

AMENDMENTS TO HOUSE BILL NO. 2388

Sponsor: SENATOR KILLION

Printer's No. 3592

1 Amend Bill, page 2, lines 3 through 30; page 3, lines 1
2 through 12; by striking out all of said lines on said pages and
3 inserting

ARTICLE I-AEMERGENCY COVID-19 PROVISIONSSection 101-A. Definitions.

4 The following words and phrases when used in this article
5 shall have the meanings given to them in this section unless the
6 context clearly indicates otherwise:

7 "Order." The Governor's 20200319 TWW COVID-19 Business
8 Closure Order.

9 "Secretary." The Secretary of Community and Economic
10 Development of the Commonwealth.

Section 102-A. Vehicle dealer waiver provisions.

11 (a) Waiver.--The secretary shall immediately issue a waiver
12 to the order to all dealers or other vehicle-related businesses
13 that comply with section 108-A.

14 (b) Definitions.--As used in this section, the term "dealer"
15 shall have the same meaning as provided in 75 Pa.C.S. § 102
16 (relating to definitions).

Section 103-A. Lawn and garden centers waiver provisions.

17 The secretary shall immediately issue a waiver to the order
18 to all lawn and garden equipment and supplies stores that comply
19 with section 108-A.

Section 104-A. Cosmetology salon and barber shop waiver
20 provisions.

21 (a) Waiver.--The secretary shall immediately issue a waiver
22 to the order to allow:

23 (1) all activities by licensed barbers as defined under
24 section 2.1 of the act of June 19, 1931 (P.L.589, No.202),
25 referred to as the Barbers' License Law,; and

26 (2) all activities pertaining to the embellishment,
27 cleanliness and beautification of the human hair by licensed
28 cosmetologists as defined under section 1 of the act of May
29 3, 1933 (P.L.242, No.86), referred to as the Cosmetology Law.

30 (b) Mitigation measures.--Waivers under subsection (a) shall
31 only be issued to business activities that can do all of the
32

1 following to protect workers and customers from and mitigate the
2 spread of COVID-19:

3 (1) comply with applicable mitigation measures defined
4 by the Occupational Health and Safety Administration and the
5 Department of Health and additional measures prescribed by
6 the State Board of Barber Examiners and the State Board of
7 Cosmetology;

8 (2) require that employees wear masks and gloves at all
9 times;

10 (3) serve customers by appointment only to ensure the
11 lowest possible amount of customers and employees at a time
12 in order to comply with social distancing guidelines;

13 (4) require customers to either wash hands with soap and
14 water or hand sanitizer upon entering unless wearing gloves;

15 (5) ensure that customers wear masks at all times and
16 maintain at least six feet of distance between other
17 customers;

18 (6) remove all reading and other materials from waiting
19 areas beside seating for customers;

20 (7) prohibit individuals on the premises without an
21 appointment unless accompanying a customer under the age of
22 18; and,

23 (8) wipe down chairs, surfaces and other equipment used
24 on a customer with acceptable cleaning materials after every
25 customer.

26 Section 105-A. Messenger service and agent service activities
27 waiver provisions.

28 (a) Waiver.--The secretary shall immediately issue a waiver
29 to order to messenger service and agent service activities that
30 comply with section 108-A.

31 (b) Definitions.--As used in this section, the terms
32 "messenger service" and "agent service" shall have the same
33 meaning as provided in 75 Pa.C.S. § 102 (relating to
34 definitions).

35 Section 106-A. Animal grooming services waiver provisions.

36 The secretary shall immediately issue a waiver to the order
37 to animal grooming services that comply with section 108-A.

38 Section 107-A. Manufacturing operations waiver provisions.

39 (a) Waiver.--The secretary shall immediately issue a waiver
40 to the order to all manufacturing operations that comply with
41 section 108-A.

42 (b) Definition.--As used in this section, the term
43 "manufacturing operations" shall include the performance as a
44 business of an integrated series of operations which places
45 personal property in a form, composition or character different
46 from that in which it was acquired whether for sale or use by
47 the manufacturer beginning with the first production operation
48 and ending with the packaging of the product for the ultimate
49 consumer.

50 Section 108-A. Compliance.

51 A business shall adhere to social distancing practices and

1 other mitigation measures defined by the Centers for Disease
2 Control and Prevention to protect workers and to mitigate the
3 spread of the COVID-19 virus and the order of the Secretary of
4 Health directing public health safety measures for businesses
5 permitted to maintain in-person operations.

6 Section 109-A. Effect of subsequent orders.

7 A waiver granted under this article shall remain valid
8 notwithstanding any order issued pursuant to the declaration of
9 disaster emergency issued by the Governor on March 6, 2020,
10 published in 50 Pa.B. 1644 (March 21, 2020), or any renewal of
11 the declaration of disaster emergency, unless the order removes
12 any of the restrictions or otherwise grants greater permissions
13 for operations than are provided under this article.