

November 16th
Proclamation Changes for
Restaurants and Bars

Q&A Session with:

Jessica Dunker, President & CEO IRA

Larry Johnson, Jr, Director Iowa DIA

Stephen Larson, Administrator Iowa ABD

Joel Anderson, Governor's Office

Mandates
Impacting
Hospitality are
found in a number
of places— not just
sections directly
calling out
restaurants and
bars.



November 17th Proclamation by Governor Reynolds

AVOIDANCE OF HIGH-RISK ACTIVITIES

SECTION TWO. I encourage all Iowans to consider how their choice to adhere to public health mitigation strategies impacts the spread of COVID-19 in their family and community. Specifically, I strongly encourage Iowans to consider avoiding events not adhering to social distancing and mask recommendations and thereby considered high risk including but not limited to weddings, funerals, bridal showers, baby showers, birthday parties, holiday celebrations, conventions, indoor entertainment, spectator sports, private parties, tailgating, and vacationing.



November 17th Proclamation by Governor Reynolds

EMPLOYEE AND PUBLIC PROTECTION

- B.** All businesses or other employers remaining open with in-person operations shall take reasonable precautions to ensure the health of their employees and members of the public, including appropriate employee screening, social distancing practices, and increased cleaning and hygiene practices.





USE OF MASKS OR FACE COVERINGS INDOORS

SECTION FOUR. Pursuant to Iowa Code § 135.144 (3), and in conjunction with the Iowa Department of Public Health, unless otherwise modified by subsequent proclamation or order of the Iowa Department of Public Health, I hereby order that effective at 12:01 a.m. on November 17, 2020, and continuing until 11:59 p.m. on December 10, 2020, all people two or older must wear a mask or other face covering when inside an indoor space that is open to the public and within six feet of individuals who are not members of their household for 15 minutes or longer. This requirement does not apply to the following:

- A. Any person with a medical condition or disability that prevents wearing a mask or other face covering;
- B. Any person working alone or working in a space where six feet of physical distance can be maintained, or the person is otherwise able to avoid prolonged contact with other individuals outside their household;
- C. Any person consuming food or drink or sitting at a restaurant or bar table to eat or drink;
- D. Any athlete participating in a sporting or recreational event, or any person engaged in physical exercise;



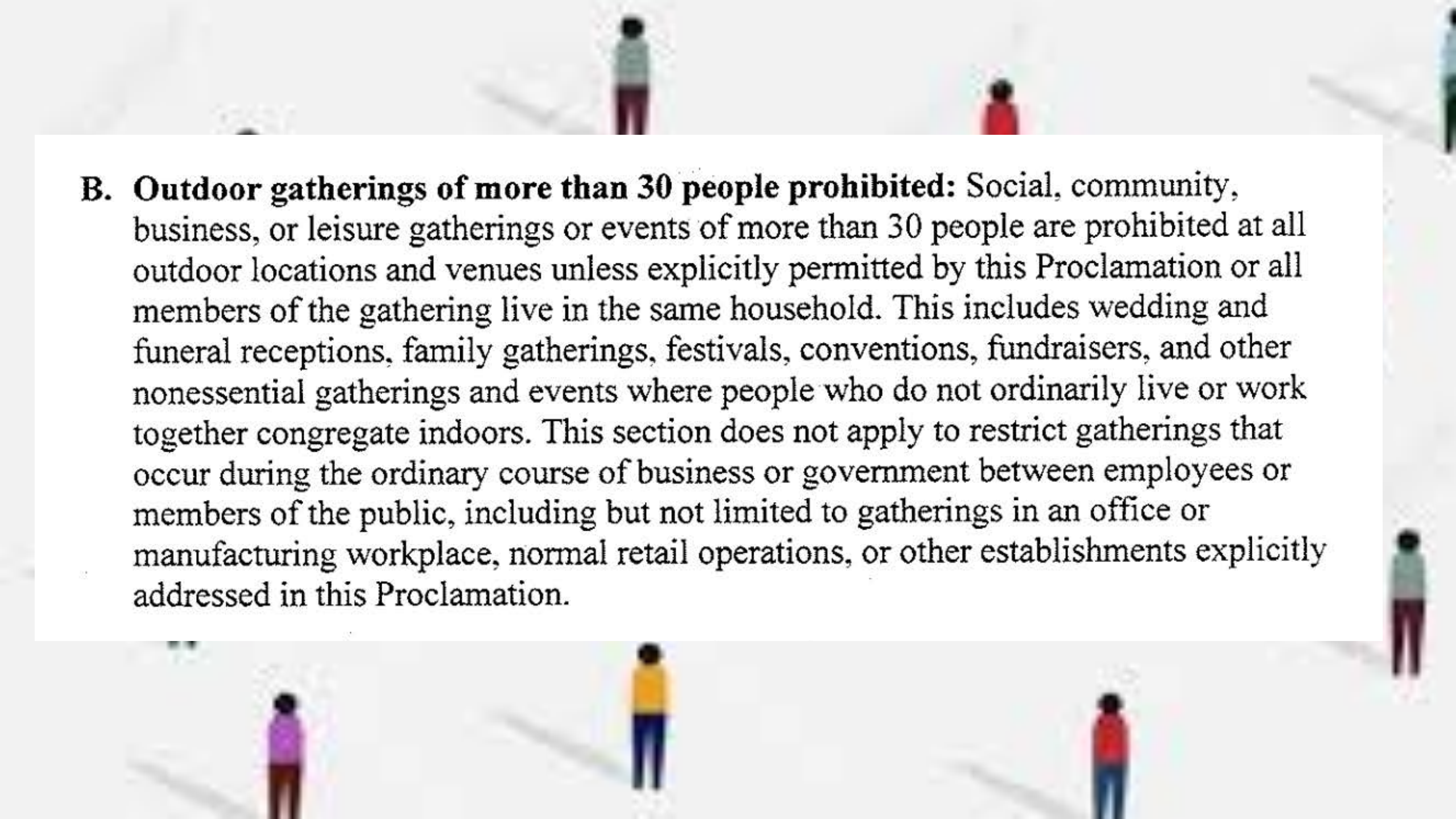
- E. Any person giving a religious, political, media, educational, artistic, cultural, musical, or theatrical presentation or performance for an audience;
- F. Any person participating in a service at a spiritual or religious gathering;
- G. Any person who is deaf or hard of hearing, and any person while communicating with an individual who is deaf or hard of hearing or has a disability, medical condition, or mental health condition that makes communication with that individual while wearing a mask or face covering difficult;
- H. Any person obtaining or providing a service that requires the temporary removal of a mask or face covering;
- I. Any person asked to remove a mask or face covering to verify an identity for lawful purposes;
- J. Any public safety worker actively engaged in a public safety role and when a mask or face covering would seriously interfere in the performance of their public safety responsibilities; or
- K. Any person otherwise exempted from this requirement by another section of this Proclamation.

GATHERINGS

SECTION SIX. Pursuant to Iowa Code § 135.144 (3), and in conjunction with the Iowa Department of Public Health, unless otherwise modified by subsequent proclamation or order of the Iowa Department of Public Health, I order that effective at 12:01 a.m. on November 17, 2020, and continuing until 11:59 p.m. on December 10, 2020:

- A. Indoor gatherings of more than 15 people prohibited:** Social, community, business, or leisure gatherings or events of more than 15 people are prohibited at all indoor locations and venues unless explicitly permitted by this Proclamation or all members of the gathering live in the same household. This includes wedding and funeral receptions, family gatherings, festivals, conventions, fundraisers, and other nonessential gatherings and events where people who do not ordinarily live or work together congregate indoors. This section does not apply to restrict gatherings that occur during the ordinary course of business or government between employees or members of the public, including but not limited to gatherings in an office or manufacturing workplace, normal retail operations, or other establishments explicitly addressed in this Proclamation.





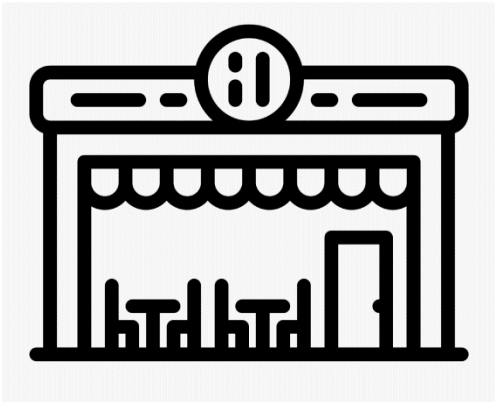
B. Outdoor gatherings of more than 30 people prohibited: Social, community, business, or leisure gatherings or events of more than 30 people are prohibited at all outdoor locations and venues unless explicitly permitted by this Proclamation or all members of the gathering live in the same household. This includes wedding and funeral receptions, family gatherings, festivals, conventions, fundraisers, and other nonessential gatherings and events where people who do not ordinarily live or work together congregate indoors. This section does not apply to restrict gatherings that occur during the ordinary course of business or government between employees or members of the public, including but not limited to gatherings in an office or manufacturing workplace, normal retail operations, or other establishments explicitly addressed in this Proclamation.

REOPENING OF BUSINESSES AND ESTABLISHMENTS

SECTION SEVEN. Pursuant to Iowa Code § 135.144 (3), and in conjunction with the Iowa Department of Public Health, unless otherwise modified by subsequent proclamation or order of the Iowa Department of Public Health, I order that effective at 12:01 a.m. on November 17, 2020, and continuing until 11:59 p.m. on December 10, 2020:

A. Restaurants and bars: A restaurant or bar, including a wedding reception venue, winery, brewery, distillery, country club, or other social or fraternal club, may reopen or remain open to serve food and beverages on its premises, but only to the extent that it complies with the following requirements:

- (1) Hours Limited:** The establishment must close to the general public for in-person consumption on its premises at 10:00 p.m. and may not reopen until 6:00 a.m. the following day. This does not prohibit an establishment from continuing to serve food or beverages, to the extent permitted by applicable law if the food or beverages are promptly taken from the premises, such as on a carry-out or drive through basis, or if the food or beverage is delivered to customers off the premises.



- (2) **Social distancing:** The establishment must ensure at least six feet of physical distance between each group or individual dining alone. Seating at booths closer than six feet may satisfy this requirement if the booths are separated by a barrier of a sufficient height to fully separate seated customers. All patrons must have a seat at a table or booth and must consume their food or beverage while seated at the table or booth. Establishments must limit patrons from congregating together closer than six feet.
- (3) **Groups limited:** The establishment must limit the group size seated together to no more than eight people unless all members of the group are members of the same household.
- (4) **Private Gatherings Prohibited:** The establishment must not host private social gatherings larger than 15 people indoors or 30 people outdoors that are prohibited by this Proclamation, regardless of the group size seated together at a table.

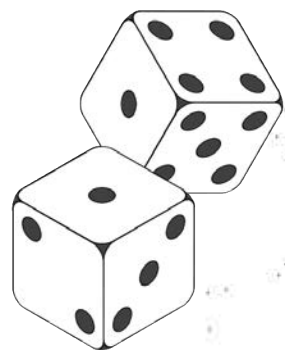


(5) Masks required while not seated: The establishment must require all customers to wear a mask or face covering while in the establishment unless seated at a properly distanced booth or table. This includes while participating in any games, pool, arcades, dancing, or karaoke. The establishment must also require all employees who interact with customers to wear a mask or face covering.

(6) Other social distancing, hygiene, and public health measures: The restaurant shall also implement reasonable measures under the circumstances of each restaurant to ensure social distancing of employees and customers, increased hygiene practices, and other public health measures to reduce the risk of transmission of COVID-19 consistent with guidance issued by the Iowa Department of Inspections and Appeals and the Iowa Department of Public Health.



C. Casinos and gaming facilities: A casino or other facility conducting pari-mutuel wagering or gaming operations may reopen or remain open, but only to the extent that it complies with the following requirements:



(1) Social distancing: The establishment must encourage social distancing by spacing gaming positions at least six feet apart, turning off alternating gaming machines, or separating positions with a barrier of sufficient height to fully separate patrons. The establishment may operate table games provided that it takes reasonable measures to reduce the risk of transmission, such as limiting the number patrons at a table, encouraging or requiring face covering of patrons or employees, providing hand sanitizer, or taking other precautions.

(2) Food and Beverage Service: The establishment shall comply with all the requirements of bars and restaurants in this Proclamation for any food and beverage service.

- (3) Masks required:** The establishment must require all customers to wear a mask or face covering while in the establishment unless seated at a properly distanced booth or table to eat or drink. The establishment must also require all employees who interact with customers to wear a mask or face covering.
- (4) Other social distancing, hygiene, and public health measures:** The establishment shall also implement reasonable measures under the circumstances of each establishment to ensure social distancing of employees and customers, increased hygiene practices, and other public health measures to reduce the risk of transmission of COVID-19 consistent with guidance issued by the Iowa Department of Public Health and, for any food or beverage service, the Iowa Department of Inspections and Appeals.


F. Bowling alleys, pool halls, bingo halls, arcades, indoor playgrounds, children's play centers: A bowling alley, pool hall, bingo hall, arcade, indoor playground, or children's play center arcade may reopen or remain open, but only to the extent that it complies with the following requirements:



- (1) **Hours Limited:** The establishment must close to the general public at 10:00 p.m. and may not reopen until 6:00 a.m. the following day. If the establishment also serves food or beverages, this does not prohibit an establishment from continuing to serve food or beverages, to the extent permitted by applicable law if the food or beverages are promptly taken from the premises, such as on a carry-out or drive through basis, or if the food or beverage is delivered to customers off the premises.
 - (2) **Social distancing:** The establishment must ensure at least six feet of physical distance between each group or individual patronizing the establishment.
 - (3) **Groups limited:** The establishment must limit the group size seated or patronizing the establishment together to no more than eight people unless all members of the group are members of the same household.
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- (4) Private Gatherings Prohibited:** The establishment must not host private social gatherings larger than 15 people indoors or 30 people outdoors that are prohibited by this Proclamation, regardless of the group size seated together at a table. This includes organized bowling or pool leagues or tournaments.
- (5) Masks required:** The establishment must require all customers to wear a mask or face covering while in the establishment unless seated at a properly distanced booth or table to eat or drink. This includes while participating in any games, pool, arcades, dancing, or karaoke. The establishment must also require all employees who interact with customers to wear a mask or face covering.
- (6) Other social distancing, hygiene, and public health measures:** The establishment shall also implement reasonable measures under the circumstances of each establishment to ensure social distancing of employees and customers, increased hygiene practices, and other public health measures to reduce the risk of transmission of COVID-19 consistent with guidance issued by the Iowa Department of Public Health.

H. Theaters and Performance Venues: Any theater or performance venue at which motion pictures are shown or live performances are held may reopen or remain open, but only to the extent that the theater complies with the following requirements:




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- (1) Social distancing:** The theater or performance venue must ensure at least six feet of physical distance between each group or individual attending alone when seated in the theater.
 - (2) Other social distancing, hygiene, and public health measures:** The theater shall also implement reasonable measures under the circumstances of each theater to ensure social distancing of employees and customers, increased hygiene practices, and other public health measures to reduce the risk of transmission of COVID-19 consistent with guidance issued by the Iowa Department of Public Health and, for any food service, the Iowa Department of Inspections and Appeals.

Have a Seat Signage and Mask Up signage available free for download



Find on

www.restaurantiowa.com





Progressive
Discipline Steps
Announced
July 30, 2020
Still in Place in
all counties.

1. For businesses with an alcoholic beverage permit or license, the Alcoholic Beverages Division will issue a \$1,000 fine for the first offense. For businesses with only a food license, DIA will issue a warning.
 2. The second documented infraction for either a business with only a food license as well as those with both a food and alcohol permit or license will trigger a seven-day suspension of the business' alcohol permit or license by ABD, as well as a seven-day suspension by DIA of the business' food license.
 3. A third infraction will trigger the revocation of all food and alcohol permits and licenses for the offending business.
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ABD Covid-19 Compliance Checklist still required

- The Iowa Alcoholic Beverages Division (ABD) requires licensees to complete a COVID-19 Compliance Checklist to assist in the implementation of proclamation requirements.
- The purpose of the checklist is for licensees to certify they've read and understand the terms and conditions of the proclamation.
- The answers to the questions will indicate the operational measures licensees have or will be taking to comply with the requirements as outlined in the proclamation.
- The checklist will assist in the event ABD receives a complaint about an establishment.
- Having information about a licensee's social distancing operational measures will help expedite the investigatory process to resolve complaints in a timely manner.
- If licensees choose not to complete the checklist, an ABD investigator will visit the establishment to verify compliance with the proclamation and determine what other course of action will be taken as a result of not complying with this requirement.

ABD Covid-19 Compliance Checklist

- ABD is requiring that you complete the [COVID-19 Compliance Checklist](#) in its entirety and submit it to ABD.
- The purpose of this checklist is for you to certify that you have read and understand the terms and conditions of the proclamation. **The answers to the questions will indicate the operational measures you have or will be taking** to comply with the requirements as outlined in the proclamation.
- By **completing this checklist your business will be identified as being in good standing** with ABD in regards to the Governor's proclamation, and it will also assist us in the event we receive a complaint about your establishment. Having information about your social distancing operational measures will help expedite the investigatory process to resolve the complaint.

ABD Covid-19 Compliance Checklist



COVID-19 Compliance Plan Checklist

The purpose of this tool is for the holder of an alcohol license/permit to indicate the operational measures the licensee/permittee is taking to comply with the requirements of the Governor's Proclamation of Disaster Emergency to help mitigate the spread of COVID-19.

This worksheet is to be completed by the licensee/permittee. If a licensee/permittee holds additional licenses/permits for multiple establishments, a separate worksheet must be completed for each establishment.

The completed worksheet and any supplemental documents supporting the information in the completed worksheet must be submitted to ABD. A copy of the documentation must also be available for state and local investigators and other regulatory officials upon request.

License/Permit Holder Information <i>To be completed by a person listed as an owner on the alcohol/food license/permit</i>	
Name:	
Phone Number:	
Email Address:	

Establishment Information	
Establishment Name:	
Establishment Address:	
City, ZIP Code:	
County:	
Alcohol License/Permit Number:	
Food Permit Number:	
Total Number of Staff Employed:	
Current Fire Code Occupancy Limit:	

Hours of Operation:	
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Bar vs. Restaurant Determination		
	Yes	No
50% or more of my monthly revenues are from food my business prepares and sells.		

COVID-19 Compliance Information		
	Yes	No
I have arranged the seating at my establishment so that 6 feet of physical distance is present between each group or individual dining alone. - Submit pictures or diagrams demonstrating this.		
I understand that I must ensure all patrons have a seat at a table, booth, or bar and that all patrons must consume their food or beverage while seated at a table, booth, or bar.		
I understand that patrons are not allowed to congregate together closer than 6 feet and have implemented measures to ensure such social distancing. - Submit pictures demonstrating this.		
I have implemented additional reasonable measures to ensure social distancing of employees and customers, increased hygiene practices, and other public health measures to reduce the spread of COVID-19 consistent with guidance issued by the Iowa Department of Inspections and Appeals and the Iowa Department of Public Health. - Submit pictures or documentation demonstrating this.		

All information I have provided in this worksheet or in any supplemental documentation to this worksheet is true and correct. I understand that any misrepresentation of the information I have provided or failure to maintain compliance with this information that is discovered through the course of an investigation by the Alcoholic Beverages Division, the Department of Inspections and Appeals, other state agencies, local law enforcement, public health officials and other entities responsible for enforcement of the Governor's Proclamation of Disaster Emergency may result in criminal penalties or civil action against my alcohol or food license/permit.

I further understand that this document is a public record and will be shared with other state agencies, local law enforcement, public health officials, and other entities responsible for enforcement of the Governor's Proclamation of Disaster Emergency.

Questions & Answers

- We received more than 100 questions online prior to the call. We will try to get through as many of those as possible. As a result we will not be able to take real-time questions. However, if you enter them in the chat section and they are not covered, we will try to get answers to you ASAP.