

§ 12

Schools, State Study Seminars for Teachers

(1) School operations take place according to the guidelines of the Ministry of Education in agreement with the ministry responsible for health affairs. The "Hygiene Plan-Corona for Schools in Rhineland-Palatinate", published on the website of the Ministry of education, in its current version, is to be applied; this includes the Duty to wear a mask according to § 1 para. 3 and the duty to record contacts according to § 1 para. 8 sentence 1 in accordance with the "Hygiene Plan Corona for Schools in Rhineland-Palatinate". If the regular lessons cannot be provided as in-school tuition, due to the requirements mentioned in sentences 1 and 2, the schools fulfil their educational and training mission through a pedagogical offer, which one can partake in remotely. Compulsory school attendance continues and is also fulfilled by partaking in the pedagogical offer which one can partake in remotely. Pupils who do not participate in classroom instruction due to infection protection reasons receive a pedagogical offer one can partake in remotely.

(2) Deviations from the requirements mentioned in paragraph 1 are possible for privately funded schools; they require the approval of the school authority.

(3) If, for reasons related to the protection against infection, a large-scale closure of schools is required, emergency school care is set up. Parents can make use of this if home care for the students is not or only partially possible. Emergency care is especially suitable for the following students:

1. Particularly impaired pupils in special schools, whose parents need the support of the school for the care and supervision of their children;
2. children whose parents belong to occupational groups whose activities are related to maintenance of public safety and order of the state and those who provide essential services for the population, regardless of whether one or both parents belong to these occupational groups; these groups include in particular members of the health and nursing professions, the police, emergency services, the judiciary (including notaries' offices and law firms) and prisons, the fire department, teachers, educators and employees of energy and water supply companies; other professional groups may also be needed to provide the population with basic services, such as employees in the food industry, agricultural workers, employees of banks and savings banks or media companies;
3. children of working single parents and other guardians who are dependent on care and cannot find any other care solution;
4. children in families who receive socio-pedagogical family assistance in accordance with § 31 of Book Eight of the Social Security Code or semi-stationary assistance for upbringing in accordance with § 32 of Book Eight of the Social Security Code;
5. children for whom the General Social Service of the Youth Welfare Office has granted this for even if the family does not receive an individual benefit, and
6. children for whom the institution management concludes that care is necessary in the best interests of the child; their guardians should be encouraged to take advantage of emergency care.

Insofar as pupils take part in emergency care in the schools, an educational program adapted to the situation will be offered there.

(4) The conduct of attendance events and examinations at the State Study Seminars for Teaching Offices shall be governed by the specifications of the Ministry responsible for teacher training and shall be carried out in accordance with the "Hygiene Plan Corona for Study Seminars in Rhineland-Palatinate", published on the website of the Ministry of Education, in its currently valid version.

(5) For schools for health professions according to the state law on Healthcare professions of 7 July 2009 (GVBl. p. 265), last amended by § 13 of the law of 3 June 2020 (GVBl. p. 212), BS 2124-11, as well as for nursing schools according to § 1 para. 1 nos. 2 and 3 of the state law for the implementation of the Nursing Professions Act of 3 June 2020 (GVBl. p. 212, BS 2124-13), the regulations of paras. 1 and 2 apply accordingly.

§ 13

Day Care Centers

(1) Regular operations take place at all day-care centers.

(2) To the "Guidelines in times of Corona - transition to regular operation" of July 10, 2020 and "Common hygiene recommendations for regular operation in day-care centers in Rhineland-Palatinate from August 1, 2020 onward" of July 3, 2020 and "Notes on Election of the Parents' Committee", published on the website of the state government (www.corona.rlp.de), in its currently valid version is indicated.

(3) People who are already infected with the SARS-CoV-2 coronavirus or who live in a community with infected people must stay away from the facility. In addition, the regulation of Section 1, Paragraph 1, Clause 3 applies to day-care centers.

(4) If no location that complies with the general protective measures stated in Section 1, Paragraph 1, Clause 1 of the Parents Committee Ordinance of July 16, 1991 (GVBl. P. 311, BS 216-10-1) in the currently applicable version, in particular the distance requirement according to § 1 Abs. 2 sentence 1, can be found to carry out the parents' meeting for the election of the parents' committee the parents' meeting can be divided into several voting events. Those entitled to vote who, for epidemiological reasons, in particular persons according to Paragraph 3 or Section 1 Paragraph 1 Clause 3, cannot participate in the voting events, must be given the opportunity to vote by mail.

§ 16

Visiting and Access Regulations for Special Facilities

Visit and access regulations for special facilities

(1) Facilities pursuant to Section 23 (3) No. 1 and 3 to 7 IfSG, except hospices, may not be entered for the purpose of visiting patients.

(2) Access to

1. Specialist hospitals for psychiatry with the exception of specialist hospitals for Gerontopsychiatry,

2. Psychosomatic specialist hospitals and

3. Specialized child and adolescent psychiatric hospitals, each including the associated day hospitals, shall be decided by the management of the respective institution.

(3) Paragraph 1 shall not apply to

1. Parents visiting their minor child

2. The spouse, life partner, fiancée, other close relatives or individuals close to the patient (*Connotation: The state government states in the applicable FAQ's: "individuals close to the patient" can be neighbors or friends with whom the resident had regular contact even before the Corona pandemic. This group of people can also include voluntary employees of the facility or an organization outside the facility with whom the resident has close and familiar contact.*)

3. Pastoral workers who visit the institution in this function,

4. Lawyers and notaries who visit the institution in this capacity

5. Legal guardians, insofar as personal contact is required to fulfill the tasks assigned to them in accordance with § 1896 of the German Civil Code; authorized representatives are legal guardians equal,

6. Other persons to whom access must be granted by virtue of sovereign duties,

7. Therapeutic or medically necessary visits.

(4) Paragraph 3 shall not apply to persons who

1. Are contact persons of categories I and II as defined by the Robert Koch Institut,

2. Are already infected with the coronavirus SARS-CoV-2

3. Have recognizable respiratory tract infections, or

4. Have entered the country in accordance with § 19 as long as there is an obligation to separate; the exceptions of § 20 are not applicable.

(5) The facilities shall, in individual cases, also subject to conditions, permit exceptions to the prohibition of entry under paragraph 1 or to the restriction under paragraph 4 if a special legitimate interest exists. A special legitimate interest exists in particular when accompanying the seriously ill or dying or accompanying births. The facilities must take the necessary hygienic protective measures and monitor compliance with them. Minors under 16 years of age and persons with recognizable respiratory tract infections are not allowed to enter a facility according to paragraph 1.

(6) If entry to a facility referred to in paragraph 1 is permitted under the provisions of paragraphs 2, 3 and 5, appropriate measures must nevertheless be taken to ensure that employees and other persons in the respective facilities are not endangered.

§ 17 **Hospitals**

(1) Hospitals included in the Hospital Plan of the State of Rhineland-Palatinate 2019 to 2025, the University Medical School of Johannes Gutenberg University Mainz and hospitals with a care contract pursuant to Section 109 of Book 5 of the Social Security Law (Sozialgesetzbuch), which were equipped with intensive care beds with ventilation capability as of April 29, 2020, and which are registered and listed in the register of the German Interdisciplinary Association for Intensive Care and Emergency Medicine (DIVI Register), have to reserve their intensive care beds with ventilation capability to the extent necessary, but in each case at least 20 % of their capacity and the treatment capacities of normal care in isolation wards to the extent necessary, including the personnel required for care and treatment, at all times for the care and treatment of patients with COVID-19 disease.

(2) Should an increase in the reproductive rate of infections with the coronavirus SARSCoV-2 make this necessary according to the determination of the Ministry of Social Affairs, Labor, Health and Demography, the hospitals referred to in paragraph 1 shall, within 72 hours after this determination, organize and maintain additional intensive care beds with ventilation facilities, including the personnel necessary for care and treatment, for the care and treatment of patients with a COVID-19 disease.

(3) The hospitals shall draw up individual organizational concepts that allow for a dynamic adaptation of capacities to the infection occurrence and shall notify the Ministry of Social Affairs, Labor, Health and Demography of these concepts.

(4) The coordination in the five supply areas according to the Hospital Plan of the State of Rhineland-Palatinate 2019 to 2025, a continuous monitoring of the occurrence of infections, in particular of the current development of the infection rates and the reproduction rate of the information of the DIVI Registry, as well as the continuous exchange of information with the cooperating hospitals of maximum and priority care in the five supply areas shall be carried out in close coordination with the Ministry of Social Affairs, Labor, Health and Demography, by the hospitals to which this has been delegated by the Ministry of Social Affairs, Labor, Health and Demography in its decision of 30 March 2020 as a special task.

§ 18 **Recording of Treatment Capacities**

(1) For the central state-wide information of the state government and for the coordination of the treatment capacities, all institutions active in the care of patients with a COVID-19 disease have to record continuously, at least once a day, the COVID-19 case numbers, the occupied and available intensive care beds as well as the occupied and available ventilation places and report these data electronically to the information system "Central Statewide Treatment Capacities (ZLB)" of the states of Rhineland-Palatinate and Saarland and to the COVID-19 Register Rhineland-Palatinate.

(2) The management of facilities in accordance with paragraph 3 which have equipment suitable for the invasive or non-invasive ventilation of humans (ventilators) are obliged to report the following to the health authority responsible for their facility without delay

1. The name and address of the institution
2. The number of their ventilators,
3. The manufacturer and the type designation of their ventilators,
4. Information on the functionality of your ventilators,
5. Contact persons and contact details, so that the equipment is ensured, and
6. Any change with regard to the reported data on numbers 1 to 5. The facilities referred to in paragraph 3 Nos. 4 and 5 shall be exempt from the reporting obligation pursuant to sentence 1 provided that they have already submitted this information in another appropriate form to the Ministry of social, labor, health and demographic issues.

(3) Facilities within the meaning of paragraph 2 sentence 1 are in particular:

1. Facilities for outpatient surgery,
2. Inpatient and outpatient preventive or rehabilitation facilities,
3. Dialysis facilities,
4. Authorized hospitals according to § 108 of the Fifth Book of the Social Security Code,
5. Private hospitals in accordance with § 30 para. 1 sentence 1 of the German Trade, Commerce and Industry Regulation Act (Gewerbeordnung), unless they are at the same time an approved hospital in accordance with § 108 of Book 5 of the Social Security Code,
6. Treatment or supply facilities which are connected to any of the establishments listed in points 1 to 5 or comparable with hospitals,
7. Facilities for outpatient deliveries according to § 24 f of the Fifth Book of the Social Security Law,
8. Medical and dental practices,
9. Practices of other human medical health care professions,
10. Veterinary hospitals and similar institutions,
11. Medical supply stores and
12. Health and nursing care insurance companies.

(4) The public health authorities are obliged to forward issue notifications according to paragraph 2 sentence 1 No. 6 immediately to the Ministry of Social Affairs, Labor, Health and Demography.