

GOVERNOR DOUGLAS A. DUCEY

STATE OF ARIZONA

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EXECUTIVE ORDER

**Executive Order 2021-16**

**Rescinding Executive Orders**

**WHEREAS**, on March 11, 2020, pursuant to A.R.S. §§ 26-303 and 36-787, a declaration of a Public Health State of Emergency was issued to prepare for, prevent, respond to, and mitigate the spread of COVID-19; and

**WHEREAS**, since the implementation of the Public Health State of Emergency, a number of executive orders that were no longer needed have expired or been rescinded; and

**WHEREAS**, due to the Public Health State of Emergency, on March 19, 2020, Executive Order 2020-08, *Limiting In-Person MVD Visits for License Renewals*, was issued to extend the expiration of driver licenses and was subsequently amended and extended by Executive Order 2020-53, *Driver License Renewals for Arizonans 65 or Older*; and

**WHEREAS**, due to the Public Health State of Emergency, on March 23, 2020, Executive Order 2020-12, *Prohibiting the Closure of Essential Services*, was issued to ensure the continued operation of essential businesses during the Public Health State of Emergency; and

**WHEREAS**, due to the Public Health State of Emergency, on March 26, 2020, Executive Order 2020-16, *Increasing Hospital Capacity*, was issued to ensure that hospitals were able to serve all those who needed medical care during the pandemic; and

**WHEREAS**, due to the Public Health State of Emergency, on March 26, 2020, Executive Order 2020-17, *Continuity of Work*, was issued to defer licensing requirements for professional licenses that could not be completed on-line or remotely; and

**WHEREAS**, due to the Public Health State of Emergency, on April 2, 2020, Executive Order 2020-20, *Expanding Access to Pharmacies*, was issued to give pharmacies more flexibility during the pandemic; and

**WHEREAS**, due to the Public Health State of Emergency, on April 8, 2020, Executive Order 2020-25, *Flexible Food Item & Sale of Goods at Restaurants*, was issued to provide flexibility to businesses and provide opportunities for consumers to obtain needed supplies; and

**WHEREAS**, due to the Public Health State of Emergency, on April 14, 2020, Executive Order 2020-28, *On the Job Training for Assisted Living Facility Caregivers*, was issued to address the need for caregivers at assisted living facilities and on June 5, 2020, the provisions of this executive order were codified into law; and

**WHEREAS**, due to the Public Health State of Emergency, on April 15, 2020, Executive Order 2020-31, *Expanding Food Options For Commercial Vehicle Drivers*, was issued to ensure that commercial truck

drivers could obtain food while traveling to ensure that commercial activity could continue throughout the state; and

**WHEREAS**, due to the Public State of Health Emergency, on December 2, 2020, Executive Order 2020-58, *Ensuring The Availability Of The Vaccine Without Financial Barriers*, was issued to require all insurers to waive all cost-sharing requirements for COVID-19 vaccinations, which has been codified in the federal CARES Act; and

**WHEREAS**, due to the Public Health State of Emergency, on March 3, 2021, Executive Order 2021-04, *Open for In-Person Learning*, was issued to get children back to school following the availability of COVID-19 vaccines and decreases in the number of cases of COVID-19; and

**WHEREAS**, due to the Public Health State of Emergency, on March 5, 2021, Executive Order 2021-05, *Next Phase of COVID-19 Mitigation*, was issued to move the state forward after the availability of vaccines and the decrease in the number of cases of COVID-19; and

**WHEREAS**, due to the Public Health State of Emergency, on March 25, 2021, Executive Order 2021-06, *New Phase of COVID-19 Mitigation*, was issued and limited the ability of cities and towns to implement stricter mitigation measures than were implemented by the state; and

**WHEREAS**, due to the Public Health State of Emergency, on April 19, 2021, Executive Order 2021-09, *Prohibiting Political Jurisdictions of the State from Requiring the Disclosure of an Individual's COVID-19 Vaccination Status*, was issued to ensure that requirements for vaccinations are managed at the state level; and

**WHEREAS**, due to the Public Health State of Emergency, on April 19, 2021, Executive Order 2021-10, *Providing Schools Options for Face Coverings*, was issued to give options to schools on policies regarding face coverings; and

**WHEREAS**, due to the Public Health State of Emergency, on June 15, 2021, Executive Order 2021-15, *Protecting Student Access to Public Higher Education*, was issued to clarify that requirements for vaccinations are managed at the state level; and

**WHEREAS**, due to the Public Health State of Emergency and A.R.S. § 36-782, several Enhanced Surveillance Advisory orders were issued since March 11, 2020, to collect information from healthcare institutions regarding COVID-19; and

**WHEREAS**, the Arizona State Legislature has acted to codify provisions of these Executive Orders that are necessary to continue while others are no longer necessary once those laws go into effect; and

**WHEREAS**, as the circumstances that led to the Public Health State of Emergency are improving and the Arizona State Legislature has passed legislation that addresses the issues which necessitated the issuance of executive orders to address gaps in law during the Public Health State of Emergency, these orders should be reviewed and rescinded to the extent possible.

**NOW, THEREFORE**, I, Douglas A. Ducey, Governor of the State of Arizona, by virtue of the authority vested in me by the Constitution and laws of the State, including but not limited to A.R.S. §§ 26-303 and 36-787, hereby order as follows:

1. Effective July 1, 2021, the following executive orders are rescinded:

Executive Order 2020-17, *Continuity of Work*, is rescinded as of July 1, 2021 but a deferral provided during the term of the executive order shall survive rescission; Executive Order 2020-28, *On the Job Training for Assisted Living Facility Caregivers*; Executive Order 2020-58, *Ensuring The Availability Of The Vaccine Without Financial Barriers*; Executive Order 2021-04, *Open for In-Person Learning*;

2. Effective July 9, 2021, the following executive orders are rescinded:  
Executive Order 2020-08, *Limiting In-Person MVD Visits for License Renewals*, and Executive Order 2020-53, *Driver License Renewals for Arizonans 65 or Older* but an expiration deferral provided during the term of these executive orders shall survive rescission; Executive Order 2020-20, *Expanding Access to Pharmacies*; Executive Order 2020-25, *Flexible Food Item & Sale of Goods at Restaurants*.
3. Effective September 29, 2021, the following executive orders are rescinded:  
Executive Order 2020-12, *Prohibiting the Closure of Essential Services*; Executive Order 2021-05, *Next Phase of COVID-19 Mitigation*; Executive Order 2021-06, *New Phase of COVID-19 Mitigation*; Executive Order 2021-09, *Prohibiting Political Jurisdictions of the State from Requiring the Disclosure of an Individual's COVID-19 Vaccination Status*; Executive Order 2021-10, *Providing Schools Options for Face Coverings*; Executive Order 2021-15, *Protecting Student Access to Public Higher Education*.
4. Effective upon the date that the Arizona Department of Health Services promulgates and adopts rules under authority granted through A.R.S. § 36-405 as amended by Senate Bill 1819, Executive Orders 2020-13, 2020-23, 2020-30, 2020-37, 2020-48, 2020-54, 2020-56, 2020-57, 2021-01, 2021-07, 2021-14, identified as *Enhanced Surveillance Advisory Orders* are rescinded.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.



GOVERNOR

DONE at the Capitol in Phoenix on this second day of July in the year Two Thousand and Twenty One and of the Independence of the United States of America the Two Hundred and Forty-Fifth.

ATTEST:

Secretary of State