

ENFORCEMENT OF COVID-RELATED EXECUTIVE ORDERS

Guidance on Outdoor Recreation | As of May 22, 2020

CRIMINAL CHARGES

- **Pre-Approval for Summons.** Officers must obtain pre-approval from an Assistant Prosecutor before issuing a summons for a violation of any COVID-related Executive Order. This includes summonses involving violations of the EOs described below.
- **Issuing Warnings.** Officers do not need pre-approval to issue a warning and may do so at their discretion.
- **Diversion of Law Enforcement Resources.** Local and county law enforcement officers are expected to assist with enforcement of the COVID-related Executive Orders, but need not do so at the expense of immediate public safety issues.
- **Mailing summons.** Officers are not required to serve a summons in person, and may instead mail the summons to the person charged, when appropriate.

GENERAL RULES ON SOCIAL DISTANCING

- **Leaving the home.** Residents who leave their homes to participate in any activity authorized by any Executive Order issued after March 21, 2020 do not violate the stay-at-home requirement of EO 107.
- **Six feet from others.** While in public, all individuals must stay six feet apart whenever practicable, excluding immediate family members, caretakers, household members, or romantic partners.
- **Gatherings.** Outside gatherings: No more than 25 people, but if above 10 people, must comply with EO 148 ¶ 8. Indoor gatherings: No more than 10 people. Gatherings of cars: Any number allowed, but must comply with [EO 142 ¶ 4](#).
- **Face masks.** When outdoors, members of the public should wear face masks, but are not required to do so. (However, there may be local rules governing county and municipal parks or beaches.)

STATE PARKS ([EO 133 ¶ 1-7](#); [EO 143 ¶ 12-13](#))

- **Permitted activities.** All permitted activities are subject to general rules on social distancing. Land: Walking, hiking, jogging, biking, horseback riding, birding, hunting; Water: Swimming in designated areas; boating, fishing, chartered watercraft services.
- **Prohibited activities.** The following activities are prohibited: Gatherings of more than 25 (outside); gatherings of more than 10 (inside); organized sports and contact activities.
- **Closed facilities.** The following facilities are closed: playgrounds, pavilions, picnic areas, visitors' centers, and exercise stations.
- **Picnicking.** Visitors may eat in the park, but may not use the park's picnic tables.
- **Restrooms.** Public restrooms are open and subject to regular cleaning.
- **Parking.** Parking lots limited to 50% capacity. No parking in undesignated areas.

COUNTY AND MUNICIPAL PARKS

- **Local discretion & minimum standards.** County and municipal governments may regulate their parks, and may open or close them. If open, the parks at a minimum must maintain all the restrictions laid out in the "State Parks" section above.

BEACHES, BOARDWALKS, LAKES & LAKESHORES ([EO 143 ¶ 1-5](#))

- **Permitted activities.** The types of activities permitted in state & county parks are also permitted on beaches, boardwalks, lakes, and lakeshores, subject to general rules on social distancing.
- **Prohibited activities.** The following activities are prohibited: Gatherings of more than 25 (outside), gatherings of more than 10 (inside), organized sports and contact activities, sports, use of water play equipment (goggles, snorkels, kick boards, pool noodles).
- **Closed facilities.** The following facilities are closed: Arcades, amusement parks, playgrounds, pavilions, picnic areas, visitors' centers, indoor recreational areas, water play areas (splash parks), water fountains.
- **Restrooms; showering & changing areas.** Public restrooms and showering & changing areas are open and subject to regular cleaning.
- **Piers.** Piers, docks, wharfs, and boat ramps are open, subject to the requirements above.
- **Food takeout & delivery.** Restaurants, cafeterias, food trucks, snack bars, and bars must remain closed to the general public, but can offer takeout or delivery services. Bars can sell mixed drinks in sealed containers for home consumption; open container laws still apply.

OTHER RECREATIONAL ACTIVITIES (PARTIAL LIST)

A number of recreational activities are currently open but subject to requirements regarding social distancing and sanitation. For more information on specific requirements, consult the Executive Orders noted in the chart below. (Please note that activities re-opened pursuant to EO 147 are now subject to a 25-person limit, rather than the 10-person limit stated in EO 147.) The below list is partial, and officers should refer to the ROIC's "Businesses Permitted to Operate Under Current EOs/AOs List" for other types of activities.

OPEN (WITH SPECIAL REQUIREMENTS)	CLOSED UNTIL FURTHER NOTICE
<ul style="list-style-type: none"> • Archery ranges (EO 147 ¶ 3) • Batting cages (EO 147 ¶ 3) • Campgrounds (EO 148) • Charter fishing services (EO 146 ¶ 1) • Community gardens (EO 147 ¶ 5) • For-hire vessels (EO 146 ¶ 1) • Golf courses (EO 133 ¶ 8; EO 147 ¶ 6) • Golf driving ranges (EO 147 ¶ 3) • Horseback riding (EO 147 ¶ 3) • Outdoor fitness classes • Outdoor religious services • Shooting ranges (EO 147 ¶ 3) • Tennis (EO 147 ¶ 3) 	<ul style="list-style-type: none"> • Amusement parks • Arcades • Bowling alleys • Casinos • Indoor fitness centers & gyms • Indoor movie theaters • Miniature golf • Nightclubs • Playgrounds • Public swimming pools • Racetracks • Youth sports & organized sports • Zoos

NOTE: This document is intended as guidance to law enforcement officers and does not create any substantive rights that may be enforced by any third party. Where this document differs from language in an Executive Order, the EO takes precedence. As noted, law enforcement officers must consult with prosecutors before issuing summonses.