



# Survey of Executive Orders Related to COVID-19 and Impact on Construction Activities

This document is organized alphabetically by state, then by any local orders in each state. Clicking on the name of an order in the “Link to Order” column will open the corresponding webpage.

A comprehensive, up-to-date listing of all executive orders issued by state governments is available at: <https://web.csg.org/covid19/executive-orders/>

*This material is for informational purposes only. The material is general and is not intended to be legal advice. It should not be relied upon or used without consulting a lawyer to consider your specific circumstances, possible changes to applicable laws, applicable CBAs, prime contracts, subcontracts, rules and regulations and other legal issues. Receipt of this material does not establish an attorney-client relationship.*

State or Local Entity	Link to Order	Impact On:				Social Distancing Requirements	Preemption
		Construction	Trades	Professional Services	Unions		
Alabama	Alabama Executive Order	On March 13, Governor Ivey declared a state of emergency. Effective March 28, Governor Ivey ordered all non-essential businesses closed. Construction activities are not included in the list of non-essential businesses that must close.					Jefferson and Mobile County Health Officers may enact more stringent requirements.

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Alaska	Alaska Health Mandate 010	<p>On March 23, Governor Dunleavy ordered all people arriving in Alaska to self-quarantine for 14 days. Businesses and employees of "critical infrastructure" are exempt. Businesses in "critical infrastructure" must submit a plan outlining how they will avoid the spread of COVID-19. Businesses providing any services or performing any work necessary to the operations and maintenance of "Essential Infrastructure," including but not limited to public work construction and construction of housing, are "critical infrastructure."</p>	<p>"Plumbers, electricians, exterminators, and other service providers who provide services that are necessary to maintaining the safety, sanitation, and essential operation of residences, Essential Activities, and Essential Businesses" are considered "critical infrastructure."</p>	<p>"Professional services, such as legal or accounting services, when necessary to assist in compliance with legally-mandated activities" are considered "critical infrastructure."</p>			<p>"This Mandate supersedes any local government travel restrictions."</p>

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Arizona	Arizona Executive Order No. 2020-12	On March 23, Governor Ducey issued an executive order protecting certain essential businesses. The Order defines essential infrastructure operations to include construction (including, but not limited to, construction required in response to this public health emergency, hospital construction, construction of long-term care facilities, public works construction, and housing construction).	Essential work further includes critical trades including Building and Construction Tradesmen and Tradeswomen and other trades including but not limited to plumbers, electricians, HVAC, and painting.				No county, city or town may make or issue any order, rule or regulation that restricts or prohibits any person from performing any function designated by either the Governor, the Director of the Arizona Department of Health Services, or the Division of Emergency Management as an essential function during the COVID-19 public health emergency.
	Arizona EO 2020-18	On March 30, 2020, Governor Ducey issued Executive Order 2020-18 requiring citizens to stay home. This Order references the essential business designations in Executive Order 2020-12.					

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Arkansas		As of March 31, Arkansas had not yet promulgated any rules limiting construction activities.					

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California	California Executive Order No. N-25-20	On March 19, Governor Newsom ordered all California residents to stay home “except as needed to maintain continuity of operations of the federal critical infrastructure sectors.” Additional sectors may be designated by the State Public Health Officer as “critical.”	“Workers such as plumbers, electricians, exterminators, and other service providers who provide services that are necessary to maintaining the safety, sanitation, construction material sources, and essential operation of construction sites and construction projects (including those that support such projects to ensure the availability of needed facilities, transportation, energy and communications; and support to ensure the effective removal, storage, and disposal of solid waste and hazardous waste)” are exempt.	“Professional services, such as legal or accounting services, when necessary to assist in compliance with legally mandated activities and critical sector services” are exempt.			On March 12, Governor Newsom ordered all residents to heed any orders and guidance of state and local public health officials. The State of California website confirms that localities can be more restrictive than the State order.
	California Executive Order No. N-33-20	On March 22, the State Public Health Officer issued a list of “Essential Critical Infrastructure Workers.”					
	California Essential Critical Infrastructure Workers	“Construction workers who support the construction, operation, inspection, and maintenance of construction sites and construction projects (Including housing construction)” are exempt.					

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* <i>Los Angeles</i>	Los Angeles County Health Dept Order	On March 21, Los Angeles County Health Officer Davis ordered all businesses to cease in-person operations and close to the public, unless the business is defined as an “Essential Business.” “Essential Businesses” must still follow social distancing requirements. “Essential Businesses” include “Construction Workers who support the construction, operation, inspection, and maintenance of construction sites and construction projects (including housing construction).”	“Plumbers, electricians, exterminators, custodial/janitorial workers, handyman services, funeral home workers and morticians, moving services, HVAC installers, carpenters, vegetation services, tree maintenance, landscapers, gardeners, property managers, private security personnel and other service providers who provide services to maintain the safety, sanitation, and essential operation to properties and other Essential Businesses” are exempt.	“Professional services, such as legal, payroll or accounting services, when necessary to assist in compliance with legally mandated activities, and the permitting, inspection, construction, transfer and recording of ownership of housing, including residential and commercial real estate and anything incidental thereto” are exempt.		Essential Businesses must enforce social distancing measures by requiring members of the public to be separated by at least six feet from others, provide access to hand washing facilities or to hand sanitizer, post signage at public entries instructing members of the public not to enter if they are experiencing symptoms, and adhere to communicable disease control recommendations provided by the Los Angeles County Department of Public Health.	The county’s order was revised to comply with the state executive order. The order incorporates the state executive order by reference. It also contains a severability clause.

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* <i>San Francisco</i>	San Francisco Dept of Health Order No. C19-07	<p>On March 16, City and County of San Francisco Health Officer Aragon ordered all residents to stay at home “except for certain essential activities and work to provide essential business and government services or perform essential public infrastructure construction, including housing.”</p> <p>Individual may leave their residence to provide any services or perform any work necessary to the operations and maintenance of “Essential Infrastructure,” including, but not limited to, public works construction and construction of housing. Those individuals must still comply with Social Distancing Requirements to the extent possible.</p> <p>All Essential Businesses must comply with Social Distancing Requirements to the greatest extent feasible.</p>	<p>“Essential Businesses” include “plumbers, electricians, exterminators, and other service providers who provide services that are necessary to maintaining the safety, sanitation, and essential operation of residences, Essential Activities, and Essential Businesses.”</p>	<p>“Essential Businesses” include “professional services, such as legal or accounting services, when necessary to assist in compliance with legally mandated activities.”</p>		<p>“Essential Businesses” include “professional services, such as legal or accounting services, when necessary to assist in compliance with legally mandated activities.”</p>	<p>The order includes a severability clause.</p>

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Colorado	<p>Colorado Executive Order No. D 2020 017</p> <p>Updated Colorado Dept of Public Health Order No. 20-24</p>	<p>On March 25, Governor Polis ordered all businesses closed except as necessary to engage in minimum basic operations. CDPHE issued an updated order clarifying the requirements for “Critical Businesses” on March 26.</p> <p>“Critical Businesses” are exempt but are required to comply with “Social Distancing Requirements” to the greatest extent possible. “Critical Businesses” include construction and construction for “Housing and housing for low-income and vulnerable people.”</p>	<p>“Skilled trades such as electricians, plumbers” are “Critical Businesses.”</p>		<p>“Other related firms and professionals who provide services necessary to maintain the safety, sanitation, and critical operation of residences, and other essential services” are “Critical Businesses.”</p>	<p>Critical Businesses must comply with the guidance and directives for maintaining a clean and safe work environment issued by the Colorado Department of Public Health and Environment (CDPHE) and any applicable local health department. “Social Distancing Requirements” means maintaining at least a six-foot distance from other individuals, washing hands with soap and water for at least twenty seconds as frequently as possible or using hand sanitizer, covering coughs or sneezes (into the sleeve or elbow, not hands), regularly cleaning high-touch surfaces, and not shaking hands.”</p>	<p>Local public health authorities may issue more protective orders.</p>



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* <i>Denver</i>	City and County of Denver Stay at Home Order	<p>On March 23, Mayor Hancock ordered that all individuals anywhere in the City and County of Denver must shelter in place except for certain essential activities and work to provide essential business and government services or perform essential public infrastructure construction, including housing.</p> <p>“Construction operations and projects, including commercial and residential construction . . . , government construction for public infrastructure and facilities, construction necessary to support or maintain the operation of any Essential Business, and renovation or restoration construction services” are considered “Essential Infrastructure.”</p>	<p>“Skilled trades such as electricians and plumbers” are “Essential Infrastructure.”</p>	<p>“Other related firms and professionals who provide services necessary to maintain the safety, sanitation, and essential operation of residences” are “Essential Infrastructure.”</p>		<p>“Construction businesses must develop and strictly implement written Physical Distancing protocols.”</p>	<p>The Order shall continue until it is extended, rescinded, superseded, or amended in writing by the Executive Director of the Department of Public Health &amp; Environment. The provisions of this Order are severable.</p>

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Connecticut	<p>CISA Guidelines (Updated 3.28)</p> <p>Connecticut Executive Order No 7H</p>	<p>Governor declared a state of emergency on March 10. On March 22, Governor Lamont issued an executive “stay at home” order with the exception of certain critical infrastructure sectors. The Order also incorporates by reference the CISA guidelines and attaches the guidelines from March 28. Updated CISA guidelines include expansive definitions of construction workers supporting the energy sector, including essential support personnel for electricity operations, workers at renewable energy infrastructure (including wind, solar hydroelectric, etc.), workers supporting new and existing pipeline construction, and workers who support the operation, inspection, and maintenance of essential public works facilities and operations.</p>	<p>Updated CISA Guidelines also include workers such as plumbers, electricians, HVAC technicians, exterminators, and other service providers who provide services that are necessary to maintaining the safety, sanitation, and essential operation of residences, businesses and buildings such as hospitals, senior living facilities, any temporary construction required to support COVID-19 response.</p>	<p>Engineers in some sectors are considered essential.</p>		<p>Must comply with social distancing requirements, but not clearly defined.</p>	

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Delaware	<p>Delaware Executive Order</p> <p>CISA Guidelines (Updated 3.28)</p>	<p>Governor declared a state of emergency on March 12. On March 22, Governor Carney issued an executive order closing non-essential businesses. The Order also incorporates by reference the CISA guidelines and attaches the guidelines from March 28. Updated CISA guidelines include expansive definitions of construction workers supporting the energy sector, including essential support personnel for electricity operations, workers at renewable energy infrastructure (including wind, solar hydroelectric, etc.), workers supporting new and existing pipeline construction, and workers who support the operation, inspection, and maintenance of essential public works facilities and operations.</p>	<p>Updated CISA Guidelines also include workers such as plumbers, electricians, HVAC technicians, exterminators, and other service providers who provide services that are necessary to maintaining the safety, sanitation, and essential operation of residences, businesses and buildings such as hospitals, senior living facilities, any temporary construction required to support COVID-19 response.</p>	<p>Engineers in some sectors are considered essential.</p>		<p>Must follow Social Distancing guidelines including, but not limited to: Separate sick employees from other individuals immediately; Prohibit employees who have been told they must be isolated or quarantined from on-premises work until cleared by DPH or a medical professional; Hand wash with warm water and soap when entering and leaving worksite; Have hand sanitizer or handwashing stations readily available for all employees throughout the day; Enforce cough and sneeze hygiene; Follow all State and CDC guidelines and recommendations for social distancing, especially that there must be 6 feet of space between employees at all times (the exception being healthcare workers using appropriate PPE); Follow all State and CDC guidelines and recommendations for environmental cleaning; Teleworking must be maximized; etc.</p>	

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District of Columbia	District of Columbia Order	On March 24, Mayor Bowser issued an Order closing non-essential businesses and prohibiting large gatherings. Essential businesses permitted to remain open include construction and building trades.	Essential trades include plumbers, pipefitters, steamfitters, electricians, boilermakers, roofers, carpenters, bricklayers, welders, and related distributors.			Essential businesses that remain open shall comply with social distancing requirements including separating staff by off-setting shift hours or days and maintaining a separation of at least 6 feet among and between employees and members of the public, including when any customers, clients, or patients are standing in line or sitting in a waiting room, to the maximum extent possible, separating shifts. They should also take all reasonable steps for employees to work remotely.	
	DC Stay at Home Order	On March 30, 2020, Mayor Bowser issued an Order (2020-054) ordering residents to stay at home. The Order incorporates the provisions of the previous non-essential business order (2020-053).				At any time, the Department of Consumer and Regulatory Affairs may request and an Essential Business must provide, its plans for complying with the requirement to minimize person-to-person contact and achieve to the greatest extent feasible, Social Distancing. Any Essential Business that remains open to the public with an expected occupancy or attendance of more than 10 people shall promptly and conspicuously post in the building or facility a copy of the requirements for social distancing found on the coronavirus.dc.gov website as may be amended from time to time by the District of Columbia Department of Health (DC Health).	

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Florida	*** County/City Specific***	Governor declared a state of emergency on March 1, 2020. The Miami-Dade, Broward, Palm Beach, and Monroe Counties as well as Orlando Executive Order lists construction on open project sites as an essential activity.		The Miami-Dade, Broward, Palm Beach, and Monroe Counties as well as Orlando have determined architects and engineers are essential business operations.			On March 12, Governor Newsom ordered all residents to heed any orders and guidance of state and local public health officials. The State of California website confirms that localities can be more restrictive than the State order.

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Georgia	<p>Georgia Order Limiting Gatherings</p> <p>Administrative Order - Georgia Dept. of Public Health</p>	<p>On March 14, Governor Kemp's office declared a state of emergency. Effective March 24, Governor Kemp's office ordered shelter in place only for medically vulnerable, and required closure of all bars and nightclubs. The Order authorized the Dept. of Public Health to develop rules necessary to effectuate social distancing and self isolation requirements issued in the Order. The Order is silent with respect to defining any essential business activities. Effective March 28, the Georgia Dept. of Public Health issued a Stay at Home order requiring only those persons at "High Risk" to shelter in place unless participating in necessary travel or essential services. High Risk is defined as (1) persons residing in long-term care facilities, (2) persons with chronic lung diseases, and (3) persons who are immunocompromised (i.e. undergoing cancer treatment). Nothing in the DPH's order precludes activities or services for non-at risk persons.</p>				<p>Businesses and corporations shall implement measures which mitigate the spread and exposure of COVID-19 among its workforce, including (1) screening and evaluating workers who exhibit symptoms of illness, (2) requiring workers who exhibit signs of illness to not report to work or seek medical attention, (3) enhancing sanitation of the workplace, (4) requiring hand washing or sanitation by workers, (5) providing personal protective equipment as available and appropriate to the function and location of the worker. Strict adherence to the 6-foot rule between persons in groups of 10 or more.</p>	

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*Atlanta	Atlanta Stay at Home Order 2020-22 (Reissued)	Effective March 24, Mayor Blossoms issued an Executive Order requiring Atlanta residents to stay at home unless such resident is leaving to engage in an Essential Business and Activity. Exempted from the Stay at Home Order is Essential Infrastructure, which includes construction. The March 24 Order was re-issued effective March 27 to clarify other Essential Business operations. No changes were made to construction services.	Essential Business also includes Plumbers, electricians, exterminators, and other service providers who provide services that are necessary to maintaining the safety, sanitation, and essential operation of residences, Essential Activities, and Essential Businesses.			The Order mentions multiple times Social Distancing Requirements but never defines them beyond a 6-foot rule.	

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Hawaii	Hawaii Stay at Home Proclamation	<p>Effective March 25, Governor Ige's office issued a third supplement to the March 4, 2020 state of emergency proclamation, requiring all non-essential businesses cease operations. The Order explicitly exempts critical trades, including building and construction tradesmen and tradeswomen. The Order also incorporates by reference and exempts all business operations identified as critical by CISA and the Director of the Hawaii Emergency Management Agency (HIEMA).</p>	<p>The supplement also exempts other trades, including but not limited to plumbers, electricians, exterminators, cleaning and janitorial staff for commercial and governmental properties, security staff, operating engineers, HVAC, painting, moving and relocation services, and other service providers who provide services that are necessary to maintaining the safety, sanitation, and essential operation of residences, essential activities, and essential businesses and operations.</p>		<p>The supplement also exempts Labor Union essential activities, including the administration of health and welfare funds and personnel checking on the 6 of 8 well-being and safety of members providing services in essential businesses and operations – provided that these checks should be done remotely where possible.</p>	<p>All essential businesses and operations must still exercise social distancing requirements of (1) six-foot distance, (2) hand sanitizer and sanitizing products readily available, (3) separate operating hours for high risk populations, and (4) online and remote access.</p>	



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Idaho	Idaho Stay at Home Order	On March 25, 2020, the Idaho Dept. of Health and Welfare issued a state-wide Order to self isolate. Gatherings outside the home are prohibited except for essential business operations. Public works construction, commercial construction and the transfer and selling thereof, housing construction and utilities are all exempted from the Order and considered Essential Infrastructure.	The Order also exempts essential businesses, including plumbers, electricians, exterminators, cleaning and janitorial staff for commercial and governmental properties, security staff, operating engineers, HVAC, painting, moving and relocation services, and other service providers who provide services that are necessary to maintaining the safety, sanitation, and essential operation of residences, essential activities, and essential businesses and operations.			Social Distancing Requirements include (1) maintaining 6-foot distancing from other individuals, (2) washing hands with soap and water for at least 20 seconds as frequently as possible or using hand sanitizer, (3) covering coughs or sneezes (into sleeve or elbow, not hands), (4) regularly cleaning high-touch surfaces, (5) not shaking hands.	

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Illinois	Illinois Executive Order 20-10	Governor Pritzker declared a state of emergency on March 9. On March 20, Governor Pritzker issued an executive “stay at home” order with the exception of certain Essential Business and Operations, which includes Essential Infrastructure. The Order defines Essential Infrastructure operations to include construction (including, but not limited to, construction required in response to this public health emergency, hospital construction, construction of long-term care facilities, public works construction, and housing construction).	Essential Business and Operations further includes critical trades including Building and Construction Tradesmen and Tradeswomen and other trades including but not limited to plumbers, electricians, security staff, operating engineers, HVAC, and painters.	Professional Services are also considered Essential Business and Operations, including but not limited to, legal services and real estate services.	Critical Labor Union essential activities including the administration of health and welfare funds and personnel checking on the well-being and safety of members are considered Essential Business and Operations, which appears to limit the ability of labor unions to work during this time.	Social Distancing Requirements must be complied with and include, but are not limited to: 1) Designating with signage, tape, or other means six-foot spacing for employees and customers in line; 2) having hand sanitizer readily available for employees and customers; 3) implementing separate operating hours for elderly and vulnerable customers; and 4) posting online whether a facility is open and how best to reach the facility and continue services by phone or remotely.	

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Indiana	Indiana Executive Order 20-08	Governor declared a state of emergency on March 6. On March 23, Governor Holcomb issued an executive “stay at home” order with the exception of certain Essential Business and Operations, which includes Essential Infrastructure. The Order defines Essential Infrastructure operations to include construction (including, but not limited to, construction required in response to this public health emergency, hospital construction, construction of long-term care facilities, public works construction, school construction, essential business construction, and housing construction).	Essential Business and Operations further includes critical trades including Building, construction, and other trades including but not limited to plumbers, electricians, security staff, operating engineers, HVAC, and painters.	Professional Services are also considered Essential Business and Operations, including but not limited to, legal services and real estate services.	Critical Labor Union essential activities including the administration of health and welfare funds and personnel checking on the well-being and safety of members are considered Essential Business and Operations, which appears to limit the ability of labor unions to work during this time.	Social Distancing Requirements must be complied with and include, but are not limited to: 1) Designating with signage, tape, or other means six-foot spacing for employees and customers in line; 2) having hand sanitizer readily available for employees and customers; 3) implementing separate operating hours for elderly and vulnerable customers; and 4) posting online whether a facility is open and how best to reach the facility and continue services by phone or remotely.	
* Indianapolis		On March 23, the Mayor of Indianapolis issued an order that mirrors the Governor’s Executive Order in aspects relating to the construction industry.					

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Iowa		On March 9, Governor Reynolds declared a state of emergency. As of March 31, Iowa had not yet promulgated any rules limiting construction activities.					

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Kentucky	Kentucky Executive Order No. 2020-215	On March 17, Governor Beshear signed an executive order closing all public-facing businesses. The Governor specified that construction activities may continue, but to the extent practicable, must implement social distancing. All businesses that remain open are to post the sign attached to the Governor's order.				To the extent practicable, construction activities must maintain 6-foot distancing, ensure employees maintain hygiene practices, including handwashing, ensure that employees who are sick remain at home, and regularly cleaning and disinfecting frequently touched objects and surfaces. All businesses that remain open are to post the sign attached to the Governor's order.	

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Louisiana	Louisiana Proclamation No. 33 JBE 2020	On March 22, Governor Edwards signed an executive order for all individuals to stay at home unless performing an essential activity, as guided by the U.S. Department of Homeland Security, Cybersecurity & Infrastructure Security Agency. The governor issued further guidance on the meaning of “essential”, including the following as essential: “Construction, including, but not limited to, construction required in response to this public health emergency, hospital construction, construction of long-term care facilities, public works construction, and housing construction.” The Order also references as guidance the CISA guidelines and attaches the guidelines from March 28. Updated CISA guidelines include expansive definitions of construction workers supporting the energy sector, including essential support personnel for electricity operations, workers at renewable energy infrastructure (including wind, solar hydroelectric, etc.), workers supporting new and existing pipeline construction, and workers who support the operation, inspection, and maintenance of essential public works facilities and operations.	“Essential” business includes “Electrical, including power generation, distribution, and production of raw materials.” Essential business also includes “critical trades” including but not limited to: plumbers, electricians, operating engineers, HVAC, and painting. Also, hardware stores and businesses that sell electrical, plumbing, and heating material may continue to operate. Manufacturing companies, distributors, and supply chain companies producing and supplying essential products and services in and for construction industries may continue.	The Governor’s guidance on “essential” business allows the work of “construction engineers” to continue.			

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*New Orleans		On March 16, Mayor Cantrell signed Proclamation #2020.02602 closing certain businesses and ordering residents to stay at home. According to guidance on the proclamation, businesses necessary for required construction and/or infrastructure projects may continue operations.	Any other service providers who provide services that are necessary to maintaining the safety, sanitation, and essential operation of businesses or residences (e.g., plumbers, electricians, exterminators, security personnel) are also exempted.				

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<p><b>Maine</b></p>	<p>Essential Business Operation Definitions in Maine</p> <p>Maine Order Regarding Essential Business Activity 28 FY19/20</p> <p>CISA Guidelines (Updated 3.28)</p>	<p>Effective March 25, Governor Mills' office issued an order requiring all non-essential businesses to cease operations. Essential Business and Operations, including construction and maintenance of essential infrastructure, essential home repair, and all utilities are exempt from the Order and set forth in Maine's clarifying definition sheet. On March 31, a new Order (28FY 19/20) was issued effective April 2, which further restricts the amount of customers essential businesses may have on premises, prohibiting public transportation use unless essential, and extending the March 24 Order through April. The Order also incorporates by reference the CISA guidelines and attaches the guidelines. The updated CISA guidelines include expansive definitions of construction workers supporting the energy sector, including essential support personnel for electricity operations, workers at renewable energy infrastructure (including wind, solar hydroelectric, etc.), workers supporting new and existing pipeline construction, and workers who support the operation, inspection, and maintenance of essential public works facilities and operations.</p>	<p>Updated CISA Guidelines also include workers such as plumbers, electricians, HVAC technicians, exterminators, and other service providers who provide services that are necessary to maintaining the safety, sanitation, and essential operation of residences, businesses and buildings such as hospitals, senior living facilities, any temporary construction required to support COVID-19 response.</p>			<p>Social Distancing Requirements apply more to "big box" department stores, however, and the 28FY 19/20 Order restricts essential retail stores to a certain amount of customers in the store at one time based on the retail space's square footage. additionally, businesses must actively enforce social distancing requirements in and around their facilities, including (1) designate with signage, tape or other means 6-foot spacing for employees and customers in lines; (2) have hand sanitizer and sanitizing products readily available for employees and customers; (3) implement separate operating hours for elderly and vulnerable customers; (4) post online whether a facility is open and how best to reach the facility and continue services by phone or remotely.</p>	<p>Order 28 FY19/20 issued on March 31 preempts all local ordinances and or emergency order that is less restrictive than it.</p>



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Maryland	<p>Maryland Executive Order No. 20-03-30-01</p> <p>CISA Guidance on Essential Critical Infrastructure</p>	<p>Effective March 30, Governor Hogan ordered all individuals living in the state to stay home and all non-essential businesses closed. An essential business is one that is part of the critical infrastructure sectors identified by the U.S. Department of Homeland Security's Cybersecurity and Infrastructure Security Agency.</p>					<p>The effect of any statute, rule, or regulation of an agency of the State or a political subdivision inconsistent with the order is superseded.</p>

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Massachusetts	Massachusetts COVID-19 Executive Order No. 13	Governor declared a state of emergency on March 10. On March 23, Governor issued an executive order with the exception of certain Essential Services, which includes construction workers who support the construction, operation, inspection, and maintenance of construction sites and construction projects (including housing construction).	Essential Services include trades including but not limited to plumbers, electricians, inspectors, and other service providers who provide services that are necessary to maintaining the safety, sanitation, and essential operation of residences, construction sites and projects, and needed facilities.			Must follow social distancing guidelines.	This Order supersedes and makes inoperative any order or rule issued by a municipality that will or might in any way impede or interfere with the achievement of the objectives of this Order (i.e., this supersedes the Mayor of Boston's Order).
<i>*Boston</i>	Boston Temporary Guidance	On March 17, the Mayor ordered all construction to cease for two weeks, except for emergency roadway and gas projects.					Despite the state's executive order that local government orders will not preempt the state order, the Mayor of Boston has since reiterated that construction will remain shut down.

State or Local Entity	Link to Order	Impact On:				Social Distancing Requirements	Preemption
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Michigan	<p>Michigan Order Suspending Activity Not Necessary to Protect Life (No. 2020-21)</p> <p>CISA Guidance on Essential Critical Infrastructure (Updated 03.28)</p>	<p>Effective March 24, Governor Whitmer’s office issued an order suspending activities that are not necessary to sustain or protect life. The Order is silent on construction and exempts only “Critical Infrastructure Workers”, defined by the Cybersecurity &amp; Infrastructure Agency’s Office (CISA) in the Department of Homeland Security, are exempt from the Order. The updated CISA guidelines provide expansive definitions of construction workers supporting the energy sector, including essential support personnel for electricity operations, workers at renewable energy infrastructure (including wind, solar hydroelectric, etc.), workers supporting new and existing pipeline construction, and workers who support the operation, inspection, and maintenance of essential public works facilities and operations. Additionally, Employers must notify in writing employees who are necessary to conduct minimum basic operations, and those whose in-person presence is necessary before April 1 - such notification can be email or on website, or made verbally to employee.</p>	<p>The CISA Guidelines have been updated since the Order. The updated CISA Guidelines also include workers such as plumbers, electricians, HVAC technicians, exterminators, and other service providers who provide services that are necessary to maintaining the safety, sanitation, and essential operation of residences, businesses and buildings such as hospitals, senior living facilities, any temporary construction required to support COVID-19 response.</p>		<p>Workers who perform critical labor union functions, including those who administer health and welfare funds and those who monitor the well-being and safety of union members who are critical infrastructure workers, provided that any administration or monitoring should be done by telephone or remotely where possible.</p>	<p>Businesses and operations maintaining in-person activities must adopt social distancing practices, including (1) restricting number of workers present on premises necessary to perform critical infrastructure functions (2) promoting remote work (3) six feet social distancing (4) increasing cleaning and disinfection of facilities (5) adopting policies to prevent workers from entering the premises if they display symptoms or have had contact with a person who is known or suspected to have COVID-19, and (6) any other CDC recommended measures.</p>	

State or Local Entity	Link to Order	Impact On:				Social Distancing Requirements	Preemption
		Construction	Trades	Professional Services	Unions		
Minnesota	Minnesota EO 20-20	<p>On March 25, Governor Walz issued Executive Order 20-20 directing all residents to stay-at-home. Businesses that are exempted and may continue operations include construction and critical trades.</p>	<p>Exempted businesses also include skilled trades such as electricians, plumbers, HVAC and elevator technicians, and other related construction of all kind. Also exempted are workers supporting building code enforcement necessary to maintain public safety and health of essential infrastructure and any construction as required in response to the COVID-19 peacetime emergency including but not limited to construction of health care facilities and essential businesses and services, or construction as required for emergency repairs and safety purposes.</p>	<p>The “Critical Sector Descriptions” allows “workers supporting construction of all kind.”</p>		<p>Allowed activities and work performed, to the maximum extent possible, be conducted in a manner that adheres to Minnesota Occupational Safety and Health Standards and the Minnesota Department of Health and CDC Guidelines related to COVID-19, including social distancing and hygiene.</p>	

State or Local Entity	Link to Order	Impact On:				Social Distancing Requirements	Preemption
		Construction	Trades	Professional Services	Unions		
Mississippi	<p>Shelter In Place - Lauderdale County - No. 1465</p> <p>Supplement to Executive Order No. 1463</p> <p>Executive Order No. 1463</p>	<p>On March 24, Governor Reeves ordered that all residents must avoid gatherings of more than 10 people that are non-essential. "Construction and construction related services including building and construction, lumber, building materials and hardware, electricians, plumbers, exterminators, cleaning and janitorial, HVACR and water heating industry, painting, moving and relocating services, other skilled trades, and other related construction firms and professionals for maintaining essential infrastructure" are exempt. On March 26, Governor Reeves' office issued a clarification and Supplement to Order 1463 clarifying essential services. Construction remains essential. On March 31, Governor Reeves issued a shelter-in-place order only for residents in Lauderdale County. The Shelter in Place Order allows all Essential Business Operations identified in Order 1463 to remain open at such level as necessary to provide essential services and functions.</p>	<p>Electricians are exempt.</p>	<p>Construction professionals are exempt.</p>		<p>Essential businesses must still take reasonable measures to comply with the CDC and Mississippi Department of Health recommendations and guidance to prevent the spread of COVID-19.</p>	<p>The March 26 Supplement expressly provides that no governing body, agency or political subdivision of the State shall adopt any measures that are less restrictive than the provisions of the Executive Order 1463, nor shall any measures impose restrictions that prevent Essential Business or Operations from being performed during this state of emergency as identified in Order 1463.</p>

State or Local Entity	Link to Order	Impact On:				Social Distancing Requirements	Preemption
		Construction	Trades	Professional Services	Unions		
Missouri	Link to Governor Parson's 2020 Executive Orders	On March 13, 2020, Governor Parson's office declared a state of emergency in Missouri. As of March 31, the state of Missouri had not yet promulgated any rules limiting construction activities					
* St. Louis	St. Louis County Stay at Home Order (Amended 03.28)  St. Louis (City) - Stay at Home Order No. 5	The City and County of St. Louis issued orders requiring the cessation of all non-essential activities effective March 23, 2020. In the City's Order, Construction is exempt from the requirement to stop. For the County's Order, activities on open construction sites are considered essential. Thus, if the work cannot be tied to an existing open construction project, the construction work would not be considered essential, and would be prohibited by the St. Louis County order. The County's order was amended effective March 28 by adding exempted business operations. Nothing in the amended County Order changed construction requirements.	In the County Order, Essential Businesses include Plumbers, electricians, exterminators, and other service providers who provide services that are necessary to maintaining the safety, sanitation, communication, and essential operations of residences, healthcare operations Essential Infrastructure, Essential Government Services, Essential Activities, or other Essential Businesses. The City's Order is silent on Trades.			"Social Distancing Requirements" means maintaining at least six-foot social distancing from other individuals, washing hands with soap and water for at least twenty seconds as frequently as possible or using hand sanitizer with more than 60% alcohol, covering coughs or sneezes with something other than hands, , regularly cleaning high-touch surfaces, and not shaking hands.	

State or Local Entity	Link to Order	Impact On:				Social Distancing Requirements	Preemption
		Construction	Trades	Professional Services	Unions		
* <i>Kansas City</i>	Kansas City Stay at Home Order	On March 21, Mayor Quinton Lucas issued an order requiring all “Non-Essential Operations” and in-person operations to cease. Essential business and operations encompasses “Essential Infrastructure” included public works construction, construction of housing, airport operation, water, sewer, gas, electrical, oil refining, railroad and rail systems, roads and highways, public transportation (including the provision of essential infrastructure for computing services, business infrastructure, communications, and web-based services), provided that they carry out those services or that work in compliance with Social Distancing Requirements...to the extent possible.”	“Essential Businesses” includes Plumbers, electricians, exterminators, and other service providers who provide services that are necessary to maintaining the safety, sanitation, and essential operation of residences, Essential Activities, and Essential Businesses.			“Social Distancing Requirements” includes maintaining at least six-foot social distancing from other individuals, washing hands with soap and water for at least twenty seconds as frequently as possible or using hand sanitizer, regularly cleaning high-touch surfaces, and not shaking hands.	

State or Local Entity	Link to Order	Impact On:				Social Distancing Requirements	Preemption
		Construction	Trades	Professional Services	Unions		
Montana	<p>Montana Stay at Home Order</p> <p>CISA</p>	<p>Governor Bullock declared a state of emergency on March 12. Effective March 28, Governor Bullock ordered all individual to stay at home and ordered all businesses closed except Essential Businesses and Operations. Essential Infrastructure includes “construction (including, but not limited to construction required in response to this public health emergency, hospital construction, construction of long-term care facilities, public works construction, and housing construction).” The list of Essential Businesses is meant to encompass the workers listed in the CISA guidance.</p>	<p>“Critical trades” are exempt, including “Building and construction tradesmen and tradeswomen, and other trades, including but not limited to, plumbers, electricians, exterminators, cleaning and janitorial staff for commercial and governmental properties, security staff, operating engineers, HVAC, painting, cleaning services, moving and relocation services, landscaping and other service providers who provide services that are necessary to maintaining the safety, sanitation, and essential operation of residences and COVID-19 Essential Businesses and Operations.”</p>	<p>“Professional services” are exempt, “such as legal services, accounting services, information technology services, real estate services (including appraisal and title services)” are exempt.</p>	<p>“Labor union essential activities including the administration of health and welfare funds and personnel checking on the wellbeing and safety of members providing services in Essential Businesses and Operations” are exempt, “provided that these checks should be done by telephone or remotely where possible.”</p>	<p>To the greatest extent feasible, Essential Businesses and Operations must comply with Social Distancing Requirements, including by maintaining a six-foot distance from others, and should employ telework or other remote working opportunities where feasible. Other requirements include hand sanitizer and sanitizing products and implementing separate operating hours for elderly and vulnerable customers. Businesses should post online whether a facility is open and how best to reach the facility and continue services by phone or remotely.</p>	<p>Less restrictive county health ordinances are preempted. Counties may adopt more restrictive ordinances.</p>



State or Local Entity	Link to Order	Impact On:				Social Distancing Requirements	Preemption
		Construction	Trades	Professional Services	Unions		
Nebraska		Governor Ricketts declared a state of emergency on March 13. As of March 27, Nebraska had not yet promulgated any rules limiting construction activities.					

State or Local Entity	Link to Order	Impact On:				Social Distancing Requirements	Preemption
		Construction	Trades	Professional Services	Unions		
Nevada	Nevada Emergency Directive 003	Governor declared a state of emergency on March 13. On March 20, the Governor ordered all non-essential business to close. However, the construction, mining, manufacturing, and infrastructure sector labor force may continue operations, but shall maintain strict social distancing practices to facilitate a minimum of six feet of separation between workers, and to adopt policies and practices that ensure minimum contact between the workforce and the general public.					

State or Local Entity	Link to Order	Impact On:				Social Distancing Requirements	Preemption
		Construction	Trades	Professional Services	Unions		
<b>New Hampshire</b>		Governor declared a state of emergency on March 13. Effective March 27, all non-essential business closed. Construction is considered essential business.	Certain trades are considered essential, including electrical workers, plumbing, HVAC, and others.				On March 12, Governor Newsom ordered all residents to heed any orders and guidance of state and local public health officials. The State of California website confirms that localities can be more restrictive than the State order.

State or Local Entity	Link to Order	Impact On:				Social Distancing Requirements	Preemption
		Construction	Trades	Professional Services	Unions		
New Jersey	New Jersey Executive Order 107	Governor declared a state of emergency on March 9. The Governor ordered all gatherings of persons in the State of New Jersey shall be limited to 50 persons or fewer, excluding normal operations at airports, bus and train stations, medical facilities, office environments, factories, assemblages for the purpose of industrial or manufacturing work, construction sites, mass transit, or the purchase of groceries or consumer goods.					State order preempts local government orders. From the Governor: “In accordance with N.J.S.A. App A:9-40, I declared that, due to the State of Emergency, no municipality, county, or any agency or political subdivision of this State 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 my Executive Orders, or which will in any way interfere with or impede their achievement.”

State or Local Entity	Link to Order	Impact On:				Social Distancing Requirements	Preemption
		Construction	Trades	Professional Services	Unions		
New Mexico	New Mexico Order Closing Non-Essential Businesses	Effective March 24, New Mexico Dept. of Health issued an order prohibiting the operation of non-essential business. Exempted from the order are essential businesses, which include Infrastructure operations including, but not limited to, public works construction, commercial and residential construction and maintenance, airport operations, public transportation, airlines, taxis, private transportation providers water, gas, electrical, oil drilling, oil refining, natural resources extraction or mining operations, nuclear material research and enrichment, those attendant to the repair and construction of roads and highways, solid waste collection and removal, trash and recycling collection, processing and disposal, sewer, data and internet providers, data centers, technology support operations, and telecommunications systems.	Exempted from the Order are Services necessary to maintain the safety and sanitation of residences or essential businesses including security services, custodial services, plumbers, electricians, and other skilled trades.			All essential businesses shall, to the greatest extent possible, adhere to social distancing protocol and maintain at least six-foot social distancing from other individuals, avoid person-to-person contact, and direct employees to wash their hands frequently. Further, all essential businesses shall ensure that all surfaces are cleaned routinely.	

State or Local Entity	Link to Order	Impact On:				Social Distancing Requirements	Preemption
		Construction	Trades	Professional Services	Unions		
New York	New York Executive Order No. 202.6	<p>Governor Cuomo’s Executive Order #202.6 required employers of non-essential businesses to reduce their workforce by 50% (extended to 75% by EO202.7 and 100% by EO202.8). Essential business was defined to include construction. On March 27, Governor Cuomo revised his guidance on construction as follows: All non-essential construction must shut down except emergency construction, (e.g. a project necessary to protect health and safety of the occupants, or to continue a project if it would be unsafe to allow to remain undone until it is safe to shut the site); Essential construction may continue and includes roads, bridges, transit facilities, utilities, hospitals or health care facilities, affordable housing, and homeless shelters. At every site, if essential or emergency non-essential construction, this includes maintaining social distance, including for purposes of elevators/meals/entry and exit. Sites that cannot maintain distance and safety best practices must close and enforcement will be provided by the state in coordination with the city/local governments. This will include fines of up to \$10,000 per violation.; For purposes of this section construction work does not include a single worker, who is the sole employee/worker on a job site. Executive Order #202.13 formalized the Governor’s Order on construction, stating that EO 202.6 is modified to clarify the construction which was an essential service not subject to the in-person work restrictions is modified to provide only certain construction is considered exempt from the in-person restrictions. The Empire State Development Corporation is authorized to determine which construction projects are essential. All continuing projects shall utilize best practices to avoid transmission of COVID-19.</p>	<p>On March 20, 2020, Governor Cuomo’s office issued guidance on the meaning of “essential” to include skilled trades such as plumbers and electricians. This provision was eliminated in the March 27 update.</p>	<p>The governor’s guidance also included “other related construction firms and professionals for essential infrastructure or for emergency repair and safety purposes.” This provision was eliminated in the March 27 update.</p>			

State or Local Entity	Link to Order	Impact On:				Social Distancing Requirements	Preemption
		Construction	Trades	Professional Services	Unions		
North Carolina	<p>North Carolina Stay-at-Home Order</p> <p>CISA</p>	<p>Governor Cooper ordered a state of emergency on March 10. Effective March 30, Governor Cooper ordered all individuals in the state to stay at home and all non-essential businesses to cease activities except Minimum Basic Operations. Essential Infrastructure Operations are authorized to remain open and include “construction (including, but not limited to, construction required in response to this public health emergency, hospital construction, construction of long term care facilities, public works construction, school construction, and essential commercial and housing construction).” These categories should be construed broadly. Businesses operating in the CISA identified sectors are exempt. Businesses not specifically listed can request essential status from the North Carolina Department of Revenue.</p>	<p>“Critical trades” are exempt, including “Building and construction tradesmen and tradeswomen, and other trades, including but not limited to, plumbers, electricians, exterminators, cleaning and janitorial staff for commercial and governmental properties, security staff, operating engineers, HVAC, painting, cleaning and relocation services, landscaping and other service providers who provide services that are necessary to maintaining the safety, sanitation, and essential operation of residences and COVID-19 Essential Businesses and Operations.”</p>	<p>“Professional services” are exempt, “such as legal services, accounting services, professional engineering and architectural services, land surveying services, real estate services (including brokerage, appraisal and title services) and tax preparation services.”</p>	<p>Organizations that represent employees are exempt.</p>	<p>Essential Infrastructure Operations must direct their employees to telework or work from home to the maximum extent possible and shall maintain Social Distancing Requirements to the extent practicable. Social Distancing Requirements include maintaining six-foot distance from other individuals, washing hands or using hand sanitizer, regularly cleaning high-touch surfaces, and facilitating online or remote access by customers if possible.</p>	<p>Counties and cities may impose restrictions or prohibitions to a greater degree than the state order. No city or county ordinance may restrict or prohibit Essential Governmental Operations of the State.</p>

State or Local Entity	Link to Order	Impact On:				Social Distancing Requirements	Preemption
		Construction	Trades	Professional Services	Unions		
North Dakota		Governor Burgum ordered a state of emergency on March 13. As of March 27, North Dakota had not yet promulgated any rules limiting construction activities.					



State or Local Entity	Link to Order	Impact On:				Social Distancing Requirements	Preemption
		Construction	Trades	Professional Services	Unions		
Ohio	Ohio Director of Dept. of Health Stay at Home Order	Effective March 23, Director of Health issued a Stay at Home Order for non-essential business and infrastructure. Construction however, is included in Essential Infrastructure, and exempted from the order.	Also exempted from the Stay at Home Order are Building and Construction Tradesmen and Tradeswomen, and other trades including but not limited to plumbers, electricians, exterminators, cleaning and janitorial staff for commercial and governmental properties, security staff, operating engineers, HV AC, painting, moving and relocation services, and other service providers who provide services that are necessary to maintaining the safety, sanitation, and essential operation of residences, Essential Activities, and Essential Businesses and Operations	Real estate (including appraisal and title services) and insurance services are also exempted	Labor Union essential activities are also exempted from the stay at home order, including the administration of health and welfare funds and personnel checking on the well-being and safety of members providing services in Essential Businesses and Operations - provided that these checks should be done by telephone or remotely where possible.	Social Distancing Requirements includes maintaining at least six-foot social distancing from other individuals, washing hands with soap and water for at least twenty seconds as frequently as possible or using hand sanitizer, covering coughs or sneezes (into the sleeve or elbow, not hands), regularly cleaning high-touch surfaces, and not shaking hands.	

State or Local Entity	Link to Order	Impact On:				Social Distancing Requirements	Preemption
		Construction	Trades	Professional Services	Unions		
Oklahoma	<p>CISA Guidelines on Critical Infrastructure (Updated 03.28)</p> <p>Oklahoma Order Prohibiting Operation of Non-Essential Businesses</p>	<p>Effective March 25, Governor Stitt's office ordered all businesses not identified as being within the critical infrastructure section (CISA) in the U.S. Dept. of Homeland Security. The updated CISA guidelines provide expansive definitions of construction workers supporting the energy sector, including essential support personnel for electricity operations, workers at renewable energy infrastructure (including wind, solar hydroelectric, etc.), workers supporting new and existing pipeline construction, and workers who support the operation, inspection, and maintenance of essential public works facilities and operations.</p>	<p>The CISA Guidelines have been updated since the Order. The updated CISA Guidelines also include workers such as plumbers, electricians, HVAC technicians, exterminators, and other service providers who provide services that are necessary to maintaining the safety, sanitation, and essential operation of residences, businesses and buildings such as hospitals, senior living facilities, any temporary construction required to support COVID-19 response.</p>				

State or Local Entity	Link to Order	Impact On:				Social Distancing Requirements	Preemption
		Construction	Trades	Professional Services	Unions		
Oregon	Oregon Stay at Home Order	Effective March 24, Governor Brown's office ordered closure of certain businesses; construction is not included on this list. All businesses not included in the Order may remain open provided that they can comply with the social distancing protocols.	Trades are not mentioned in the Order closing certain businesses				



State or Local Entity	Link to Order	Impact On:				Social Distancing Requirements	Preemption
		Construction	Trades	Professional Services	Unions		
Pennsylvania	Pennsylvania Stay at Home Order	Governor declared a state of emergency on March 6. All non-life sustaining business are ordered closed.	All non-life sustaining business are ordered closed.	All non-life sustaining business are ordered closed.	All non-life sustaining business are ordered closed.		



State or Local Entity	Link to Order	Impact On:				Social Distancing Requirements	Preemption
		Construction	Trades	Professional Services	Unions		
Rhode Island	Rhode Island Executive Order 20-14	Governor declared a state of emergency on March 9. Governor Raimondo issued Executive Order 20-14 ordering individuals to stay at home and closing all non-essential retail businesses. Construction was not directly addressed in the Order.	Trades were not addressed in the Executive Order.				

State or Local Entity	Link to Order	Impact On:				Social Distancing Requirements	Preemption
		Construction	Trades	Professional Services	Unions		
South Carolina	South Carolina Executive Order 2020-17	Governor McMaster declared a state of emergency on March 23. Effective April 1, the Governor ordered all “non-essential” businesses closed to non-employees and the public. Construction activities are not listed as “non-essential.”				All businesses in the state are encouraged to facilitate “social distancing” practices to the maximum extent possible. Businesses are encouraged to utilize telecommuting or work-from home options and to provide alternate means of purchasing and delivering products and services.	The order supersedes and preempts any local ordinance that conflicts with the order.

State or Local Entity	Link to Order	Impact On:				Social Distancing Requirements	Preemption
		Construction	Trades	Professional Services	Unions		
South Dakota		Governor Noem declared a state of emergency on March 13. As of March 27, South Dakota had not yet promulgated any rules limiting construction activities.					



State or Local Entity	Link to Order	Impact On:				Social Distancing Requirements	Preemption
		Construction	Trades	Professional Services	Unions		
Tennessee	Tennessee Executive Order No. 22	Governor declared a state of emergency on March 12. Governor Lee issued Executive Order No. 22 on March 30 (Eff. March 31), which ordered non-essential businesses to close. Excluded from this order is Essential Infrastructure Operations, which includes construction-related services.	Electrical services, including power generation and distribution are considered Essential Infrastructure Operations. Additionally, construction-related services are considered Essential Infrastructure Operations. Finally, Critical Trades are excluded from closure, which include building and construction tradesmen and tradeswomen, including plumbers, electricians, HVAC, operating engineers, painters, and others.				



State or Local Entity	Link to Order	Impact On:				Social Distancing Requirements	Preemption
		Construction	Trades	Professional Services	Unions		
Texas	<p>Texas Executive Order GA 14</p> <p>GA-14 Essential Services Designation</p>	<p>On March 13, Governor Abbott declared a state of emergency. Effective April 2, the Governor ordered all persons in Texas, except where necessary to provide or obtain essential services, to “minimize” social gatherings and in-person contact with people outside their household. “Essential services” consist of everything listed in the CISA Guidance. Other essential services may be added to the list with the approval of the Texas Division of Emergency Management.</p>					<p>The executive order supersedes any conflicting order issued by local officials to the extent such local order restricts essential services allowed by this executive order or allows gatherings prohibited by the executive order.</p>

State or Local Entity	Link to Order	Impact On:				Social Distancing Requirements	Preemption
		Construction	Trades	Professional Services	Unions		
Utah	Utah Directive - Stay Safe, Stay Home	On March 6, 2020, Governor's Herbert's office declared a state of emergency. Effective March 30, Governor Herbert's office issued a Stay at Home Directive containing a best practices list for individuals and businesses in assessing essential functions. As of March 31, Utah has not yet promulgated any rules limiting construction activities.					

State or Local Entity	Link to Order	Impact On:				Social Distancing Requirements	Preemption
		Construction	Trades	Professional Services	Unions		
Vermont	Vermont Stay Home/ Stay Safe Order	<p>On March 24, Governor Scott ordered all businesses to suspend in-person business operations unless critical to public health and safety, as well as economic and national security. Critical services or functions include “construction necessary to support the COVID-19 response and maintain critical infrastructure.”</p> <p>Other businesses may be determined to be critical to public health and safety, as well as economic and national security after requesting an opinion from ACCD.</p>	<p>Other critical services include “other building and property services for the safety, sanitation and operations of residences or other businesses,” as well as “other vendors of technical, security, logistics, custodial and equipment repair and maintenance services necessary to support the COVID-19 response, critical infrastructure and national security.”</p>				

State or Local Entity	Link to Order	Impact On:				Social Distancing Requirements	Preemption
		Construction	Trades	Professional Services	Unions		
Virginia	Virginia Stay At Home Order	<p>On March 30, 2020, Governor Northam issued Executive Order No. 55 ordering Virginia residents to stay at home. The order references Executive Order No. 53, which closed non-essential retail businesses. Although not explicit in either order, construction activities may proceed as a service, not a retail business. Order No. 53 allows businesses offering professional services to remain open, provided they comply with social distancing recommendations.</p>					

State or Local Entity	Link to Order	Impact On:				Social Distancing Requirements	Preemption
		Construction	Trades	Professional Services	Unions		
Washington	Washington Stay at Home Order 20-25	<p>On March 23, the Governor ordered all non-essential critical business to close.</p> <p>On March 25, the Governor ordered that construction is not considered essential business. However, an exception to the order allows for construction in the following limited circumstances:</p> <p>a) Construction related to essential activities as described in the order; b) To further a public purpose related to a public entity or governmental function or facility, including but not limited to publicly financed low-income housing; or c) To prevent spoliation and avoid damage or unsafe conditions, and address emergency repairs at both non-essential businesses and residential structures</p>	<p>The following are considered non essential unless performing one of the exempted activities: “superintendents, plumbers, electricians, carpenters, laborers, sheet metal, iron workers, masonry, pipe trades, fabricators, heavy equipment and crane operators, finishers, exterminators, pesticide applicators, cleaning and janitorial staff for commercial and governmental properties, security staff, operating engineers, HVAC technicians, painting, moving and relocation services, forestry and arborists, and other service providers.”</p>			<p>Must follow Social Distancing guidelines including, but not limited to: Separate sick employees from other individuals immediately; Prohibit employees who have been told they must be isolated or quarantined from on-premises work until cleared by DPH or a medical professional; Hand wash with warm water and soap when entering and leaving worksite; Have hand sanitizer or handwashing stations readily available for all employees throughout the day; Enforce cough and sneeze hygiene; Follow all State and CDC guidelines and recommendations for social distancing, especially that there must be 6 feet of space between employees at all times (the exception being healthcare workers using appropriate PPE); Follow all State and CDC guidelines and recommendations for environmental cleaning; Teleworking must be maximized; etc.</p>	

State or Local Entity	Link to Order	Impact On:				Social Distancing Requirements	Preemption
		Construction	Trades	Professional Services	Unions		
West Virginia	West Virginia Executive Order No. 9-20	On March 23, Governor Justice issued an executive order for its residents to “stay at home” and non-essential businesses to cease operations. Essential businesses allowed to continue operation include “essential infrastructure” including construction (including without limitation construction required in response to this public health emergency, hospital construction, construction of long-term care facilities, public works construction, school construction, essential business construction, and housing construction). Manufacturing, distribution, and supply chain for construction is also permitted. The Order also incorporates the critical infrastructure sectors identified by the U.S. Department of Homeland Security’s Cybersecurity and Infrastructure Security Agency.	Essential work further includes critical trades including “building and construction tradesmen and tradeswomen and other trades including without limitation plumbers, electricians, HVAC engineers, and painting.”				

State or Local Entity	Link to Order	Impact On:				Social Distancing Requirements	Preemption
		Construction	Trades	Professional Services	Unions		
Wisconsin	Wisconsin Stay-At-Home Order	On March 24, 2020, Governor Evers signed EMO 12 ordering residents to stay at home, and businesses to work exclusively at home, unless essential. Essential work includes “essential infrastructure” which includes: construction (including, but not limited to, construction required in response to this public health emergency, hospital construction, construction of long-term care and assisted living facilities, public works construction, school construction, Essential Business and Operations construction, construction necessary for Essential Governmental Functions, and housing construction, except that optional or aesthetic construction should be avoided). The Order also incorporates the critical infrastructure sectors identified by the U.S. Department of Homeland Security’s Cybersecurity and Infrastructure Security Agency.	Included within “essential” work is “Building and Construction Tradesmen and Tradeswomen, and other trades including but not limited to plumbers, electricians, carpenters, laborers, sheet metal, iron workers, masonry, pipe trades, fabricators, finishers, exterminators, pesticide application, cleaning and janitorial staff for commercial and governmental properties, security staff, operating engineers, HVAC, painting, moving and relocation services, forestry and arborists, and other service providers who provide services that are necessary to maintaining the safety, sanitation, and essential operation of residences, Essential Activities, Essential Governmental Functions, and Essential Businesses and Operations.”			All essential businesses and work shall meet social distancing requirements to the greatest extent possible, and to the extent possible, use technology to avoid meeting in person. For purposes of this Order, Social Distancing Requirements includes maintaining social distancing of six (6) feet between people; washing hands with soap and water for at least 20 seconds as frequently as possible or using hand sanitizer; covering coughs or sneezes (into the sleeve or elbow, not hands); regularly cleaning high-touch surfaces; not shaking hands; and following all other public health recommendations issued by DHS and the U.S. Centers for Disease Control.	Supremacy. This Order supersedes any local order that is in conflict with this order.

State or Local Entity	Link to Order	Impact On:				Social Distancing Requirements	Preemption
		Construction	Trades	Professional Services	Unions		
Wyoming		Governor Gordon declared a state of emergency on March 13. As of March 31, Wyoming had not yet promulgated any rules limiting construction activities.					