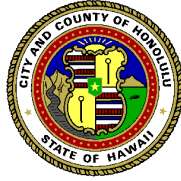


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MANAGING DIRECTOR

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DEPUTY MANAGING DIRECTOR

**GUIDANCE BULLETIN**

**Emergency Order No. 2021-09**

**Order Implementing Tier 5 of Honolulu's Post Covid-19 Vaccine Framework (as amended)**

This interpretive guidance concerning Mayor Rick Blangiardi's Emergency Order No. 2021-09 (as amended, supplemented, and/or extended) ("**Order**") will be periodically updated.

Updates as of September 8, 2021

**Safe Access O'ahu (Order 10)**

Mayor Rick Blangiardi's Emergency Order No. 2021-09 was amended by Emergency Order 2021-11 to add "Order 10" requiring "covered premises" to generally refuse entrance to persons (employees and patrons) who fail to display proof of full vaccination and matching identification. This requirement applies to:

- All establishments that offer food or beverages for on premises consumption anywhere on their controlled premises whether indoors or outdoors.
- Entertainment and recreational settings: bowling alleys, arcades, pool/billiard halls, movie theaters, museums, other recreational game or entertainment centers.
- Indoor "gym and fitness facility operations" and "activities and group physical activity classes" (as defined and used in Emergency Order No. 2021-09).
- Indoor portions of botanical gardens, aquariums, zoos, sea life attractions, commercial recreational boating, public and private commercial pools, shooting/archery ranges, and other commercial attractions (cultural attractions, go kart, mini golf).
  - NOTES: if a commercial attraction (listed above) has both indoor and outdoor portions, the establishment must check for full vaccination status (or one of the exceptions) to allow entrance to the indoor portion (or check everyone prior to entry). With regards to employees, unless the employee at issue works exclusively in the outdoor portions, the requirement applies.

**Effect of Governor Ige's EXECUTIVE ORDER NO. 21-05**  
**Re: Statewide Limits for Social Gatherings, Restaurants, Bars, and Social**  
**Establishments ("GOV's EO 21-05")**

GOV's EO 21-05 implements additional uniform state-wide restrictions on social gatherings (10 indoors/25 outdoors), high risk activities (e.g., restaurants, bars, gyms), and requires "professional events" expecting more than 50 attendees to "notify and consult with the appropriate county agency reasonably prior to the event." These restrictions and the requirement supersede less restrictive provisions of the City's Order to the limited extent necessary to carry out the limitations and restrictions contained in GOV's EO 21-05. For purposes of the City's Order, "professional events" include any events where an organizer is paid to put on the event, including private parties, weddings, funerals, Structured static events, Indoor Events, Outdoor Events I, Outdoor Events II, Public Competitions (as those terms are defined/used in the Order). Accordingly, to fulfill the "notify and consult" requirement, the organizer of any such event expecting more than 50 attendees must submit a mitigation plan to the City via <https://www.oneoahu.org/mitigation-plan> at least ten (10) calendar days prior to the event; except that events set to take place between August 10, 2021 and August 20, 2021 should submit their plans as soon as possible, and must submit them prior to the event.

**Organized Indoor/Outdoor Sports vs. Indoor/Outdoor Events**

For purposes of the Order, the restrictions and capacity limitations on Organized Indoor Sports and Organized Outdoor sports (including spectator limitations) apply to recreational level sports. For all other commercial sporting events (e.g., college sports, etc.), the relevant restrictions and limitations that apply to Indoor Events, Outdoor Events I, Outdoor Events II, Outdoor Events III, and Public Competitions are applicable.