# **Coronavirus (COVID-19)**

## Information

Update 36: June 9, 2020

### The Road Back: Data Determines Dates "Stay-At-Home" Order Lifted

New Jersey Enters Stage 2 of Reopening on June 15

As New Jersey's reopening plan nears Stage 2, Governor Murphy plans to sign Executive Order 152, lifting New Jersey's Stay-At-Home Order; however, <u>EO 151</u>, which extended the Public Health Emergency in New Jersey, is still in place.

(As of 5:23PM, the EO has not been made available for the public to review. Once public, we will review, and highlight any requirements pertinent to CCNJ members in a future update).

While the Stay-At-Home order is lifted effective immediately, this action should not be taken as encouragement for companies to require employees to return to the office. The state fully anticipates that employees will continue to work from home if they are able to do so, but if your company begins the process of recalling some employees back to the office, the company needs to ensure all necessary social distancing and CDC guidance and protocols are in place. <u>Please, refer to Executive Order 122</u>.

Effective immediately indoor gatherings will be permitted at **whichever number is lower – 25% of a building's capacity or 50 people total.** Outdoor gatherings will be permitted up to 100 people.

Manufacturing, industrial, logistics, ports, shipping, food production, food delivery, and other commercial operations may continue to operate, but must limit staff on site and adopt social distancing policies and protocols.

Governor Murphy anticipates raising the limit on non-protest & non-religious activities to 250 people on June 22nd, and 500 people on July 3rd.

Hair salons, nail salons, and barbershops may reopen with adherence to safeguarding and modification guidelines beginning June 22, 2020.

### Executive Order 122 (Requiring Face Coverings, Gloves, and Social Distancing & Disinfecting Protocols) is still place.

Regarding <u>Executive Order 122</u>, which requires employers to provide face coverings and gloves to employees who are still reporting to the workplace, and not working from home,

members are expected to comply with the spirit of this EO. New Jersey's main concern was front of house workers (employees at stores for example).

The state is fully aware that some manufacturing processes and other issues may prevent masks and/or gloves to be used. CCNJ recommends member companies to document the reason as to why face coverings cannot be used in certain processes, and to implement a protocol to wipe down or disinfect areas and maintain all other proper social distancing protocols. You may even consider installing separation panels.

If your employees are still able to perform their jobs while working from home, they are encouraged to do so for the foreseeable future.

While there is no proactive enforcement of the EO, employees can <u>report any violations</u> in regard to the EO's by an employer via <u>NJ's COVID-19 portal</u>. That is why we stress that member companies communicate directly to employees on how they are complying with the EO and providing a safe work environment, and in cases where a mask or glove is not provided make sure employees are aware of the reason, and given proper guidance on hygiene protocols.

Companies must continue to make sure they are providing the face coverings (and gloves), and that the employees entering the workplace have them. But when they are alone in an office with no one else, there is no requirement to wear the mask. However, some companies have instituted policies requiring employees to wear face coverings 100% of the time while on site. <u>As anticipated by CCNJ, these requirements continue even during the process of reopening.</u>

With the "State-At-Home" order lifted, the essential employee letters may no longer be required. Just a reminder, that some localities have curfews in place unrelated to COVID-19.

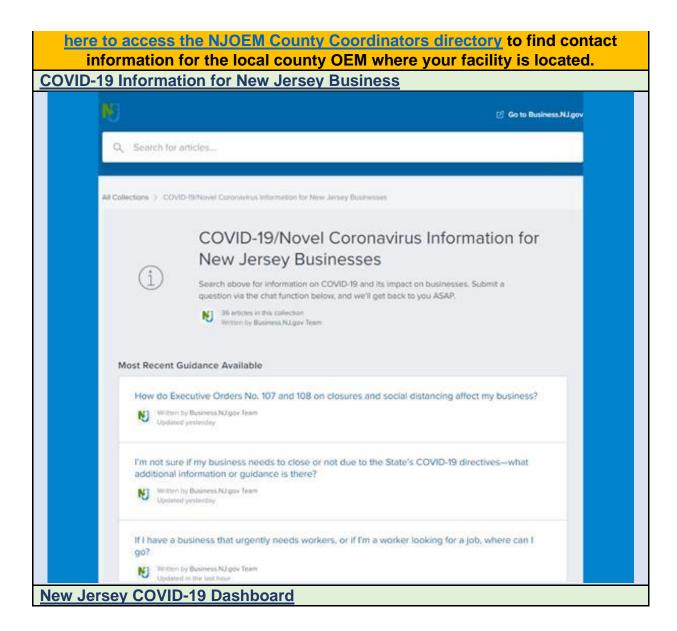
Below you will find new information **highlighted in blue** added since the last update. As well, take some time and explore the many links and information provided below and in previous updates. The state's main COVID-19 information portal is located at <u>https://covid19.nj.gov/</u>.

To access previous updates click here.

Have general questions about COVID-19? The NJ Poison Control Center and 211 have partnered with the State to provide information to the public on COVID-19:

> Call: <u>2-1-1</u> Call (24/7): <u>1-800-962-1253</u> Text: NJCOVID to 898-211

Visit <u>https://covid19.nj.gov/</u> or <u>nj.gov/health</u> for additional information In support of ongoing COVID-19 efforts, the State Emergency Operations Center has made available an ESF 7 Remote Access Line for private sector inquiries. ESF 7 Remote Access Line: 609-963-6817. For response and resource related requests, OHSP encourages you to work with your local first responder agencies, or your County Office of Emergency Management. <u>Click</u>





https://nj.gov/governor/news/news/562020/approved/20200608e.shtml

#### TRANSCRIPT: June 8th, 2020 Coronavirus Briefing Media

Next, today we are announcing that municipal and private club swimming pools will be able to reopen on Monday, June 22. Full guidance relating to the procedures and protocols from the Department of Health that will need to be followed, Judy and I had hoped to have them today, but they will be released tomorrow. But we can give today, give everyone that date, Monday, June 22 to look forward to. And by the way, summer camps will be able to use their pools when they reopen on July 6.

https://nj.gov/governor/news/news/562020/approved/20200608d.shtml

#### CDC (COVID-19) Guidance

New: Interim Guidance for Implementing Safety Practices for Critical Infrastructure Workers Who May Have Had Exposure to a Person with Suspected or Confirmed COVID-19

To ensure continuity of operations of essential functions, CDC advises that critical infrastructure workers may be permitted to continue work following potential exposure to COVID-19, provided they remain asymptomatic and additional precautions are implemented to protect them and the community.

Click here for CDC Guidance

### Discontinuation of Isolation for Persons with COVID-19 Not in Healthcare Settings (Interim Guidance)

Update CDC guidance providing additional information for asymptomatic persons with laboratory-confirmed COVID-19 on limiting contact and wearing a face covering after isolation to prevent spread.

Click here for update CDC Guidance

#### Use of Cloth Face Coverings to Help Slow the Spread of COVID-19

CDC recommends wearing cloth face coverings in public settings where other social distancing measures are difficult to maintain (e.g., grocery stores and pharmacies), especially in areas of significant community-based transmission.

Click here for CDC Cloth Face Coverings Guidance

#### Coronavirus Disease 2019 (COVID-19) Situation Summary

CDC is responding to an outbreak of respiratory disease caused by a novel (new) coronavirus that was first detected in China and which has now been detected in more than 100 locations internationally, including in the United States. The virus has been named "SARS-CoV-2" and the disease it causes has been named "coronavirus disease 2019" (abbreviated "COVID-19"). Click here for CDC Situation Summary

Interim Guidance for Businesses and Employers

Plan, Prepare and Respond to Coronavirus Disease 2019 Click here for CDC Business Guidance

<u>Get Your Mass Gatherings or Large Community Events Ready Interim Guidance for</u> <u>Coronavirus Disease 2019 (COVID-19)</u>

CDC, in accordance with its guidance for <u>large events and mass gatherings</u>, recommends that for the next 8 weeks, organizers (whether groups or individuals) cancel or postpone in-person events that consist of 50 people or more throughout the United States. <u>Click here for CDC Guidance</u>

Human Infection with 2019 Novel Coronavirus Person Under Investigation (PUI) and Case Report Form

CDC Personal Under Investigation Form Click here for Reporting Form

Keeping the workplace safe Encourage your employees to

What every American and community can do now to decrease the spread of the coronavirus Click here for infographics

Implementation of Mitigation Strategies for Communities with Local COVID-19 Transmission When a novel virus with pandemic potential emerges, nonpharmaceutical interventions, which will be called community mitigation strategies in this document, often are the most readily available interventions to help slow transmission of the virus in communities.

Click here for CDC Mitigation Strategies

FEMA / DHS/ NJ OEM/HSP Guidance

Planning Considerations for Organizations in Reconstituting Operations During the COVID-19 Pandemic

An organization may need to adapt and adopt new processes, address physical and psychological impacts to personnel, recover records and files, reestablish communications and IT equipment, or acquire specialized equipment to regain full functionality. Planning for reconstitution requires expertise and coordination from the entire organization and coordination with partners and stakeholders throughout the community.

https://www.fema.gov/news-release/2020/04/30/planning-considerations-organizationsreconstituting-operations-during-covid

Coronavirus (COVID-19) Pandemic: Addressing PPE Needs in Non-Healthcare Setting

This guidance summarizes how organizations should consider and manage their personal protective equipment (PPE) needs while ensuring the protection of workers during the coronavirus (COVID-19) pandemic response.

https://www.fema.gov/news-release/2020/04/22/coronavirus-covid-19-pandemic-addressing-ppe-needs-non-healthcare-setting

FEMA Administrator April 15, 2020, letter to Emergency Managers

First, let me thank you for all the incredible things you have done, and continue to do, for the American people. I am thankful for your tireless efforts under these unprecedented and demanding circumstances and for embrace of the guiding principle: locally executed, statemanaged, and federally supported emergency response and recovery. Your heroic and extraordinary efforts across the country inspire me daily. Please keep up the great work. <u>https://www.fema.gov/news-release/2020/04/15/fema-administrator-april-15-2020-letter-emergency-managers</u>

IDENTIFYING CRITICAL INFRASTRUCTURE DURING COVID-19

Functioning critical infrastructure is imperative during the response to the <u>COVID-19</u> emergency for both public health and safety as well as community well-being. Certain critical infrastructure industries have a special responsibility in these times to continue operations.

Click here for CISA Guidance

#### Coronavirus Rumor Control

The purpose of this FEMA page is to help the public distinguish between rumors and facts regarding the response to coronavirus (COVID-19) pandemic. Rumors can easily circulate within communities during a crisis, stay informed with our updated myth vs. facts related to the federal (COVID-19) response.

Click here for FEMA Rumor Control Site

OSHA & Labor

Discretion in Enforcement when Considering an Employer's Good Faith Efforts During the Coronavirus Disease 2019 (COVID-19) Pandemic

In light of the coronavirus disease 2019 (COVID-19) pandemic, OSHA understands that some employers may face difficulties complying with OSHA standards due to the ongoing health emergency. Widespread business closures, restrictions on travel, limitations on group sizes, facility visitor prohibitions, and stay-at-home or shelter-in-place requirements may limit the availability of employees, consultants, or contractors who normally provide training, auditing, equipment inspections, testing, and other essential safety and industrial hygiene services. Business closures and other restrictions and limitations may also preclude employee participation in training even when trainers are available. In other situations, access to medical testing facilities may be limited or suspended.

https://www.osha.gov/memos/2020-04-16/discretion-enforcement-when-consideringemployers-good-faith-efforts-during

U.S. DEPARTMENT OF LABOR ENDS TEMPORARY NON-ENFORCEMENT OF PAID LEAVE PROTECTIONS TO HELP AMERICAN WORKERS DURING CORONAVIRUS PANDEMIC

The U.S. Department of Labor announced today the end of the temporary period of nonenforcement of paid leave protections under the Families First Coronavirus Response Act (FFCRA).

https://www.dol.gov/newsroom/releases/whd/whd20200420

New Worker Adjustment and Retraining Notification Act Frequently Asked Questions

<u>WARN FAQs</u> – The Worker Adjustment and Retraining Notification (WARN) Act is enforced by private legal action in the applicable U.S. District Court. The role of the U.S. Department of Labor is to provide guidance and information about the WARN Act; however, such guidance is not binding in the courts and does not replace the advice of an attorney. https://www.dol.gov/agencies/eta/layoffs/warn

COVID-19 Guidance for the Manufacturing Industry Workforce

OSHA is committed to protecting the health and safety of America's workers and workplaces during these unprecedented times. The agency will be issuing a series of industry-specific alerts designed to keep workers safe.

https://www.osha.gov/Publications/OSHA4002.pdf

Families First Coronavirus Response Act: Employer Paid Leave Requirements

The Families First Coronavirus Response Act (FFCRA or Act) requires certain employers to provide their employees with paid sick leave or expanded family and medical leave for specified reasons related to COVID-19.[1] The Department of Labor's (Department) Wage and Hour Division (WHD) administers and enforces the new law's paid leave requirements. These provisions will apply from the effective date through December 31, 2020.

#### Click here for more information

#### UPDATEDOVID-19 SCENARIOS & BENEFITS AVAILABLE

NJ Labor & Workforce Development

This UPDATED chart is an easy guide for several COVID-19 scenarios and what benefits are available for each, such as earned sick leave, unemployment insurance, temporary disability/family leave insurance, and workers' compensation.

Click here for document

NJDOL Benefits and the Coronavirus (COVID-19): What You Should Know

New Jersey has among the most comprehensive <u>Earned Sick Leave</u>, <u>Temporary</u> <u>Disability</u> and <u>Family Leave Insurance</u> laws in the country, which cover all employees – fulltime, part-time, temporary and seasonal.

Click here for NJ Labor COVID-19 Site

Office for Civil Rights, U.S. Department of Health and Human Services BULLETIN: HIPAA Privacy and Novel Coronavirus

In light of the Novel Coronavirus (2019-nCoV) outbreak, the Office for Civil Rights (OCR) at the U.S. Department of Health and Human Services (HHS) is providing this bulletin to ensure that HIPAA covered entities and their business associates are aware of the ways that patient information may be shared under the HIPAA Privacy Rule in an outbreak of infectious disease or other emergency situation, and to serve as a reminder that the protections of the Privacy Rule are not set aside during an emergency.

Click here for February 2020 Bulletin

Discretion in Enforcement when Considering an Employer's Good Faith Efforts During the Coronavirus Disease 2019 (COVID-19) Pandemic

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https://www.osha.gov/memos/2020-04-16/discretion-enforcement-when-consideringemployers-good-faith-efforts-during

Enforcement Guidance for Use of Respiratory Protection Equipment Certified under Standards of Other Countries or Jurisdictions During the Coronavirus Disease 2019 (COVID-19) Pandemic

This memorandum provides interim guidance to Compliance Safety and Health Officers (CSHOs) for enforcing the Respiratory Protection standard, 29 CFR § 1910.134, and certain other health standards, with regard to supply shortages of disposable N95 filtering facepiece respirators (FFRs). Specifically, it outlines enforcement discretion to permit the use of FFRs and air-purifying elastomeric respirators that are either:

https://www.osha.gov/memos/2020-04-03/enforcement-guidance-use-respiratory-protectionequipment-certified-under

OSHA RULE RELAXATION FOR EXPIRED RESPIRATORS

OSHA has released an FAQ document about OSHA's Rule Relaxation For Fit Testing and Use of Expired Respirators.

Click here to access the document.

OSHA Guidance on Preparing Workplaces for COVID-19

To reduce the impact of COVID-19 outbreak conditions on businesses, workers, customers, and the public, it is important for all employers to plan now for COVID-19.

Click here for OSHA Guidance

EPA / NJDEP / Health Guidance

NJDEP COVID-19 Regulatory Compliance

NJDEP has created a COVID-19 Portal for the regulated community.

https://www.nj.gov/dep/covid19regulatorycompliance/

#### COMPLIANCE ALERT: ENVIRONMENTAL COMPLIANCE AND ENFORCEMENT DURING

<u>COVID-19</u> This advisory is directed to any person or entity regulated by the Department of Environmental Protection (DEP) who believes that their ability to comply with any environmental law, rule, regulation, permit or approval administered by the DEP may be constrained by circumstances related to the Public Health Emergency declared by Governor Phil Murphy due to the novel coronavirus (COVID-19) pandemic.

https://www.nj.gov/dep/enforcement/advisories/2020-08.pdf

#### EPA Announces Enforcement Discretion Policy for COVID-19 Pandemic

The U.S. Environmental Protection Agency (EPA) is mindful of the health and safety of the public, as well as our staff, and those of Federal Agencies, State and Local Governments, Tribes, Regulated Entities, Contractors, and Non-governmental Organizations during the COVID-19 pandemic. The agency is taking these important considerations into account as we all continue our work to protect human health and the environment. Accordingly, EPA is announcing a temporary policy regarding EPA enforcement of environmental legal obligations during the COVID-19 pandemic.

Click here for more information

<u>DEP issues guidance for Public Water Systems and Wastewater Monitoring, Licensed</u> <u>Operator and Certified Laboratory issues due to the COVID-19 Pandemic</u>

This advisory affects public drinking water systems and Category A (individual permits for domestic discharge) and ASC (general permit authorizations for school discharge) NJPDES surface water discharge permitted facilities that are required to perform routine monitoring pursuant to the state and federal regulations and their NJPDES permits where applicable. Click here for guidance

#### COVID-19: Information for Schools and Businesses

To prepare for possible community transmission of COVID-19, the most important thing for schools to do now is plan and prepare. As the global outbreak evolves, schools should prepare for the possibility of community-level outbreaks. Schools want to be ready if COVID-19 does appear in their communities.

https://www.nj.gov/health/cd/topics/covid2019\_schoolbusiness.shtml

New Jersey Department of Health COVID-19: A Guide for Businesses March 2, 2020

Many employers and businesses in New Jersey are concerned about the current outbreak of the 2019 Novel Coronavirus (COVID-19) and potential impacts to their business communities and wish to take appropriate steps to mitigate any risks. The Centers for Disease Control and Prevention (CDC) is working hard to learn as much as possible about this COVID-19 so that we can better understand how it spreads and characterize its associated illness. The New Jersey Department of Health is also working hard to develop guidance and education materials, in the face of evolving information.

https://www.nj.gov/health/cd/documents/topics/NCOV/Guide%20for%20businesses\_3-4-2020.pdf

Directory of Local Health Departments

Suspected cases should be reported IMMEDIATELY to the local health department (LHD) where the patient resides. If the patient's residence is unknown, report to your own local health department. Local health departments are available 24/7/365.

https://www.nj.gov/health/lh/documents/LocalHealthDirectory.pdf

Interim Exposure Categories for Asymptomatic Individuals with Possible Exposure to COVID-2019

This interim guidance is effective as of February 3, 2020 and does not apply retrospectively to people who have been in China during the previous 14 days and are already in the United States, or those being managed as part of a contact investigation.

Click here for guidance document

**Other NJ/Federal Resources** 

New Jersey COVID-19 Information Hub

State Official Site for all COVID-19 Related Information Click here to access HUB

NJEDA Announces New Initiatives to Support Businesses Impacted by COVID-19

The New Jersey Economic Development Authority (NJEDA) Board today approved a suite of new programs designed to support businesses and workers facing economic hardship due to the outbreak of the novel coronavirus COVID-19.

Click here for more information

Federal Motor Carrier Safety Administration

FAQ: Expanded Emergency Declaration Under 49 CFR § 390.23 No. 2020-002 (Relating to COVID-19)

Click here to access FMCSA

NOTICE OF ENFORCEMENT POLICY REGARDING TRAINING REQUIREMENTS

The U.S. Department of Transportation's Pipeline and Hazardous Materials Safety Administration (PHMSA) understands that many hazardous materials (hazmat) employers may be experiencing difficulty in either obtaining or providing recurrent training as required by the Hazardous Materials Regulations (HMR, 49 CFR Parts 171-180) due to the Coronavirus Disease 2019 (COVID-19) outbreak.

Click here to access PHMSA document

#### **Related Industry Resources**

CCNJ Covid-19 Updates

Access past CCNJ updates via CCNJ News Site. https://tinyurl.com/CCNJCOVID-19Updates

ACC Coronavirus Resource Center

ACC is working on behalf of the U.S. chemical industry and its more than 500,000 employees to ensure that together we all embrace public health guidance from the Centers for Disease Control and multiple governmental authorities to help minimize the spread of the COVID-19 virus.

https://www.americanchemistry.com/COVID-19/

The Latest on the Biopharmaceutical Industry's Efforts to Beat Coronavirus PHRMA

More than half of PhRMA members have R&D for potential treatments and vaccines under way or are providing donations of medicines and critical medical supplies as well as providing financial donations to support patients and first responders in addressing this evolving crisis. <u>https://www.phrma.org/Coronavirus</u>

Biopharmaceutical Innovators Lead the Charge in Fight Against Coronavirus

Stay up-to-date with the latest information from government agencies, NGOs, and other helpful organizations

https://www.bio.org/policy/human-health/vaccines-biodefense/coronavirus

NACD Coronavirus Resource Center

The National Association of Chemical Distributors COVID-19 Resource Page <a href="https://www.nacd.com/media-center/coronavirus-resource-center/">https://www.nacd.com/media-center/coronavirus-resource-center/</a>

COVID-19 RESOURCES FOR THE SPECIALTY CHEMICAL INDUSTRY

SOCMA continues to monitor the impacts of COVID-19 on business continuity related to manufacturing/operations and regulatory and legislative mandates. The following resources have been developed from staff research or shared by SOCMA member companies. The information is available for adoption and reference.

https://www.socma.org/covid-19/