

Treatment of Convenience Stores as “Essential Businesses” Under COVID-19 Executive Actions

State	Executive Action	Treatment of Convenience Stores
Alabama	State Health Officer Order	Prohibits any restaurant, bar, brewery, and certain other food service establishments from permitting on-premises consumption of food or drink, but permits offering food for take-out or delivery, provided the social distancing protocols are met (e.g., maintaining a consistent 6-foot distance between persons).
Alaska	Health Mandate 003 Press Release	Closes all bars, breweries, restaurants, food and beverage kiosks or trucks, and other establishments serving food or beverages to public dine-in service, but permits use of delivery service, window service, drive-through service etc. Excludes places of public accommodation that offer food and beverage not for on-premises consumption, including grocery stores, markets, <u>convenience stores</u> , drug stores, etc., with the exception of their self-service buffets and salad bars.
Arizona	Executive Order 2020-09	Requires all restaurants in counties with confirmed cases of COVID-19 to close access to on-site dining, but permits continued service through pick-up, delivery, and drive through operations.
Arkansas	Department of Health Directive	Requires food retail establishments to close on-site dining, but permits service to remain open for carry-out, drive through and delivery.
California	Executive Order N-33-20 Guidance	Allows essential services to remain open, including <u>gas stations</u> , grocery stores, farmers markets, food banks, <u>convenience stores</u> , take-out and delivery restaurants, banks, etc.
Colorado	Updated Notice of Public Health Order 20-22 Executive Order 2020 013	Applies restrictions on several places of public accommodation, <u>excluding</u> places that offer food and beverage not for on-premises consumption, <u>convenience stores</u> , pharmacies, drug stores, etc. Requires employers to reduce in-person work by at least 50 percent.
Connecticut	Executive Order No. 7D Executive Order No. 7G 	Allows essential services to remain open, including grocery stores, <u>gas stations and convenience stores</u> , pharmacies, food and beverage manufacturers, take-out and delivery restaurants, banks, insurance companies, etc.

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	Executive Order No. 7H	Requires all restaurants and eating establishments to only serve food for off-premises consumption.
Delaware	Modified Declaration of State of Emergency 4 Modified Declaration of State of Emergency 5	Allows essential services to remain open, including businesses that <u>sell or distribute gasoline or road-use diesel</u> in any form, businesses that sell groceries or food, and carry-out and quick serve food operations.
D.C.	Mayor's Order 2020-048 Press Release D.C. Health Advisory Mayor's Order 2020-050	<p>Restricts “mass gatherings” to under 50 people, exempting grocery stores, shopping malls, or other retail establishments where large numbers of people are present but it is unusual for them to be within arm’s length of one another for an extended period.</p> <p>Requires restaurants and taverns to suspend table seating, but permits restaurants and taverns to operate delivery and grab-and-go operations.</p>
Florida	Executive Order No. 20-70 Executive Order No. 20-71	<p>Requires all restaurants and food establishments to suspend on-premise food consumption.</p> <p>Provides that essential services will remain open, including grocery stores, pharmacies, <u>gas stations</u>, and <u>convenience stores</u>, except for portions of such establishments that provide alcohol and/or food service with seating for more than 10 people.</p>
Georgia		
Hawaii	Press Release	Directs restaurants to close provide drive-thru, take out, pick-up, or delivery.
Idaho		
Illinois	Executive Order 2020-08	Allows essential services to remain open, including <u>gas stations</u> , stores that sell groceries and medicine (including <u>convenience stores</u>) and facilities that prepare and serve food for off-premise consumption.
Indiana	Executive Order 20-08 Executive Order 20-10	Allows essential services to remain open, including <u>gas stations</u> , stores that sell groceries and medicine (including <u>convenience stores</u>) and facilities that prepare and serve food for off-premise consumption.

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Iowa	Proclamation of Disaster Emergency Press Release	Closes restaurants and bars to the general public, except to the extent they sell food or beverages that are promptly taken from the premises (e.g., carry-out or drive-through).
Kansas	Executive Order 20-04 Press Release	Does not restrict “mass gatherings” of 50+ people in retail food establishments (e.g., grocery stores, <u>convenience stores</u> , farmer’s markets, etc.), if they preserve social distancing of 6 feet between tables, booths, and the ordering counter <u>and</u> cease self-service of unpackaged foods.
Kentucky	Executive Order 2020-246	Allows life-sustaining retail services to remain open, including <u>gas stations</u> and <u>convenience stores</u> .
Louisiana	Proclamation No. 33 JBE 2020	Allows essential services to remain open, including <u>gas stations</u> , grocery stores, farmers markets, food banks, <u>convenience stores</u> , take-out and delivery restaurants, banks, etc.
Maine	Executive Order Press Release	Prohibits gatherings of 10+ people and requires all restaurants and bars to close their dine-in facilities, but permits continued offering of carry-out, delivery, and drive-through food and beverage service. Excludes businesses that provide essential services including grocery and household goods (e.g., <u>convenience stores</u>), pharmacy and other medical facilities, <u>gas stations</u> , etc.
Maryland	Executive Order Interpretive Guidance	Allows essential services to remain open, including <u>gas stations</u> , grocery stores, farmers markets, food banks, <u>convenience stores</u> , take-out and delivery restaurants, banks, etc.
Massachusetts	Executive Order No. 13 Essential Business List	Allows essential businesses to remain open, including <u>convenience stores</u> and retail fuel centers such as <u>gas stations</u> and truck stops.
Michigan	Executive Order 2020-21	Allows essential services to remain open, including <u>gas stations</u> , grocery stores, farmers markets, food banks, <u>convenience stores</u> , take-out and delivery restaurants, banks, etc.
Minnesota	Emergency Executive Order 20-04	Requires all bars and restaurants to close unless for delivery service, window service, walk-up service, drive-through service, or drive-up service <u>and</u> limit their occupancy to under five people.

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		Exempts places that offer food and beverage not for on premises consumption, including <u>convenience stores</u> .
Mississippi		
Missouri		
Montana		
Nebraska	Directed Health Measure Order 2020-001 Press Release DHHS Guidance	<p>Prohibits gatherings of 10+ patrons/customers in a single room in certain counties (e.g., Cass Douglas, Sarpy, and Washington counties) and advises other counties to follow this recommendation.</p> <p>Excludes retail or grocery stores where large numbers of people are present but it is typically unusual for them to be within 6 feet of one another.</p>
Nevada	NHR Risk Mitigation Initiative	<p>Requires all restaurants and bars to close their dine-in facilities <u>and</u> encourages non-essential businesses to have employees work remotely or telecommute.</p> <p>Provides that essential services and sectors include, but are not limited to, public safety agencies, healthcare services, utilities, grocery stores, supermarkets, hardware stores, <u>convenience stores</u>, banks, <u>gas stations</u>, and <u>truck stops</u>.</p>
New Hampshire		
New Jersey	Executive Order No. 107	<p>Allows essential services to remain open, including grocery stores, retail functions of <u>gas stations</u>, <u>convenience stores</u>, and restaurants as long as they only offer food delivery and/or take-out services.</p>
New Mexico	Public Health Emergency Order	<p>Requires most non-essential businesses to close <u>and</u> prohibits gatherings of 10+ people, exempting grocery stores and pharmacies, shelters, courthouses, banks, correction and detention facilities, hospitals and other health-care facilities, and places of worship.</p>
New York	Executive Order No. 202.6 Executive Order No. 202.8	<p>Allows essential services to remain open, including healthcare, utilities, <u>transportation infrastructure</u>, manufacturing, grocery stores, pharmacies, news media, construction, and vendors of essential services.</p>
North Carolina	Executive Order No. 118	

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		Requires all restaurants and bars to close, exempting grocery stores, <u>gas stations</u> , and <u>convenience stores</u> and will remain open, though they may not serve sit-down food.
North Dakota		
Ohio	Ohio Department of Health Order	Allows essential services to remain open, including <u>gas stations and businesses needed for transportation</u> , <u>convenience stores</u> , and restaurants that prepare and serve food for consumption off-premises.
Oklahoma		
Oregon	Executive Order 20-07 Press Release Executive Order No. 20-12	<p>Requires the closure of certain retail businesses, but does not require <u>convenience stores</u> or <u>gas stations</u> to close.</p> <p>Prohibits restaurants, bars, food courts, coffee shops, or other similar establishments that offer food or drink from offering on-premises consumption, but permits such establishments to offer food or drink for off-premises consumption or for delivery, provided they implement social distancing protocols of at least 3 feet between customers ordering, waiting, or in line.</p>
Pennsylvania	Executive Order Press Release Full List of Essential Services	Allows all life sustaining services to remain open, including <u>gas stations</u> , grocery stores, general merchandise stores, etc. <u>and</u> permits restaurants to offer drive-through food and beverage service.
Rhode Island	Press Release	Directs restaurants, bars, and other food establishments to close dine-in services (i.e., no on-premise food consumption for restaurants, bars, coffee shops, or other food establishments, though establishments may continue to conduct pick-up, drive-thru, and delivery only).
South Carolina	Emergency Order No. 2020-10	<p>Directs restaurants and other food service establishments that prepare, produce, or otherwise offer/sell food or beverages for on-premises consumption or dine-in consumption to suspend such services, except permits the preparation, production, or offering of food or beverages for off-premises consumption.</p> <p>Does <u>not</u> apply to grocery stores, pharmacies, convenience stores, gas stations, or charitable food distribution sites to the extent that such entities prepare, produce, or otherwise offer, sell, or distribute prepared food, but clarifies that on-premises, sit-down food or beverage service within these facilities is prohibited.</p>
South Dakota		
Tennessee		

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Texas	Executive Order GA-08 Press Release	<p>Advises individuals to avoid eating or drinking at bars, restaurants, and food courts, but permits the use of drive-through, delivery, or pickup options.</p> <p>Provides that the restrictions do <u>not</u> prohibit people from visiting a variety of places, including grocery stores, <u>gas stations</u>, parks, and banks, so long as the necessary precautions are maintained to reduce the transmission of COVID-19.</p>
Utah	State Public Health Order Press Release	<p>Requires all food service, restaurants, self-serve buffets, salad bars, unpackaged self-serve food services, bars, taverns, etc. to close, but permits such food service to operate on a limited basis (i.e., via delivery, drive-through, or pickup options).</p>
Vermont	Emergency Order No. 01-20 Addendum 2 to Executive Order 01-20 Press Release	<p>Prohibits any restaurant, bar, or establishment that offers food or drink from permitting on-premises consumption of food or drink, but permits such establishments to continue to offer food for take-out and by delivery.</p>
Virginia	Order and Declaration of Public Health Emergency	<p>Restricts the number of patrons in restaurants to 10 or fewer.</p>
Washington	Proclamation 20-13	<p>Requires all public venues in which the serving, provision, or consumption of prepared food or beverages occurs at a table, bar, or for consumption within to close, exempting places that offer the sale of prepared food or beverages that are otherwise legally delivered or taken out of the venue for consumption, including <u>convenience stores</u>.</p>
West Virginia	Executive Order 9-20	<p>Allows essential services to remain open, including <u>gas stations and businesses needed for transportation</u>, <u>convenience stores</u>, and restaurants that prepare and serve food for consumption off-premises.</p>
Wisconsin	Emergency Order No. 8	<p>Prohibits gatherings of 10+ patrons/customers, but <u>convenience stores</u> and <u>gas stations</u> are exempt.</p>
Wyoming		