STATE OF NEW JERSEY

DEPARTMENT OF LAW AND PUBLIC SAFETY

DIVISION OF NEW JERSEY STATE POLICE

OFFICE OF EMERGENCY MANAGEMENT

Administrative Order No. 2020-24

Indoor Entertainment Centers Hosting Outdoor Performances

WHEREAS, on March 9, 2020, through Executive Order No. 103 (2020), the facts and circumstances of which are adopted by reference herein, the Governor declared both a Public Health Emergency and a State of Emergency throughout the State due to the public health hazard posed by Coronavirus disease 2019 (COVID-19); and

WHEREAS, to further protect the health, safety, and welfare of New Jersey residents by, among other things, reducing the rate of community spread of COVID-19, the Governor issued Executive Order No. 107 (2020) on March 21, 2020, the facts and circumstances of which are also adopted by reference herein, which established enhanced social mitigation strategies for combatting COVID-19; and

WHEREAS, through Executive Order Nos. 119, 138, 151, 162, 186, 191, and 200 (2020), issued on April 7, 2020, May 6, 2020, June 4, 2020, July 2, 2020, August 1, 2020, August 27, 2020, September 25, 2020, October 24, 2020, and November 22, 2020, respectively, the facts and circumstances of which are adopted by reference herein, the Governor declared that the COVID-19 Public Health Emergency continued to exist and declared that all Executive Orders and Administrative Orders adopted in whole or in part in response to the COVID-19 Public Health Emergency remained in full force and effect; and

WHEREAS, pursuant to paragraph 9 of Executive Order No. 107 (2020), the Governor ordered closed to the public all recreational and entertainment businesses; and

WHEREAS, on June 26, 2020, through Executive Order No. 157 (2020), the Governor authorized the reopening of recreational entertainment businesses, both indoor and outdoor, as of 6:00 a.m. on July 2, 2020, subject to the requirements contained in that Order, but required performance centers to remain closed; and

WHEREAS, Executive Order No. 183 (2020) permits entertainment centers to open their indoor spaces to the public, provided the centers limit the number of patrons in any room where a performance is viewed or given to 25 percent of the stated maximum capacity at one time, up to 150 persons; and

WHEREAS, Executive Order No. 196 (2020) stated that outdoor entertainment centers where performances are viewed or given, including movie theaters, performing arts centers, and other concert venues, must limit the number of patrons in any outdoor area to a number that ensures that all individuals can remain six feet apart, up to 150 persons; and

WHEREAS, Executive Order No. 204 (2020) decreased the number of individuals permitted at an outdoor gathering, including an outdoor performance to 25 individuals, with limited exceptions; and

WHEREAS, while outdoor spaces continue to present a lower risk of COVID-19 transmission than indoor spaces, so that an entertainment center that is permitted to host an indoor performance with a maximum attendance of 150 persons should be accommodated for an outdoor performance with the same number of individuals wherever possible; and

WHEREAS, the Governor has granted the State Director of Emergency Management, who is the Superintendent of the State Police, the discretion to make additions, amendments, clarifications, exceptions, and exclusions related to the provisions within Executive Order No. 204;

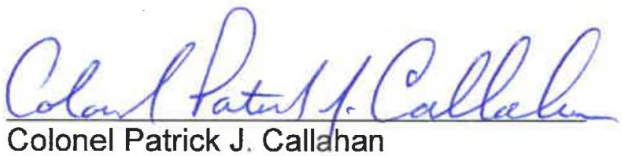
NOW, THEREFORE, I, Patrick J. Callahan, State Director of Emergency Management, hereby ORDER as follows:

1. An indoor entertainment center where a performance is viewed or given, including a movie theater, performing arts center, and other concert venue, may host a performance in an adjacent outdoor area with a maximum capacity equivalent to the facility's indoor capacity permitted under Paragraph 6 of Executive Order No. 196 (2020).

2. Centers shall abide by the health and safety provisions within Paragraph 7 of Executive Order No. 157 (2020), including the requirement that patrons remain at least six feet apart during the performance, except where they are inconsistent with Paragraph 1 of this Order, and all applicable provisions of Executive Order No. 192 (2020).

3. This ORDER shall take effect immediately and shall remain in effect for as long as Executive Order No. 204 (2020) remains in effect.

December 5, 2020



Colonel Patrick J. Callahan
State Director of Emergency Management