



Office of
The Governor

NO. 35 FY 20/21
DATE March 5, 2021

**AN ORDER AMENDING GATHERING LIMITS AND TRAVEL RESTRICTIONS
TO REFLECT CURRENT CONDITIONS AND THE BEST AVAILABLE SCIENCE**

WHEREAS, I proclaimed a state of emergency on March 15, 2020, and most recently renewed that state of emergency February 17, 2021, 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 the highly contagious COVID-19 virus; and

WHEREAS, I instituted gathering limits in Executive Order 14 FY 19/20 and have amended that Order when appropriate in response to changing circumstances and new information; and

WHEREAS, I instituted testing and quarantine requirements for all persons, residents and non-residents, traveling into Maine in Executive Order 57 FY 19/20 and have amended that Order when appropriate in response to changing circumstances and new information; and

WHEREAS, the Maine Center for Disease Control (Maine CDC) now advises that it is appropriate to modify both gathering limits and testing and quarantine requirements to reflect new information and the best available science; and

WHEREAS, future modifications of the testing and quarantine requirements may likewise be necessary and appropriate to ensure that it continues to be based on the best available science; and

WHEREAS, a governor's emergency powers under 37-B M.R.S. Ch. 13 include the authorities to limit occupancy of premises and control the ingress and egress, and movement of persons, within the State pursuant to § 742(1)(C)(8); to take whatever action is necessary to abate or mitigate the danger of this pandemic pursuant to § 742(1)(C)(12); to utilize all available resources of the State Government as reasonably necessary to cope with this pandemic pursuant to § 742(1)(C)(2); and to delegate any authority vested in the Governor under 37-B M.R.S. Ch. 13 pursuant to § 741(3)(H);

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 authorities cited in the Proclamations, Orders and

provisions referenced above, do hereby Order as follows:

I. ORDERS

A. GATHERINGS AND IN-STORE CUSTOMER LIMITS

1. **Indoor gatherings and in-store customer limits.** Indoor gathering limits and in-store customer limits are amended as follows:
 - a. **From March 26, 2021 through May 23, 2021:** 50% of permitted occupancy, 5 persons per 1,000 sq. ft., or 50 persons, whichever is greatest;
 - b. **May 24, 2021 and thereafter:** 75% of permitted occupancy, 5 persons per 1,000 sq. ft., or 50 persons, whichever is greatest.
2. **Outdoor gatherings.** Any outdoor gathering taking place at a facility or event that is subject to a permitted occupancy limit is subject to the following limits:
 - a. **From March 26, 2021 through May 23, 2021:** 75% of permitted occupancy;
 - b. **May 24, 2021 and thereafter:** 100% of permitted occupancy.
3. **Prior Orders amended and superseded.** To the extent inconsistent with this Order, Section I(A) of Executive Order 55 FY 19/20, Section I(B) of Executive Order 56 FY 19/20, Section II of Executive Order 57 FY 19/20, Section I(D) of Executive Order 16 FY 20/21, and Section I(A)(1) of Executive Order 31 FY 20/21 are hereby amended and superseded. Section I of Executive Order 28-A-2 FY 19/20 and Section I(A) of Executive Order 6 FY 20/21 are hereby repealed.
4. **Additional requirements.** All gatherings are subject to applicable location and activity-specific requirements issued by the Commissioner of the Department of Health and Human Services (DHHS) and the Commissioner of Economic and Community Development (DECD).

B. CHANGES TO TRAVEL POLICY

1. **Effective March 5, 2021.** The testing and quarantine requirements set forth in Section II of Executive Order 57 FY 19/20, as amended by Executive Order 18 FY 20/21, do not apply to:
 - a. Persons who have been fully vaccinated against COVID-19, or who have contracted COVID-19 and completed their isolation period.
 - b. For purposes of this section, a person is considered “fully vaccinated”

after at least 14 days following completion of the COVID-19 vaccination series. A person is considered to have “fully completed their isolation period” when either (1) at least 10 days have passed following symptom onset and after resolution of fever for at least 24 hours without use of fever-reducing medications; or (2) for those who never develop symptoms, 10 days after the date of their first positive test result for the virus that causes COVID-19.

II. INTERPRETATION AND AMENDMENT

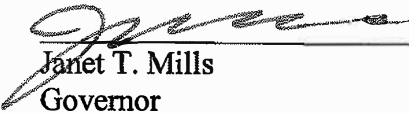
This Order is subject to interpretative guidance from Maine CDC, the Department of Health and Human Services, and the Department of Economic and Community Development.

III. ENFORCEMENT

This Order is subject to all available methods of enforcement.

IV. EFFECTIVE DATE

This Order takes effect March 5, 2021 and shall remain in effect until repealed or amended.


Janet T. Mills
Governor