Office of
The Governor

No. 28-A FY 19/20
DATE April 10, 2020

AN ORDER UPDATING
EXECUTIVE ORDER 28 FY 19/20

WHEREAS, I proclaimed a state of emergency on March 15, 2020 to authorize the use of emergency powers in order to expand and expedite the State's response to the serious health and safety risks of COVID-19; and

WHEREAS, a governor's emergency powers expressly include the authorities to:

a. Control the movement of persons and occupancy of premises within the State pursuant to 37-B M.R.S. §742(1)(C)(8);

b. Enlist the aid of any person to assist in the effort to control the emergency and aid in the caring for the safety of persons pursuant to 37-B M.R.S. §742(1)(C)(5) and 37-B M.R.S. §827;

c. Utilize all available resources of the State as reasonably necessary to cope with the emergency pursuant to 37-B M.R.S. §742(1)(C)(2);

d. Take whatever action is necessary to mitigate a danger that may exist within the State pursuant to 37-B M.R.S. §742(1)(C)(12); and

WHEREAS, Executive Order No. 28 FY 19/20 dated March 31, 2020 provided for a number of restrictions, including in pertinent part limitations on the number of customers in a retail store at one time; and

WHEREAS, this Order is necessary to update Executive Order 28 FY 19/20 to align with recent experience;

NOW, THEREFORE, I, Janet T. Mills, Governor of the State of Maine, pursuant to 37-B M.R.S. Ch. 13, including but not limited to the provisions referenced above, do hereby Order as follows:

I. ORDER

Section IV.C of Executive Order 28 FY 19/20 is superseded by the following:

C. IN-STORE GATHERING LIMITS

To reduce the risk of community spread, essential stores with retail space of:

1. Less than 7,500 square feet shall limit the number of customers in the store at one time to 5.
2. More than 7,500 and less than 12,000 square feet shall limit the number of customers in the store at one time to 15.
3. More than 12,000 and less than 18,000 square feet shall limit the number of customers in the store at one time to 35.
4. More than 18,000 and less than 40,000 square feet shall limit the number of customers in the store at one time to 45.
5. More than 40,000 and less than 60, 000 square feet shall limit the number of customers in the store at one time to 70.
6. More than 60,000 square feet shall limit the number of customers in the store at one time to 100.

Such retailers shall actively monitor and enforce these limits. Any customer lines outside the store must enforce the six-foot separation requirement between waiting customers and such line areas shall be marked with signage and ground lines designed to impose that distancing.

II. OTHER

All other provisions of Executive Order 28 FY 19/20 remain in effect.

III. EFFECTIVE DATE

This Order takes effect April 10, 2020.

Janet T. Mills
Governor