THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL
No. 1154 Session of 2020

INTRODUCED BY MENSCH, MASTRIANO, PHILLIPS-HILL, LANGERHOLC, ARGALL, BAKER, BARTOLOTTA, DiSANTO, REGAN, SCAVELLO, J. WARD, ARNOLD, BOSCOLA, SCHWANK AND PITTMAN, MAY 21, 2020

REFERRED TO COMMUNITY, ECONOMIC AND RECREATIONAL DEVELOPMENT, MAY 21, 2020

AN ACT

Amending the act of April 9, 1929 (P.L.177, No.175), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; providing for judicial administration; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," providing for emergency COVID-19 provisions.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. The act of April 9, 1929 (P.L.177, No.175), known as The Administrative Code of 1929, is amended by adding an article to read:
ARTICLE I-A
EMERGENCY COVID-19 PROVISIONS

Section 101-A. Extension of waiver provisions.

(a) Waiver.--The Secretary of Community and Economic Development shall immediately issue a waiver to the Governor's 20200319 TWW COVID-19 Business Closure Order for all of the following:

(1) Activities by licensed barbers as defined under the act of June 19, 1931 (P.L.589, No.202), referred to as the Barbers' License Law.

(2) Activities pertaining to the embellishment, cleanliness and beautification of the human hair by licensed cosmetologists as defined under the act of May 3, 1933 (P.L.242, No.86), referred to as the Cosmetology Law.

(b) Mitigation measures.--Waivers under subsection (a) shall only be issued to activities that satisfy all the following requirements:

(1) Protect employees and customers from and mitigate the spread of COVID-19.

(2) Comply with mitigation measures specified by the Occupational Health and Safety Administration of the United States Department of Labor and the Department of Health and any additional measures prescribed by the State Board of Barber Examiners and the State Board of Cosmetology.

(3) Require that employees wear masks and gloves at all times.

(4) Serve customers by appointment only to ensure the lowest possible amount of customers and employees are on the premises where the activities are performed at a time to comply with social distancing guidelines.
(5) Except for customers wearing gloves, require customers to wash hands with soap and water or use hand sanitizer upon entering the premises where the activities are performed.

(6) Ensure that customers wear masks at all times and maintain at least six feet of distance between other customers.

(7) Except seating for customers, remove all reading and other materials from waiting areas.

(8) Prohibit individuals on the premises where the activities are performed without an appointment unless accompanied by a customer under 18 years of age.

(9) Wipe down chairs, surfaces and other equipment with acceptable cleaning materials after use by each customer.

(c) Enforcement.--The State Board of Barber Examiners and the State Board of Cosmetology shall enforce compliance with the provisions of this article.

Section 2. This act shall take effect immediately.