



Office of
The Governor

NO. 38 FY 20/21
DATE May 13, 2021

**AN ORDER TO AMEND INDOOR GATHERING
AND IN-STORE CUSTOMER LIMITS**

WHEREAS, I proclaimed a state of emergency on March 15, 2020, and most recently renewed that state of emergency on May 12, 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 indoor gathering limits in Executive Order 14 FY 19/20 and in-store customer limits in Executive Order 28 FY 19/20, and have amended those Orders in response to changing circumstances, new information, emerging threats, and a desire to simply and clarify the application of their terms; and

WHEREAS, the Maine Center for Disease Control (Maine CDC) now advises that, in light of decreasing COVID-19 case counts and positivity rates, and increasing rates of vaccination in Maine and nationally, indoor gathering limits and in-store customer limits are no longer necessary to protect the public health;

WHEREAS, a governor's emergency powers under 37-B M.R.S. Ch. 13 include the authorities to limit occupancy of premises 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 statutory provisions referenced above, do hereby Order as follows:

I. ORDER

Section I(A) of Executive Order 35 FY 20/21 is hereby amended as follows:

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:** 100% of permitted capacity.

II. EFFECTIVE DATE

This Order takes effect May 13, 2021 and shall remain in effect until repealed or amended.



Janet T. Mills
Governor