***SUMMARY OF GOVERNOR’S EXECUTIVE ORDERS***

**Executive Order No. 103 Dated March 9, 2020**

* Declares that a public health emergency and state of emergency exists within the State and orders a number of State officials to implement the State emergency operations plan and directs the activation of County and Municipal emergency operations plans.
* Authorizes the head of any State agency with the authority to promulgate rules to waive, suspend or modify any existing rules where the enforcement of the current rules would be detrimental to the public health during this emergency without complying with the Administrative Procedure Act and subject to the Governor’s approval and consultation with the State Director of Emergency Management and the Commissioner of the Department of Health. This suspension or waiver or modification of existing rules would be for the duration of this Executive Order.
* Prohibits any municipality or public agency from sending public works, fire, police, emergency medical or other personnel or equipment into any non-contiguous impacted municipality unless the aid has been directed by the County Emergency Management Coordinator.

**Executive Order No. 104 Dated March 16, 2020 (*Superseded by E.O #107)***

* Limits gatherings of persons to 50 or fewer excluding normal operations at airports, bus and train stations, medical facilities, offices, factories, assemblages for the purpose of industrial manufacturing work, construction sites, mass transit or the purchase of groceries and consumer goods.
* Commissioner of the Department of Education is authorized to permit schools to remain open on a limited basis for the provision of food or other essential non-educational services or for educational or childcare services if needed in emergency situations after consultation with the Department of Health.
* Authorizes the Department of Agriculture to take all necessary actions to insure that all students eligible for free or reduced meals will continue to receive the services or supports necessary to meet nutritional needs during the closures.
* Orders the closure of casinos, concert and entertainment venues, racetracks, sports wagering lounges, although mobile wagering services may continue to be offered despite the closure of the physical facility; gyms and fitness centers and classes; entertainment centers including movie theatres, performing arts centers and other concert venues and nightclubs.
* Other nonessential retail recreational entertainment business must cease daily operations from 8:00 p.m. until 5:00 a.m. but may remain open from 5:00 a.m. until 8:00 p.m. if they limit their occupancy to no more than 50 persons and adhere to social distancing guidelines. Examples of essential businesses excluded from this include grocery stores, pharmacies, medical supply stores, gas stations, healthcare facilities.
* All restaurant facilities are permitted to operate during their normal business hours but are limited to offering only food delivery and/or takeout services. If alcoholic beverages are served at the dining establishment or bar with a liquor license such sales are limited to original containers sold from the principal public bar room. All retail sales of alcoholic beverages by limited brewery licensees, restricted brewery licensees, plenary and farm licensees must be in original containers and must be delivered by licensed entities and/or by customer pick up.

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**Executive Order No. 105 Dated March 19, 2020**

* Deals with accepting delivery of candidate and delegate petitions for elections via electronic submissions and with the various requirements for accepting petitions and verification requirements.
* Postpones & reschedules certain specified elections to later dates and how the voting will take place.

**Executive Order No. 106 Dated March 19, 2020**

* Prohibits evictions or foreclosure proceedings for any lessee, tenant, homeowner or for any other person and provides that any pending eviction and foreclosure proceedings will be held in abeyance while the Order is in effect unless a court determines on its own motion or the motion of one of the parties that enforcement is necessary in the interests of justice.
* This Executive Order does not affect any schedule of rent that is due.

**Executive Order No. 107 Dated March 21, 2020**

* Supersedes E.O. #104
* Requires New Jersey residents to remain at home or at their place of residence unless subject to limited exceptions & cancels social gatherings such as celebrations and parties.
* Must practice social distancing of at least 6 feet apart in public excluding family members, caretakers, household members or romantic partners.
* If one has to travel, public transportation should only be used if a person has no other feasible choice; and should use social distancing practices and frequently use sanitizing products.
* Brick-and-mortar premises if all non-essential businesses must close for duration of E.O.
* Essential businesses may remain open during normal business hours and, wherever practicable, must provide pickup services outside the stores for goods ordered online or by phone.
* Essential businesses include grocery stores and other food stores that offer a varied assortment of foods comparable to what exists at a grocery store; pharmacies and medical marijuana dispensaries; medical supply stores; retail functions at gas stations; convenience stores; hardware and home improvement stores; ancillary stores within healthcare facilities; banks and other financial institutions; retail functions of laundromats and dry cleaning services; stores that principally sell supplies for children under age 5; pet stores; liquor stores; car dealerships but only to provide maintenance and repair services; retails functions of printing and office supply shops; and retail functions of mail and delivery stores.
* Essential businesses which remain open shall abide by social distancing practices, including keeping customers 6 feet apart and using sanitizing products on common surfaces.
* Limits all restaurants and other dining establishments to offering only food delivery and/or takeout services.
* On premises consumption of alcohol is prohibited.
* Restaurants, cafeterias, food courts, bars, etc. are permitted to operate in their normal business hours but may only offer food delivery or and/or take out service in accordance with existing liquor licenses. Any alcohol must be sole in its original container. All retail sales of alcoholic beverages by limited brewery licensees, restricted brewery licensees, plenary and farm licensees must be in original containers and must be delivered by licensed entities and/or by customer pick up.
* All recreational and entertainment businesses must be closed, including casinos, sports wagering lounges, and casino concert and entertainment venues (although online or mobile sports and casino gaming services may continue); racetracks; gym and fitness centers and classes; entertainment centers such as movie theaters, performing arts centers, night clubs, etc.; indoor portions of malls; places of public amusement; personal care services such as barber shops, salons, and private social clubs whether or not they serve alcohol (such as VFW or American Legion halls); public libraries.
* All businesses or non-profits, whether open to the public or not, must utilize, if practicable, telework or work-from-home arrangements. If they cannot do so, must make best efforts to reduce staff onsite to the minimal necessary so that essential operations can continue.
* All public, private and parochial preschool premises, elementary and secondary schools, including charger and renaissance schools, must close. Institutions of higher education must stop in-person education but Secretary may grant waivers on a case by case basis.
* Schools may be open on a limited basis for the provision of food or other essential, non-educational services, or for educational or child care services on an emergency basis.
* Commissioner of the Education Dept. must work with all schools to ensure that students are able to continue their education though appropriate home instruction.
* Commissioner of Agriculture Dept. must take all steps necessary to ensure that students eligible for free or reduced meals continue to receive the services.

**Executive Order No. 108 Dated March 21, 2020**

* Supplements E.O. No. 107 and states that any municipal or county restrictions that conflict with Executive Order No. 107 are invalid and gives the following examples of restrictions which might be declared invalid: (a) additions to or deletions from the list of retail businesses that the Governor deemed essential; (b) limitations imposed on any business’s scope of service or hours of operation; (c) any density or social distancing requirements; (d) any orders relating to the gathering of individuals; and (e) general restrictions on the freedom of movement within that county or municipality including but not limited to the imposition of curfews.
* Municipalities, counties and any other agency or political subdivision are prohibited from issuing any rules or regulations which conflict with E.O. No. 107 or which might interfere with the achievement of the goals authorized by the Governor’s Executive Orders.
* This Executive Order does not apply to online marketplaces for arranging or offering lodging or to municipal or county parks.