

Please see below summaries of Executive Orders 107 & 108

The following Executive Orders were issued today by Governor Murphy and have implications for municipal government. Municipal operations should be reduced to essential personnel only .

- “For businesses that cannot accommodate telework, they should make best efforts to reduce staff on site to the minimum number necessary to ensure continued operations.
 - o Examples include law enforcement, fire fighters, first responders, cashiers, construction workers, utility workers, repair workers, warehouse workers, lab researchers, IT workers, janitorial and custodial staff and certain administrative staff.”

Executive Order 107 – Governor Phil Murphy

March 21, 2020

- All NJ residents are required to remain home unless they are:
 - o Obtaining goods or services from essential businesses;
 - o Obtaining take-out food or beverages;
 - o Seeking medical attention, essential social services, or assistance from law enforcement or emergency services;
 - o Visiting family with whom they have a close personal relationship (caretaker or romantic partner);
 - o Reporting to or performing their job;
 - o Walking, running or otherwise engaging in outdoor activities with immediate family members while practicing social distancing of at least 6 feet apart;
 - o An educational, religious or political reason;
 - o Leaving because of a reasonable fear for their health or safety; or
 - o Leaving at the direction of law enforcement or other governmental agency.
- When in public, practice social distancing of 6 feet apart from all non-immediate family members
- Public transportation may only be utilized if a person has no other feasible choice
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- All social gatherings including parties and celebrations are cancelled.
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- The brick and mortar location of non-essential businesses must be closed, except for those specifically exempted.
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- Essential businesses must, where practicable, provide pick up for orders placed in advance, delivery services may continue.
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- Essential businesses include:
 - o Grocery stores, farmer’s markets and farms that sell directly to customers, and other food stores, including retailers that offer a varied assortment of foods comparable to what exists at a grocery store;
 - o Pharmacies and alternative treatment centers that dispense medicinal marijuana;
 - o Medical supply stores;
 - o Retail functions of gas stations;
 - o Convenience stores;
 - o Ancillary stores within healthcare facilities;
 - o Hardware and home improvement stores;

- Retail functions of banks and other financial institutions;
- Retail functions of laundromats and dry-cleaning services;
- Stores that principally sell supplies for children under five years old;
- Pet stores
- Liquor Stores
- Car dealerships, but only to provide auto maintenance and repair services, and auto mechanics;
- Retail functions of printing and office supply shops; and
- Retail functions of mail and delivery stores.
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- Restaurants, dining establishments & food courts, with or without liquor licenses may operate their normal business hours but they may only offer food delivery and/or take-out services – No in restaurant dining or drinking is permitted.
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- Recreational and entertainment facilities are to remain closed to the public until the Order ceases to be in effect:
 - Casino gaming floors, racetracks
 - Gyms, fitness centers and classes
 - Entertainment centers (movie theaters, performing arts centers, concert venues and nightclubs)
 - Indoor retail shopping malls (restaurants and essential businesses with external entrances may remain open pursuant to the terms of this order)
 - Places of public amusement including amusement parks, water parks, aquariums, zoos, arcades, fairs, children’s play centers, theme parks, bowling alleys
 - Personal care services: barber shops, beauty shops, nail salons, spas, massage parlors, tattoo parlors, tanning salons, and social clubs such as American Legion, VFW, Knights of Columbus;
 - Libraries and computer labs
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- Businesses must accommodate their workforce for telecommute or work from home.
- For businesses that cannot accommodate telework, they should make best efforts to reduce staff on site to the minimum number necessary to ensure continued operations.
 - Examples include law enforcement, fire fighters, first responders, cashiers, construction workers, utility workers, repair workers, warehouse workers, lab researchers, IT workers, janitorial and custodial staff and certain administrative staff.
- All public, private and parochial preschool, elementary and secondary schools shall remain closed. Higher education continues to cease in person instruction.
 - Schools may be open on a limited basis to provide food, or other essential services or for child care services only after consultation with the Commissioner of the DOH.
 - School districts have the authority to determine home instruction arrangements.
 - Agriculture shall ensure that all students eligible for free or reduced meals shall receive services or supports to meet nutritional needs
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- **The State Director of Emergency Management (SDEM) and the Attorney General have the authority to determine and control the direction of the flow of vehicular traffic on any road, detour, re-route or divert traffic, prevent ingress or egress from any area, and remove parked or abandoned vehicles**
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- **Violation of the requirements of the Order is a disorderly person’s offense, punishable with imprisonment for a term not to exceed 6 months or a fine not to exceed \$1,000.00 or both. Aiding or abetting in the violation of the Order shall also be adjudged a disorderly person and punishable in the same manner as the violation aided or abetted.**

Executive Order 108 – Governor Phil Murphy

March 21, 2020 – Effective at 9:00PM

- **Any county or municipal restriction imposed in response to COVID-19 that will or might conflict with any of the provisions of Executive Order No. 107 (2020), or interfere with or impede its achievement, or the achievement of Administrative Orders issued as authorized by my Executive Orders, is hereby invalidated.**
- Examples of such restrictions include, but are not limited to, the following:
 - o Any additions to or deletions from the list of essential retail businesses
 - o Any limitations imposed on any business's scope of service or hours of operation;
 - o Any density or social distancing requirements;
 - o Any orders relating to the gathering of individuals; and
 - o General restrictions on the freedom of movement within that county or municipality, including curfews.
- No municipality or county shall enact or enforce any order, rule, regulation, ordinance, or resolution which will or might in any way conflict with any of the provisions of Executive Order No. 107 (2020), or which will or might in any way interfere with or impede its achievement
- This EO does not apply to the following entities, over **which municipalities and counties have the authority to impose additional restrictions** in response to COVID-19:
 - o Online marketplaces for arranging or offering lodging; or
 - o **Municipal or county parks.**