bulletin boards.
- Movie theaters must appoint a Safety Coordinator to manage and maintain compliance of the Healthy at Work requirements.
- Movie theaters must provide special accommodations for persons at higher risk for severe illness per CDC guidelines (these guidelines are available at: <https://www.cdc.gov/coronavirus/2019-ncov/faq.html#Higher-Risk>).
- Movie theaters must require sick workers to stay at home or go home if they start to have symptoms. Theaters may also refuse entry to patrons displaying COVID-19 symptoms.
- Movie theaters must have COVID-19 testing information readily available for employees and patrons, including testing location information.

Healthy at Work



- Movie theaters must post the [Healthy At Work General Guidance](#) poster at the entrances to the theater as well as any other place where the reminders are useful (e.g., snack bars, bathrooms and individual theater doors/entry ways).



ANDY BESHEAR
GOVERNOR

EXECUTIVE ORDER

Secretary of State
Frankfort
Kentucky

2020-996
December 3, 2020

STATE OF EMERGENCY

WHEREAS, the novel coronavirus (COVID-19) is a respiratory disease causing mild to very severe illness, including death, and many cases of COVID-19 have been confirmed in the Commonwealth; and

WHEREAS, I declared on July 9, 2020, through Executive Order 2020-586 that Kentuckians were required to wear face coverings in many public places to fight the continued spread of COVID-19 for the reasons set forth in that Order; and

WHEREAS, I renewed that Order: on August 8, 2020, through Executive Order 2020-651; on September 4, 2020, through Executive Order 2020-750; on October 6, 2020, through Executive Order 2020-856, and; on November 4, 2020, through Executive Order 2020-931; and

WHEREAS, data from the University of Oxford show an inverse correlation between the number of COVID-19 mitigation measures taken by a state, such as a face covering mandate, and the seriousness of the virus's third spike within that state;

WHEREAS, the Centers for Disease Control and Prevention conducted a study of Kansas's face covering mandate, wherein the 24 counties who complied with the mandate experienced a 6% decrease in new COVID-19 infections but the 81 counties who opted out of the mandate experienced a 100% increase in new COVID-19 cases;

WHEREAS, the Kentucky Constitution and Kentucky Revised Statutes, including, but not limited to, KRS Chapter 39A, empower me to exercise all powers necessary to promote and secure the safety and protection of the civilian population; and

WHEREAS, under those powers, I declared by Executive Order 2020-215 on March 6, 2020, that a State of Emergency exists in the Commonwealth and the State of Emergency continues:



ANDY BESHEAR
GOVERNOR

EXECUTIVE ORDER

Secretary of State
Frankfort
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2020-996
December 3, 2020

NOW, THEREFORE, I, Andy Beshear, Governor of the Commonwealth of Kentucky, by virtue of authority vested in me pursuant to the Constitution of Kentucky and KRS Chapter 39A, do hereby Order and Direct the following:

1. For the purposes of this order, a “face covering” is a material that covers the nose and mouth and is secured to the head with ties, straps, or loops over the ears, or is wrapped around the lower face. It can be made of a variety of materials, including cotton, silk, or linen, and ideally has two or more layers. Face coverings may be factory-made, homemade, or improvised from household items such as scarfs, bandanas, and t-shirts. Guidance on how to make a face covering at home is available at: <https://www.cdc.gov/coronavirus/2019-ncov/prevent-getting-sick/how-to-make-cloth-face-covering.html>.
2. The provisions of this Order shall apply to members of the public in Kentucky. Existing sector specific requirements mandating face coverings for employees of entities in the Commonwealth remain in effect and are available online at: <https://healthyatwork.ky.gov>.
3. People in Kentucky must cover their nose and mouth with a face covering when they are in the following situations that represent a high risk of COVID-19 transmission:
 - a. While inside, or waiting in line to enter, any: retail establishment; grocery store; pharmacy; hair salon/barbershop; nail salon/spa; tattoo parlor; child care facility; restaurant or bar (when not seated and consuming food or beverage); health care setting, or; any other indoor public space in which it is difficult to maintain a physical distance of at least six feet from all individuals who are not members of that person’s household;
 - b. While waiting for or riding on public transportation or paratransit, or while riding in a taxi, private car service, or ride-sharing vehicle, or driving any of the above while customers are present; or
 - c. While in outdoor public spaces in which the person cannot maintain a physical distance of six feet from all individuals who are not members of



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2020-996
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the person's household and is not otherwise covered by previously issued guidance.

4. The following are exempt from wearing face coverings:
- a. Children who are age 5 or younger;
 - b. Any person with disability, or a physical or mental impairment, that prevents them from safely wearing a face covering;
 - c. Any person who is deaf or hard of hearing and is actively communicating, or any person who is actively communicating with someone who is deaf or hard of hearing, and is able to maintain a safe distance of six feet from all individuals who are not members of that person's household;
 - d. Any person engaged in work that a state or federal regulator has concluded would make wearing a face covering a risk to their health or safety;
 - e. Any person who is seated and actively consuming food or beverage at a restaurant, bar, or other establishment that offers food or beverage service;
 - f. Any person who is obtaining a service that requires temporary removal of the face covering in order to perform the service;
 - g. Any person who is required to temporarily remove their face covering to confirm their identity or for security or screening purposes;
 - h. Any person who is giving a speech or broadcast to an audience and is able to maintain a safe distance of six feet from all individuals who are not members of the person's household;
 - i. Any person who is in a swimming pool, lake, or other body of water;
 - j. Any person who is exempt from wearing a face covering under guidance provided by the



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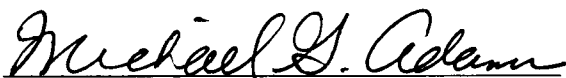
2020-996
December 3, 2020

Kentucky High School Athletics Association or
under guidance for athletic activities at
institutions of higher education;

- k. Any person who is engaged in a lawful activity where federal or state law prohibits wearing a face covering.
5. Failure to follow the requirements provided in this Order and any other Executive Order and any Cabinet Order, including but not limited to the Orders of the Cabinet for Health and Family Services, is a violation of the Orders issued under KRS Chapter 39A and must result in a loss of access to a business's services. Failure to follow the requirements could also subject a person or entity to penalties as authorized by law.
6. All local, county, and city government offices and agencies are encouraged to adopt or incorporate the requirements provided in this Order.
7. Nothing in this Order should be interpreted to interfere with or infringe on the powers of the legislative and judicial branches, or other constitutional officers to perform their constitutional duties or exercise their authority. However, the legislative and judicial branches, and other constitutional officers, are encouraged to adopt or incorporate the requirements provided in this Order.
8. This Order is effective at 5:00 p.m. on December 3, 2020, for a period of 30 days, and is subject to renewal.



ANDY BESHEAR, Governor
Commonwealth of Kentucky



MICHAEL G. ADAMS
Secretary of State

RECEIVED AND FILED

DATE

12/4/2020

MICHAEL G. ADAMS
SECRETARY OF STATE

COMMONWEALTH OF KENTUCKY

BY

Sarah M. Dungen