

*(5.29.20) The following information is sent on behalf of the Brown & Weinraub team:*

During his daily briefing today, Governor Cuomo announced that the five regions which reopened two weeks ago have met benchmarks to move to Phase 2. He also said NYC is on track to begin phased reopening on June 8. The Executive Order authorizing Phase 2 lists the following businesses:

- Professional Services, Administrative Support, Information Technology,
- Real estate services, Building and Property Management, Leasing, Rental, and Sales Services,
- Retail In-store Shopping, Rental, Repair, and Cleaning,
- Barbershops and Hair Salon (limited services), and
- Motor Vehicle Leasing, Rental, and Sales.

Read the full Executive Order here:

<https://www.governor.ny.gov/news/no-20235-continuing-temporary-suspension-and-modification-laws-relating-disaster-emergency>

Guidance for businesses reopening in Phase 2 can be found here:

<https://forward.ny.gov/phase-two-industries>

Governor Cuomo also issued an Executive Order enabling business owners to deny service to those not complying with face covering requirements. Here is the relevant language:

- Business operators and building owners, and those authorized on their behalf shall have the discretion to ensure compliance with the directive in Executive Order 202.17 (requiring any individual over age two, and able to medically tolerate a face-covering, be required to cover their nose and mouth with a mask or cloth face-covering when in a public place), including the discretion to deny admittance to individuals who fail to comply with the directive in Executive Order 202.17 or to require or compel their removal if they fail to adhere to such directive, and such owner or operator shall not be subject to a claim of violation of the covenant of quiet enjoyment, or frustration of purpose, solely due to their enforcement of such directive. Nothing in this directive shall prohibit or limit the right of State and local enforcement authorities from imposing fines or other penalties for any violation of the directive in Executive Order 202.17. This directive shall be applied in a manner consistent with the American with Disabilities Act or any provision of either New York State or New York City Human Rights Law, or any other provision of law.

Read the full Executive Order here:

<https://www.governor.ny.gov/news/no-20234-continuing-temporary-suspension-and-modification-laws-relating-disaster-emergency>

Here is a full list of bills passed by both houses of the Legislature.

The Assembly and Senate issued a Joint statement, including a listing of bills in the following categories:

- Protecting New Yorkers' Rights
- Helping Struggling Renters and Homeowners
- Supporting New York Workers & Businesses
- Combating COVID-19 and Protecting New Yorkers' Health
- Maintaining Quality of Life and Important Services

<https://nyassembly.gov/Press/files/20200529.php>

Assembly Speaker Heastie's statement on passage of COVID legislation:

<https://assembly.state.ny.us/Press/files/20200529b.php>