

## ILLINOIS – COVID-19 – Executive Order 2020-32 – Issued 4/30/20

[CONTINUE STAY AT HOME RESTRICTIONS; LIMITED REOPENINGS]

<https://www2.illinois.gov/Documents/ExecOrders/2020/ExecutiveOrder-2020-32.pdf>

GENERAL TOPIC	SUMMARY	SECTION #
Effective Period	May 1, 2020 through May 30, 2020. Replaces Executive Order 2020-10, which expired April 30, 2020. <b>[Major changes from EO 2020-10 shown in blue.]</b>	
Intent; Failure to Comply	To ensure maximum number of people self-isolate in residences, while enabling essential services to continue, to slow the spread of the virus. When leaving residence, should at all times feasibly possible do Social Distancing. Failure to comply could potentially be charged as reckless conduct misdemeanor. Class A misdemeanor.	§2(16), (17)
Shelter in Place	All individuals currently living in Illinois ordered to shelter in place in their residences. When using “shared or outdoor spaces” must at all times reasonably possible maintain social distancing of at least 6’. May only leave residences for <b>Essential Activities, Essential Gov’t Functions</b> , or to operate <b>Essential Businesses and Operations</b> (defined in §12). But ... people who are sick or at high risk are urged to stay in their home as much as possible except to seek medical care (§6). <b>Must follow Social Distancing Requirements when leave residence.</b>	§2(1), (5) (12)
Face Coverings	<b>-- Individuals who are over two years old and medically able will be required to wear a face-covering or a mask when in public indoor spaces like stores, or any other public place where they can’t maintain a six-foot social distance.</b> <b>-- For essential businesses and those engaged in Minimum Basic Operations, employers required to provide face masks (and where work circumstances require, other PPE) to employees, and to require employees to use face coverings where social distance can’t be maintained at all times.</b> <b>-- Face-covering requirements are also included for essential retail stores (employers shall provide to all employees not able to maintain 6 ft distance all times), non-essential retail stores (employees must wear when they may come within 6 ft of employees or customers), manufacturers (precautions “may include” providing face coverings).</b>	§1(1), (2), (3), (4), §2(15)
Businesses in Illinois - General	All businesses and operations in Illinois, <b>except Essential Businesses and Operations</b> , are required to cease all activities within the State, <b>other than Minimum Basic Operations</b> (see definitions). It is permitted to operate if all employees are working from home. Essential Businesses and Operations are urged to stay open. Must use Social Distancing to extent feasible, including for customers standing in line.	§2(2)

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Reopened Retail Businesses	<p>-- Retail stores not designated as essential businesses and operations may re-open to fulfill telephone and online orders through pick-up outside the store and delivery. Employees must follow social distancing requirements, and wear a face covering when they may come within 6 ft of a customer or employee.</p> <p>-- Greenhouses, garden centers and nurseries, and animal grooming services may re-open (defined as essential businesses)</p>	§1(2), (3), §2(7)
New Provisions for Businesses (including retail, mfg)	<p>-- All businesses must evaluate which employees are able to work from home, and are encouraged to facilitate remote work from home when possible. All businesses that have employees physically reporting to a work-site must post specified notice regarding workplace safety.</p> <p>-- Manufacturers to follow social distancing requirements and take "appropriate precautions" which "may include" providing face coverings to employees, staggered shifts, reducing lines, limiting gathering spaces, downsizing operations if necessary, etc.</p> <p>-- Essential retail businesses will be required to provide face-coverings to all employees who are not able to maintain six-feet of social distancing. Other measures required include: occupancy limits, one-way aisles, signage, discontinue use of reusable bags. Households to limit number of persons entering a store to the minimum number necessary.</p>	§1(2), (4), (5)
Public and Private Gatherings; Public Facilities	All public and private gatherings outside a single living unit are prohibited, except for the limited purposes permitted in §5. Permitted for members of a household or living unit to gather. Any gatherings of more than ten people are prohibited, unless otherwise exempted by the Order. <b>Certain state parks reopened. Fishing and boating in groups of no more than 2 people permitted. Golf is permitted subject to guidelines of the Illinois Dep't of Commerce.</b>	§2(3), (5)(c)
Travel	All travel (including foot, bike, car, public transit, etc) prohibited, <b>except for Essential Travel</b> and <b>Essential Activities</b> . Use Social Distancing on public transit to greatest extent feasible. May travel into or outside of Illinois to maintain <b>Essential Businesses and Operations</b> and <b>Minimum Basic Operations</b> (see definitions).	§2(4)
Exemptions	<p>Certain persons are exempt from the Order: police dep't personnel, fire dep't personnel, emergency management personnel, emergency dispatchers, court personnel, and law enforcement personnel, and others working for or to support Essential Businesses and Operations.</p> <p>Nothing in this Order shall prohibit any person from performing or accessing any <b>Essential Gov't Functions</b> (see definitions).</p>	§2(10)
Businesses Covered	Covered businesses include any for-profit, non-profit, or educational entities, regardless of the nature of the service, the function it performs, or its corporate or entity structure.	§2(11)

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DEFINITIONS (Summary)		
Essential Activities – See full definition	<ul style="list-style-type: none"> <li>Activities essential to health and safety (and of family, household members, pets), such as medical visits, obtaining medical supplies, or obtaining supplies needed to work from home.</li> <li>Obtain necessary supplies/services for selves, family and household members, or to deliver those to others, such as food, household consumer products, and products necessary for safety, sanitation and essential operation of residence</li> <li>Engage in outdoor activity (using Social Distancing), such as walking, running, hiking</li> <li>Perform work providing essential products/services at an Essential Business or Operations, or otherwise carry out activities permitted in this Order</li> <li>Care for a family member or pet in another household</li> </ul>	§2(5)
Essential Gov't Functions – See full definition	All services provided by the State or any municipal, township, county, subdivision or agency of the government and needed to ensure the operation of gov't agencies and provide for health, safety, and welfare of the public, and all agencies that provide for health, safety and welfare of the public.	§2(10)
Essential Businesses and Operations – See full definition	<ul style="list-style-type: none"> <li>Healthcare and Public Health Operations (see §7). Includes vets, dentists, mental health, cannabis) (Does not include fitness or exercise gyms, spas, salons, etc.)</li> <li>Human Services Operations (see § 8). Includes long-term care facilities, all entities licensed under Child Care Act except day care centers, day care homes, ground day care homes, etc.</li> <li>Essential Government Functions</li> <li>Essential Infrastructure (see §9). Includes construction, utilities, etc.</li> <li>Grocery stores, food stores, pet supply, household consumer products (such as cleaning and personal care products), etc. (see §12a)</li> <li>Businesses and organizations providing food, shelter, services to the economically disadvantaged</li> <li>Media</li> <li>Gas stations, auto supply, auto repair, etc.</li> <li>Banks and related financial institutions</li> <li>Hardware stores</li> <li>Plumbers, electricians, exterminators, and other service providers who provide services necessary for maintaining safety, sanitation, and essential operation of residences, Essential Activities, and Essential Businesses and Operations</li> <li>Mailing and shipping services</li> <li>Educational institutions – for purposes of distance learning and other essential functions (requires Social Distancing to greatest extent possible)</li> <li>Laundromats, dry cleaners, laundry services</li> <li>Restaurants and other facilities that prepare and serve food– food for delivery or carry out only. Special requirements for schools and other facilities that typically provide free food</li> </ul>	§2(12)

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	<ul style="list-style-type: none"> <li>• Businesses that supply products needed for working at home</li> <li>• Businesses that sell, manufacture, or supply other Essential Businesses and Operations with support or materials necessary to operate</li> <li>• Airlines, taxis, other private transportation necessary for Essential Activities and other activities permitted by the Order</li> <li>• Home based care for seniors, adults, or children</li> <li>• Residential facilities/shelters for seniors, adults or children</li> <li>• Professional services (e.g. legal, accounting, etc.),</li> <li>• Childcare facilities providing services enabling employees to work as permitted by this Order. Specific requirements apply to childcare facilities.</li> <li>• <b>Greenhouses, garden centers and nurseries, and animal grooming services may re-open (defined as essential businesses)</b></li> </ul>	
Minimum Basic Operations	<ul style="list-style-type: none"> <li>• Minimum necessary operations to maintain the value of inventory, ensure security, process payroll and employee benefits, or related functions</li> <li>• Minimum necessary operations to facilitate employees being able to work from home</li> <li>• Must comply with Social Distancing</li> </ul>	§2(13)
Essential Travel	<ul style="list-style-type: none"> <li>• Travel related to provision of or access to Essential Activities, Essential Gov't Functions, Essential Businesses and Operations, or Minimum Basic Operations</li> <li>• Travel to care for elderly, minors, dependents, persons with disabilities, or other vulnerable persons</li> <li>• Travel to/from educational institutions for receiving distance learning materials, meals, and other related services</li> <li>• Travel to return to a place of residence from outside Illinois</li> <li>• Travel required by law enforcement or court order</li> <li>• Travel required for non-residents to return to their place of residence outside Illinois</li> <li>• Must comply with Social Distancing</li> </ul>	§2(14)
Social Distancing Requirements	<ul style="list-style-type: none"> <li>• Maintain at least 6' distance</li> <li>• Washing hands for at least 20 secs with soap and water as frequently as possible, or use hand sanitizer</li> <li>• Covering cough (into elbow or sleeve, not hands)</li> <li>• Regularly cleaning high touch surfaces</li> <li>• No shaking hands</li> <li>• Essential Businesses and Operations and businesses engaged in Minimum Basic Operations must where possible designate six-foot areas to indicate appropriate distances, provide hand sanitizer, and separate operating hours for elderly and vulnerable customers.</li> </ul>	§2(15)
Residences	Deemed to include hotels, motels, shared units, and similar facilities	§2(1)

**DISCLAIMER:** This information is provided for convenience only, and should not be relied upon in making decisions for your business. As this is a rapidly changing area, reference should always be made to the official order and related interpretative guidance. If you have specific questions about how any particular

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*jurisdiction's Order affects your business, or other COVID-19 topics, please contact a member of the Holland & Knight's COVID-19 Response Team – State and Local Orders and Regulations.*

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