



Coronavirus:
Update and Discussion on Continuing Legal
and Practical Issues Related to COVID-19

A Bond Webinar Series
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Introduction



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Reopening Update – Gyms, Bowling Alleys and What is Next



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Update from Albany

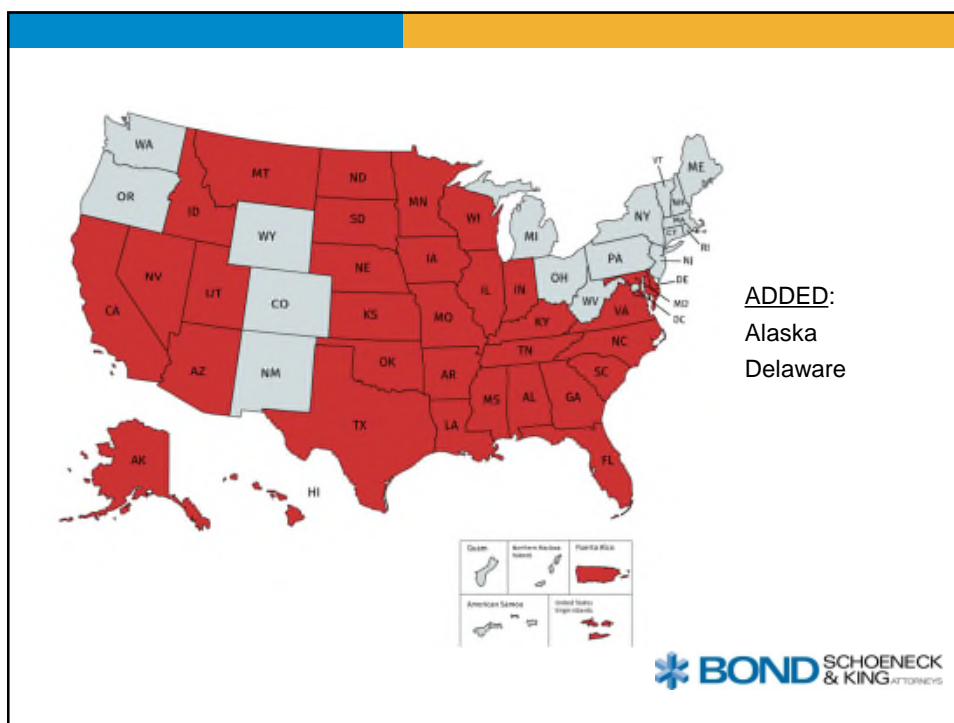


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Litigation


- NRA
- Travel restrictions
- Racetrack order



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**TABLE 1004.5
MAXIMUM FLOOR AREA ALLOWANCES PER OCCUPANT**

FUNCTION OF SPACE	OCCUPANT LOAD FACTOR
Accessory storage areas, mechanical equipment room	300 gross
Assembly without fixed seats	
Concentrated (chairs only—not fixed)	7 net
Standing space	5 net
Unconcentrated (tables and chairs)	15 net
Business areas	150 gross
Concentrated business use areas	See Section 1004.8



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Litigation Update



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Litigation Issues

- Employee Claims
 - Workers Compensation Exclusive Remedy
 - Other Claims – OSHA, ADA, Leave Entitlements, Retaliation
- Compliance Issues
 - Attorney General Complaints
 - Enforcement Actions
- Third Party Exposure Claims
- Defense of Claims
 - Have a Plan, Follow Your Plan
 - Causation Will Always Be an Issue



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PPP Program – Review and Recap of Where We Are



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School Reopening Update



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K-12 Update

- 7/2020 NYS Department of Health Guidance
- 7/2020 New York State Education Department Guidance
- 8/7 All plans due to DOH and NYSED
- 8/9 Supplemental NYS Department of Health Guidance
- Approach varies based on geography, culture, and population

<http://www.nysed.gov/reopening-schools/school-reopening-plans>



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Supplemental NYDOH Guidance

- Stakeholder Communication/Outreach
 - Between 8/7 and 8/21 – 3* community town halls and 1 employee town hall
- Testing
 - Where testing will occur
 - Who will be providing the testing
 - Under what circumstances will testing occur
- Separately posted
 - Protocols for symptomatic individuals/positive cases
 - Determination for how students and staff need to be tested
 - Roles of staff will perform and who is responsible for testing*
- Ability for submission of additional questions



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Re-Opening Issues

- Teacher accommodation issues
- Childcare accommodation issues
- Transportation
- Social distancing and facilities use considerations
- Liability issues
- Risk tolerance of communities



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Reopening Update – Gyms, Bowling Alleys and What is Next

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Reopening Part II – Occupancy Guidance

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Litigation Update

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PPP Program – Review and Recap of Where We Are

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School Reopening Update

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