



Arizona State Senate

March 30, 2021

The Honorable Mark Brnovich
Arizona Attorney General
2005 North Central Avenue
Phoenix, Arizona 85004

Dear Attorney General Brnovich,

On March 25, 2020, Governor Ducey issued [Executive Order 2021-06](#): "New Phase of COVID-19 Mitigation: Business Guidelines Transition From Requirements To Recommendations." The Executive Order states:

3. Pursuant to A.R.S. § 26-307, no county, city or town may make or issue any order, rule or regulation that conflicts with or is in addition to the policy, directives or intent of this or any other Executive Order relating to the COVID-19 public health emergency, or any other order, rule or regulation that was not in place as of March 11, 2020. This includes but is not limited to mandated use of face coverings. Any city, town or county that has a rule, regulation or ordinance not in place as of March 11, 2020 that is in conflict with the provisions of this order shall not be enforced.

On March 30, 2021, Pima County issued a [statement](#) of intent to continue enforcement of [Resolution 2020-96](#) mandating the use of face coverings. We request an opinion from your office regarding whether Resolution 2020-96 conflicts with Executive Order 2021-06 and is therefore unenforceable.

Thank you for your assistance in this matter.

Sincerely,

A handwritten signature in cursive script, reading "Michelle Ugenti-Rita".

Senator Michelle Ugenti-Rita
Legislative District 23

A handwritten signature in cursive script, reading "Vince Leach".

Senator Vince Leach
Legislative District 11

MUR/VL:cls