

**SENATE FISCAL AGENCY
 MEMORANDUM**

DATE: July 6, 2020

TO: Members of the Michigan Senate

FROM: Ellyn Ackerman, Bruce Baker, Joe Carrasco, John Maxwell, Elizabeth Raczkowski, Cory Savino, and Michael Siracuse, Fiscal Analysts; and Jeff Mann, Associate Director

RE: Coronavirus Disease 2019 (COVID-19) Executive Orders 2020-117 through 2020-120, and 2020-122

Overview

From June 6, 2020, through June 12, 2020, Governor Whitmer issued Executive Orders (EOs) 2020-117 through 2020-120 and 2020-122 to maintain a state of emergency across the State of Michigan in relation to the outbreak of COVID-19 and to implement various measures in response to COVID-19 in Michigan. These measures affect, among other things, child care access, evictions, COVID-19 protocols for jails, prisons, and other detention centers, overnight camps, and the tolling of civil and probate adjudications. The EOs will have an impact on State and local revenue, various State departments, including the Department of Licensing and Regulatory Affairs (LARA), the Department of Corrections (MDOC), the Department of Education (MDE), and the Department of State Police (MSP), local law enforcement agencies, and local court systems.

COVID-19

Coronavirus disease 2019, COVID-19, is a respiratory illness caused by a virus that can spread from person to person. Generally, coronaviruses cause mild, cold-like symptoms; however, severe diseases, such as Severe Acute Respiratory Syndrome (SARS) and Middle East Respiratory Syndrome (MERS) also are examples of diseases caused by other forms of coronavirus. Reported symptoms of COVID-19 have ranged from mild (if any) cold-like symptoms in the majority of individuals, to severe illness or death.

The virus that causes COVID-19 was identified as the cause of an outbreak detected in Wuhan City, China, in November 2019. In late January 2020, the first case of COVID-19 in the United States was confirmed. The Michigan DHHS identified the first two positive cases of COVID-19 in Michigan on March 10, 2020. As of July 6, 2020, the DHHS has reported 66,173 confirmed cases and 5,975 confirmed deaths attributable to COVID-19.

Authority for Orders

Executive Order 2020-99, which continues the state of emergency and state of disaster in response to the COVID-19 pandemic, cites the Emergency Management Act (EMA) and Public Act (PA) 302 of 1945 (which pertains to the Governor's emergency powers) as authority for its

issuance.¹ Under the EMA, the Governor must declare a state of emergency if he or she finds that an emergency has occurred or that the threat of an emergency exists. In addition, Section 1 of PA 302 of 1945 allows the Governor to proclaim a state of emergency "during times of great public crisis, disaster, rioting, catastrophe, or similar public emergency" within Michigan.

The Governor derives the authority for most of the orders summarized in the memorandum from those same acts, namely Section 3 of the EMA, which provides (in pertinent part), that the Governor may "issue executive orders, proclamations, and directives having the force and effect of law to implement" the EMA, and Section 1 of PA 302 of 1945.²

A listing of all Executive Orders issued in response to the COVID-19 pandemic through Executive Order 2020-130, including the effective date and the expiration date of each, can be found in the appendix attached to this document.

Summary of Order Contents

Executive Order 2020-117

Effective June 9, 2020, and continuing until July 7, 2020, the Order suspends certain requirements pertaining to child care organizations and allows for the establishment of disaster relief child care centers. The Order rescinds EO 2020-83, which granted similar authorization.

The Order authorizes LARA to issue provisional licenses for child care organizations under terms that differ from those found in statute. The Department is authorized to renew provisional licenses until the termination of the state of emergency.

The Order suspends strict compliance with Section 7a of Public Act 116 of 1973, which governs the licensing and regulation of child care organizations. LARA may issue a provisional license to a child care organization without the organization having to submit a plan to overcome the deficiency present in the organization within the time limitations of the provisions licensing period. A provisional license may be issued with an expiration date between one month and six months following the date of issuance, and may be renewed until the end of the declared states of emergency and disaster.

The Order also suspends strict compliance with Section 5m(2) of PA 116. An employer may establish and maintain a disaster relief child care center without a license from LARA. A school district or a nonpublic school may establish and maintain a disaster relief child care center in a school building without a license from LARA. The Order defines "disaster relief child care center" as a child center offering child care pursuant to the Order. A disaster relief child care center must give priority of its services to the essential workforce, but also may provide child care services to the general public as space and governing rules and orders permit. "Essential workforce" includes

¹ On June 18, 2020, Governor Whitmer issued Executive Order 2020-127. That Order terminates the state of emergency under EO 2020-99 and declares a new state of emergency. Executive Order 2020-127 states that any orders that rested on EO 2020-99 now rest on EO 2020-127.

² Section 1 of PA 302 of 1945 specifically states that orders may designate specific zones within the area involved in the emergency in which occupancy and use of buildings and ingress and egress of people and vehicles may be prohibited or regulated; control places of amusement and assembly and of individuals on public streets and thoroughfares; establish a curfew; and control the sale, transportation, and use of alcoholic beverages and liquors, among other things.

health care workers, home health workers, direct care workers, emergency medical service providers, first responders, law enforcement personnel, sanitation workers, child care workers, personnel providing correctional services, postal workers, public health employees, key government employees, court personnel, and others providing critical infrastructure to Michigan residents.

The Order requires LARA to promulgate rules and guidelines governing the establishment and operation of disaster relief child care centers. A center must comply with the requirements imposed by any LARA rules and any orders governing the centers. The Order requires the rules to address certain areas of concern related to child care and sanitary practices.

The Order allows disaster relief child care centers to operate in any school facility operated by a school district or nonpublic school that are closed and are approved for student use. It also allows the use of employees from the school. The MDE is authorized to credit hours that student teachers work at centers towards teaching credit requirements for graduation and licensure requirements.

Under the Order, disaster relief child care centers operated by school districts constitute a pilot program under the Public Employment Relations Act. The center may charge for reasonable and customary services.

Under the Order, disaster relief child care centers are not required to comply with Rule 400.8110(5) of the Michigan Administrative Code, which limits the number of children in a facility. However, changes in capacity or age groups must be reported to LARA.

A disaster relief child care center must perform a health evaluation of all individuals who enter a center each time he or she seeks to enter the center, and must deny entry to those who do not meet the evaluation criteria. The evaluation criteria must include symptoms of respiratory infection (i.e., fever, cough, or shortness of breath) and contact in the last 14 days with someone with a confirmed COVID-19 diagnosis.

A willful violation of the Order is a misdemeanor.

Executive Order 2020-118

Effective June 11, 2020, and continuing until June 30, 2020, at 11:59 PM, the Order rescinds EO 2020-85, which prohibits similar activities. The Order prohibits a person from removing or excluding from leased residential premises or residential premises held under a forfeited executory contract a tenant, a vendee of a forfeited executory contract, or a person holding under a tenant or vendee, except when the tenant, vendee, or person holding under them poses a substantial risk to another person or an imminent and severe risk to property.

The Order prohibits a person from entering residential property in order to remove or exclude from the premises a tenant, a vendee of a forfeited executory contract, a person holding under a tenant or vendee, or the personal property of any of those individuals or entities, including pursuant to a writ of restitution, except when the tenant, vendee, or person holding under them poses a substantial risk to another person or an imminent and severe risk to property.

A sheriff, undersheriff or constable, deputy, or other officer may not serve process requiring forfeiture of leased residential premises or residential premises held under a forfeited executory

contract. Any requirements to that effect imposed by the Revised Judicature Act (RJA) are suspended.

The Order prohibits a person from denying a mobile home owner access to his or her mobile home, except when the owner's tenancy has been terminated because he or she poses a substantial risk to another person or an imminent and severe risk to property.

Until 30 days after the restrictions on eviction provided above expire, any statutory limits on Michigan courts to adjourn any proceedings, toll any redemption or limitation periods, or extend any deadlines are suspended.

The Order is not intended to abrogate the judicial power under the Michigan Constitution, and does not affect the inherent power of a judge to order equitable relief. In addition, the Order does not abrogate the obligation to pay or right to receive payment due under a lease, nor the obligations and duties prescribed under the RJA pertaining to demands for payment, except that a demand for payment of rent must not include a demand for possession. While the Order is in effect demand for payment may not be served by personal delivery.

As used in the Order, all terms have the meanings provided by the RJA.

A willful violation of the Order is a misdemeanor.

Executive Order 2020-119

Effective June 13, 2020, and continuing until July 9, 2020, at 11:59 PM, the Order implements limited and temporary COVID-19-related protocols and procedures regarding entry into facilities operated by the Michigan Department of Corrections and transfers to and from the Department's custody. Similar protocols and procedures must be implemented at county jails, local lockups, and juvenile detention centers. The Order also suspends temporarily certain rules and procedures to facilitate the implementation of these procedures. The Order rescinds EO 2020-62.

Michigan Department of Corrections

Under the Order, the MDOC must continue to implement risk reduction protocols to address COVID-19, which the Department already has developed and implemented at the facilities it operates, including the following:

- Screening all individuals arriving at or departing from a facility in a manner consistent with Centers for Disease Control and Prevention (CDC) guidelines (which include obtaining a temperature reading and information about travel and any contact with individuals under investigation for COVID-19 infection).
- Restricting all visits, except for attorney-related visits, and conducting those visits without physical contact to the extent feasible.
- Limiting off-site appointments for incarcerated individuals to urgent or emergency medical treatment.
- Developing and implementing protocols for incarcerated individuals who display symptoms of COVID-19, including methods for evaluation and processes for testing, isolation during testing, while awaiting results, and in the event of a positive test.

Also, the Order requires the MDOC to notify the DHHS of any suspected case that meets the criteria for COVID-19; to provide appropriate personal protective equipment to all staff; to conduct stringent cleaning of all areas and surfaces; to ensure access to personal hygiene products for incarcerated individuals and correctional staff; to ensure that protective laundering protocols are in place, post signage and continually educate on the importance of social distancing and personal hygiene; to practice social distancing in all programs and classrooms; and to minimize crowding, including interactions of groups of 10 or more.

County Jails and Transfers

Under the Order, to mitigate the risk of COVID-19 spreading in county jails, strict compliance with the capacity and procedural requirements regarding county jail overcrowding states of emergency in the County Jail Overcrowding Act (CJOA) is suspended temporarily. While the Order is in effect, all actions that are authorized under the CJOA in the event of a declaration of a county jail overcrowding state of emergency are authorized and will remain authorized without regard to any reduction in jail population. Anyone authorized to act under the Order is strongly encouraged to consider early release for all of the following, so long as they do not pose a public safety risk:

- Older individuals, individuals with chronic conditions or who are otherwise medically frail, individuals who are pregnant, and individuals nearing their release dates.
- Anyone incarcerated for a traffic violation.
- Anyone incarcerated for failure to appear or failure to pay.
- Anyone with behavioral health problems who can safely be diverted for treatment.

The Order also suspends temporarily all transfers into the custody of the MDOC. Beginning seven days from the Order's effective date, and no more than once every seven days, a county jail or local lockup may request that the Director of the MDOC determine that the jail or lockup has implemented risk reduction protocols as described above satisfactorily. If the Director determines this is the case, transfers from that jail or lockup will resume in accordance with the Department's risk reduction protocols. The Director may reject transfers that do not pass the screening protocol for entry into a facility operated by the Department.

Additionally, the Order does the following:

- Prohibits parole violators in the MDOC's custody from being transported to or lodged in a county jail or local lockup unless the Director has determined that the county jail or local lockup has satisfactorily implemented risk reduction protocols.
- Requires the State Budget Office to seek a legislative transfer so that counties may be reimbursed for lodging incarcerated individuals that would have been transferred into the MDOC's custody if not for the suspension of transfers.
- Encourages juvenile detention centers to reduce the risk of exposure to COVID-19 for those at their facilities by implementing the following measures: removing from the general population any juveniles who have COVID-19 symptoms; eliminating any form of juvenile detention or residential facility placement for juveniles unless a determination is made that a juvenile is a substantial and immediate safety risk to others; providing communications to all juveniles at such facilities regarding COVID-19, access to medical care, and community-based support; and to the extent feasible, facilitating access to family, education, and legal counsel through electronic means at no cost.

Unless otherwise directed by court order, for juveniles on court-ordered probation, the use of out-of-home confinement for technical violations of probation and any requirements for in-person meetings with probation officers are suspended temporarily.

Executive Order 2020-120

Effective June 12, 2020, the Order allows for the opening of residential, travel, and troop camps beginning June 15, 2020, at 12:01 a.m., subject to guidance by LARA. The Order covers camps which fall under the definitions provided by Rule 400.11101(n), (p), and (q) of the Michigan Administrative Code.

The Order also amends EO 2020-65. The Order strikes a sentence in EO 2020-65 and replaces it with language which references to EO 2020-110 and EO 2020-115. The change allows K-12 school sports and other extracurricular activities to resume, subject to the rules contained in EO 2020-110 and EO 2020-115, according to the region in which the school is located.

Executive Order 2020-122

Effective June 12, 2020, and continuing until June 20, 2020, the Order tolls all civil and probable pleading deadlines, consistent with Supreme Court Administrative Order 2020-3. The tolling period is from March 10, 2020, to June 19, 2020.

The Order specifies that EO 2020-58 remains in effect through June 19, 2020, and is rescinded on June 20, 2020, at 12:01 AM.

Violations of Orders

Executive Orders 2020-117 and 2020-118 specify that, consistent with Section 3 of PA 302 of 1945 (MCL 10.33) and Section 5(3) of the EMA (MCL 30.405(3)), a willful violation of these Orders is a misdemeanor.

Section 3 of PA 302 of 1945 specifies that a violation of an order, rule, or regulations made in conformity with the Act is punishable as a misdemeanor, when it states that a violation constitutes a misdemeanor. Section 5(3) of the EMA states that a person who willfully disobeys or interferes with the implementation of a rule order, or directive issued by the Governor pursuant to Section 5 of EMA is guilty of a misdemeanor. Under Section 504 of the Michigan Penal Code, if a person is convicted of a crime under State law designated as a misdemeanor for which no punishment is prescribed, the violation is punishable by up to 90 days' imprisonment or a maximum fine of \$500, or both.

Fiscal Impact

Overview

The Executive Orders will have a substantial fiscal impact, immediately and in the near future. Some of these impacts will be absorbed by existing appropriations, while others may require additional appropriations in the future. For orders that prescribe a misdemeanor penalty for a violation, each may have a negative fiscal impact on the State and local governments. New misdemeanor arrests and convictions may increase resource demands on law enforcement, court

systems, community supervision, and jails. However, it is unknown how many people will be prosecuted for a violation. Any additional revenue from imposed fines will go to local libraries.

Executive Order 2020-117

The Order will have an indeterminate but likely minor negative fiscal impact on LARA. The cost of administering provisional child care organization licenses is unknown. It is likely that existing appropriations and staffing levels will be sufficient to cover the costs of this activity, as well as the promulgation of rules required under the Order.

The Order also will have a minimal fiscal impact on the MDE. Additional costs may come from tracking credit hours for student teachers for graduation and licensure requirements. These costs likely will be minimal and within current appropriations.

In addition, the Order will have an indeterminate fiscal impact on school districts that operate disaster relief child care centers. This includes the typical costs of operating a child care center, in addition to performing health assessments on individuals who enter a center. This could lead to additional administrative costs for centers. Districts will be able to charge for child care services for reasonable and customary services. These charges should be sufficient to cover the additional costs to operate disaster relief child care centers in school districts.

Executive Order 2020-118

The Order will have a negligible fiscal impact on local law enforcement, as it would continue to prohibit, for a period of time, a required action that is taken only occasionally.

Local law enforcement officials do not evict tenants without a writ of eviction. Very few writs of eviction have been issued by district courts on account of Supreme Court Administrative Order 2020-4, which tolled all filing deadlines until the expiration of an order that extends the period in which residents are required to suspend activities that are not necessary to sustain or protect life. On June 9, 2020, the Supreme Court issued Administrative Order 2020-17, which contained guidance on how to resume adjudication of landlord-tenant cases.

Executive Order 2020-119

The Department of Corrections indicates that there will be no meaningful cost or cost savings. While some incarcerated individuals may be released early under the Order, the cost avoidance for that inmate will be negated by incoming new prisoners. Under the Order, no transfers to the Department are allowed until it certifies that the county jail has implemented all the proper protocols. The reimbursement rate for a person held at a county jail ranges from \$40-65 per night, depending on the level of prisoner held. Jails will be compensated for housing these inmates. Once those inmates are released to the MDOC's custody, the Department will no longer reimburse the county jails. The initial \$40-\$65 per day reimbursement paid by the Department will be negated by the cost avoidance of an average of \$50 per day for inmates who are released early.

Language used in the Order creates two uncertainties that may affect the fiscal impact of the Order. The first uncertainty, and likely the most important consideration, is that the language used in the Order states that juvenile detention centers are "strongly encouraged" to impose certain risk-reduction measures. This language is not mandatory in nature, compared with earlier portions

of the Order that pertain to the MDOC, in which the language requires the Department to continue to implement risk reduction protocols. Specifically, "must" denotes a requirement whereas "strongly encouraged" does not imply the same level of requirement. The second uncertainty is that the term "juvenile detention center" is not defined in statute. Terms that are used in statute include "juvenile detention facility",³ "juvenile detention home",⁴ or "child caring institution".⁵ The Order mentions "juvenile detention or residential facility placement" in Section 7(b), which is similar to terms defined under State statute. However, this reference in Section 7(b) creates additional uncertainty, as it states that "juvenile detention centers" are "strongly encouraged" to eliminate any form of detention or residential facility placement for juveniles unless a determination is made that a juvenile is a substantial and immediate safety risk to others. "Juvenile detention centers" or entities that fit within any similar term used under State statute, do not have the authority to make placement decisions for youth in care. The Probate Code reserves authority and jurisdiction for youth under 17 years of age (on October 1, 2021, this will change to youth under 18 years of age) to the judicial branch, so it is not clear how the "juvenile detention centers" listed in the Order are able to make placement decisions extrajudicially.

It is probable that even under the seemingly voluntary nature of the Order and the uncertainty of the Order's application to existing juvenile facilities (State-operated, county-operated, and privately operated), some, or even all, will heed the risk-reduction measures stated in the Order and thus will incur fiscal costs. Since it is not clear to what extent those entities will implement the measures, the cost is uncertain. There are two State-operated juvenile detention facilities, Bay Pines Center and Shawono Center, and it is likely that these facilities will implement the risk-reduction measures outlined in the Order.

Section 8 of the Order states that, unless otherwise directed by court order, for those juveniles on probation, the use of out-of-home confinement for technical violations and requirements for in-person meeting are temporarily suspended. As a result, State and local units of government may realize fiscal saving from a reduction in placements for technical probation violations.

Executive Order 2020-120

The Order will not have a significant fiscal impact on State or local government. The costs associated with enforcing the rules associated with camps and extracurricular activities likely will be absorbed by existing appropriations.

Executive Order 2020-122

The Order, in conjunction with Supreme Court Administrative Order 2020-18, resumes civil and probate judicial matters paused by the COVID-19 pandemic. The resumption of filing deadlines is not expected to have a positive or negative impact on the State or local court systems.

Conclusion

The EOs summarized above implement various measures in response to COVID-19 in Michigan. These measures affect, among other things, child care access, evictions, COVID-19 protocols for jails, prisons, and other detention centers, overnight camps, and the tolling of civil and probate

³ MCL 400.117a(1)(g).

⁴ MCL 712A.16.

⁵ MCL 722.111(1)(c).

adjudications. The EOs will have an impact on State revenue, local governments, various State departments, including LARA, the MDOC, the MDE, and the MSP, local law enforcement agencies, and local court systems.

If you have any questions regarding these Executive Orders, please do not hesitate to contact us.

/mh

Attachment

c: Christopher Harkins, Director

Executive Orders Issued since Declared State of Emergency related to COVID-19				
EO 2020-	Title	Effective Date	Rescinded by	End Date
4	Declaration of State of Emergency	3/10/2020	EO 2020-33	4/1/2020
5	Temporary prohibition on large assemblages and events, temporary school closures	3/13/2020	EO 2020-11	3/16/2020
6	Temporary restrictions on entry into health care facilities, residential care facilities, congregate care facilities, and juvenile justice facilities	3/14/2020	EO 2020-6	3/14/2020
7	Temporary restrictions on entry into health care facilities, residential care facilities, congregate care facilities, and juvenile justice facilities	3/14/2020	EO 2020-37	4/5/2020
8	Enhanced restrictions on price gouging	3/16/2020	EO 2020-18	4/13/2020
9	Temporary restrictions on the use of places of public accommodation	3/16/2020	EO 2020-20	3/22/2020
10	Temporary expansions in unemployment eligibility and cost-sharing	3/16/2020	EO 2020-24	3/25/2020
11	Temporary prohibition on large assemblages and events, temporary school closures	3/16/2020		4/5/2020
12	Enhanced support for deliveries	3/16/2020	EO 2020-44	4/13/2020
13	Temporary enhancements to operational capacity and efficiency of health care facilities	3/17/2020	EO 2020-49	4/14/2020
14	Temporary extension of deadline to redeem property for nonpayment of delinquent property taxes	3/18/2020	EO 2020-106	5/28/2020
15	Temporary authorization of remote participation in public meetings and hearings and temporary relief from monthly meeting requirements for school boards	3/18/2020	EO 2020-48	4/14/2020
16	Expanding child care access during the COVID-19 emergency	3/18/2020	EO 2020-51	4/15/2020
17	Temporary restrictions on non-essential medical and dental procedures	3/20/2020	EO 2020-96	5/28/2020
18	Enhanced restrictions on price gouging	3/20/2020	EO 2020-53	4/17/2020

Executive Orders Issued since Declared State of Emergency related to COVID-19				
EO 2020-	Title	Effective Date	Rescinded by	End Date
19	Temporary prohibition against entry to premises for the purpose of removing or excluding a tenant or mobile home owner from their home	3/20/2020	EO 2020-54	4/17/2020
20	Temporary restrictions on the use of places of public accommodation	3/22/2020	EO 2020-43	4/13/2020
21	Temporary requirement to suspend activities that are not necessary to sustain or protect life	3/24/2020	EO 2020-42	4/9/2020
22	Extension of county canvass deadlines for the March 10, 2020 Presidential Primary Election	3/24/2020		4/30/2020
23	Enhanced authorization of remote means for carrying out state administrative procedures	3/25/2020	EO 2020-45	4/13/2020
24	Temporary expansions in unemployment eligibility and cost-sharing	3/25/2020	EO 2020-57	4/22/2020
25	Temporary enhancements to operational capacity, flexibility, and efficiency of pharmacies	3/25/2020	EO 2020-56	4/21/2020
26	Extension of April 2020 Michigan income tax filing deadlines	3/27/2020		*
27	Conducting elections on May 5, 2020 using absent voter ballots	3/27/2020		5/5/2020
28	Restoring water service to occupied residences during the COVID-19 pandemic	3/28/2020		*
29	Temporary COVID-19 protocols for entry into Michigan Department of Corrections facilities and transfers to and from Department custody; temporary recommended COVID-19 protocols and enhanced early-release authorization for county jails, local lockups, and juvenile detention centers	3/29/2020	EO 2020-62	4/26/2020
30	Temporary relief from certain restrictions and requirements governing the provision of medical services	3/29/2020	EO 2020-61	4/26/2020
31	Temporary relief from standard vapor pressure restrictions on gasoline sales	3/30/2020	EO 2020-102	5/22/2020

Executive Orders Issued since Declared State of Emergency related to COVID-19				
EO 2020-	Title	Effective Date	Rescinded by	End Date
32	Temporary restrictions on non-essential veterinary services	3/31/2020	EO 2020-34	4/2/2020
33	Expanded emergency and disaster declaration	4/1/2020	EO 2020-66 EO 2020-67	4/30/2020
34	Temporary restrictions on veterinary services	4/2/2020	EO 2020-96	5/28/2020
35	Provision of K-12 education during the remainder of the 2019-2020 school year	4/2/2020	EO 2020-65	4/30/2020
36	Protecting workers who stay home, stay safe when they or their close contacts are sick	4/3/2020		*
37	Temporary restrictions on entry into health care facilities, residential care facilities, congregate care facilities, and juvenile justice facilities	4/5/2020	EO 2020-72	5/3/2020
38	Temporary extensions of certain FOIA deadlines to facilitate COVID-19 emergency response efforts	4/5/2020	EO 2020-112	6/11/2020
39	Temporary relief from certain restrictions and requirements governing the provision of emergency medical services	4/7/2020	EO 2020-112	6/3/2020
40	Temporary relief from certain credentialing requirements for motor carriers transporting essential supplies, equipment, and persons	4/8/2020	EO 2020-73	5/5/2020
41	Encouraging the use of electronic signatures and remote notarization, witnessing, and visitation during the COVID-19 pandemic	4/8/2020	EO 2020-74	5/5/2020
42	Temporary requirement to suspend activities that are not necessary to sustain or protect life	4/9/2020	EO 2020-59	4/24/2020
43	Temporary restrictions on the use of places of public accommodation	4/13/2020	EO 2020-43	4/30/2020
44	Enhanced support for deliveries	4/13/2020	EO 2020-81	5/11/2020
45	Enhanced authorization of remote means for carrying out state administrative procedures	4/13/2020	EO 2020-80	5/11/2020

Executive Orders Issued since Declared State of Emergency related to COVID-19				
EO 2020-	Title	Effective Date	Rescinded by	End Date
46	Mitigating the economic harms of the COVID-19 pandemic through the creation of a spirits buyback program for restaurants and bars throughout the state	4/13/2020		*
47	Temporary extension of validity of driver's licenses, state identification cards and registration	4/13/2020	EO 2020-78	5/8/2020
48	Temporary authorization of remote participation in public meetings and hearings and temporary relief from monthly meeting requirements for school boards	4/14/2020	EO 2020-75	5/6/2020
49	Temporary enhancements to operational capacity and efficiency of health care facilities	4/14/2020	EO 2020-82	5/12/2020
50	Enhanced protections for residents and staff of long-term care facilities during the COVID-19 pandemic	4/15/2020	EO 2020-84	5/13/2020
51	Expanding child care access during the COVID-19 pandemic	4/15/2020	EO 2020-83	5/13/2020
52	Temporary extension of certain pesticide applicator certificates	4/17/2020		*
53	Enhance restrictions on price gouging	4/17/2020	EO 2020-89	5/15/2020
54	Temporary prohibition against entry to premises for the purpose of removing or excluding a tenant or mobile home owner from their home	4/17/2020	EO 2020-85	5/14/2020
55	Michigan Coronavirus Task Force on Racial Disparities	4/20/2020		*
56	Temporary enhancements to operational capacity, flexibility, and efficiency of pharmacies	4/21/2020	EO 2020-93	5/19/2020
57	Temporary expansions in unemployment eligibility and cost-sharing	4/22/2020	EO 2020-76	5/6/2020
58	Temporary suspension of certain timing requirements relating to the commencement of civil and probate actions and proceedings	4/22/2020	EO 2020-122	6/19/2020
59	Temporary requirement to suspend activities that are not necessary to sustain or protect life	4/24/2020	EO 2020-70	5/15/2020

Executive Orders Issued since Declared State of Emergency related to COVID-19				
EO 2020-	Title	Effective Date	Rescinded by	End Date
60	Temporary safety measures for food-selling establishments and pharmacies and temporary relief from requirements applicable to the renewal of licenses for the food-service industry	4/24/2020	EO 2020-71	5/1/2020
61	Temporary relief from certain restrictions and requirements governing the provision of medical services	4/26/2020		*
62	Temporary COVID-19 protocols for entry into Michigan Department of Corrections facilities and transfers to and from Department custody; temporary recommended COVID-19 protocols and enhanced early-release authorization for county jails, local lockups, and juvenile detention centers.	4/26/2020	EO 2020-119	6/11/2020
63	Temporary suspending the expiration of personal protection orders	4/27/2020		7/21/2020
64	Affirming anti-discrimination policies and requiring certain health care providers to develop equitable access to care protocols	4/29/2020		*
65	Provision of K-12 education during the remainder of the 2019-2020 school year	4/30/2020		*
66	Termination of the state of emergency and disaster declared under the Emergency Management Act in Executive Order 2020-33	4/30/2020		4/30/2020
67	Declaration of state of emergency under the Emergency Powers of the Governor Act, 1945 PA 302	4/30/2020	EO 2020-99	5/22/2020
68	Declaration of states of emergency and disaster under the Emergency Management Act, 1976 PA 390	4/30/2020	EO 2020-99	5/22/2020
69	Temporary restrictions on the use of places of public accommodation	4/30/2020	EO 2020-110	6/1/2020
70	Temporary requirement to suspend activities that are not necessary to sustain or protect life	5/1/2020	EO 2020-77	5/7/2020

Executive Orders Issued since Declared State of Emergency related to COVID-19				
EO 2020-	Title	Effective Date	Rescinded by	End Date
71	Temporary safety measures for food-selling establishments and pharmacies and temporary relief from requirements applicable to the renewal of licenses for the food-service industry	5/1/2020	EO 2020-109	5/29/2020
72	Temporary restrictions on entry into health care facilities, residential care facilities, congregate care facilities, and juvenile justice facilities	5/3/2020	EO 2020-108	5/29/2020
73	Temporary relief from certain credentialing requirements for motor carriers transporting essential supplies, equipment, and persons	5/5/2020		6/2/2020
74	Encouraging the use of electronic signatures and remote notarization, witnessing, and visitation during the COVID-19 pandemic	5/5/2020		6/30/2020
75	Temporary authorization of remote participation in public meetings and hearings and temporary relief from monthly meeting requirements for school boards	5/6/2020	EO 2020-129	6/18/2020
76	Temporary expansions in unemployment eligibility and cost-sharing	5/6/2020		*
77	Temporary requirement to suspend certain activities that are not necessary to sustain or protect life	5/7/2020	EO 2020-92	5/18/2020
78	Temporary extension of the validity of driver licenses, state identification cards, and certain vehicle registrations	5/8/2020		7/31/2020
79	Temporary suspension of youth work permit application requirements	5/11/2020		6/8/2020
80	Enhanced authorization of remote means for carrying out state administrative procedures	5/11/2020	EO 2020-80	6/4/2020
81	Enhanced support for deliveries	5/11/2020		5/25/2020
82	Temporary enhancements to operational capacity and efficiency of health care facilities	5/12/2020	EO 2020-112	6/3/2020

Executive Orders Issued since Declared State of Emergency related to COVID-19				
EO 2020-	Title	Effective Date	Rescinded by	End Date
83	Expanding child care access during the COVID-19 pandemic	5/13/2020	EO 2020-117	6/9/2020
84	Enhanced protections for residents and staff of long-term care facilities during the COVID-19 pandemic	5/13/2020	EO 2020-95	5/20/2020
85	Temporary prohibition against entry to premises for the purpose of removing or excluding a tenant or mobile home owner from their home	5/14/2020	EO 2020-118	6/11/2020
86	Encouraging the use of telehealth services during the COVID-19 emergency	5/14/2020		*
87	Temporary Extension of Deadlines for Boards of Review, County Equalization, and Tax Tribunal Jurisdiction	5/14/2020		**
88	COVID-19 Return to School Advisory Council Executive Office of the Governor	5/15/2020		
89	Enhanced restrictions on price gouging	5/15/2020		6/12/2020
90	Resumption of laboratory research activities	5/15/2020	EO 2020-92	5/18/2020
91	Safeguards to protect Michigan's workers from COVID-19	5/18/2020	EO 2020-97	
92	Temporary requirement to suspend certain activities that are not necessary to sustain or protect life	5/18/2020	EO 2020-96	5/21/2020
93	Temporary enhancements to operational capacity, flexibility, and efficiency of pharmacies	5/19/2020	EO 2020-124	6/16/2020
94***	Declaration of State of Emergency [Midland]	5/19/2020		6/16/2020
95	Enhanced protections for residents and staff of long-term care facilities during the COVID-19 pandemic	5/20/2020	EO 2020-123	6/15/2020
96	Temporary requirement to suspend certain activities that are not necessary to sustain or protect life	5/21/2020	EO 2020-110	6/1/2020
97	Safeguards to protect Michigan's workers from COVID-19	5/21/2020		

Executive Orders Issued since Declared State of Emergency related to COVID-19				
EO 2020-	Title	Effective Date	Rescinded by	End Date
98***	Declaration of State of Emergency [Midland, Arenac, Gladwin, Saginaw]	5/22/2020		6/16/2020
99	Declaration of state of emergency and state of disaster related to the COVID-19 pandemic	5/22/2020	EO 2020-127	6/18/2020
100	Amending certain previously issued executive orders to clarify their duration	5/22/2020		
101	Extending the expiration date for watercraft registration	5/22/2020		7/31/2020
102	Temporary Relief from Standard Vapor Pressure Restrictions on Gasoline Sales	5/22/2020		6/30/2020
103	Providing alternative notice of public hearing under Michigan's tax abatement statutes	5/22/2020		6/30/2020
104	Increasing COVID-19 testing by expanding the scope of practice for certain professionals and encouraging the establishment of community testing locations	5/26/2020		*
105***	Declaration of State of Emergency [Iosco]	5/26/2020		6/16/2020
106	Establishing deadline to redeem property for nonpayment of delinquent property taxes	5/28/2020		6/29/2020
107***	Department of Labor and Economic Opportunity Michigan Workforce Development Board	5/29/2020		
108	Temporary restrictions on entry into health care facilities, residential care facilities, congregate care facilities, and juvenile justice facilities	5/29/2020		6/26/2020
109	Temporary safety measures for food-selling establishments and pharmacies and temporary relief from requirements applicable to the renewal of licenses for the food-service industry	5/29/2020	EO 2020-126	6/17/2020
110	Temporary restrictions on certain events, gatherings, and businesses	6/1/2020		*

Executive Orders Issued since Declared State of Emergency related to COVID-19				
EO 2020-	Title	Effective Date	Rescinded by	End Date
111	Protecting the Food Supply and Migrant and Seasonal Agricultural Workers from the effects of COVID-19	6/1/2020		6/29/2020
112	Rescission of certain executive orders	6/3/2020		*
113	Enhanced authorization of remote means for carrying out state administrative procedures	6/4/2020		6/30/2020
114	Safeguards to protect Michigan's workers from COVID-19	6/5/2020		*
115	Temporary restrictions on certain events, gatherings, and businesses	6/5/2020		*
116	Temporary suspension of youth work permit application requirements	6/5/2020		7/3/2020
117	Expanding child care access during the COVID-19 pandemic	6/9/2020		7/7/2020
118	Temporary prohibition against entry to premises for the purpose of removing or excluding a tenant or mobile home owner from their home	6/11/2020		7/30/2020
119	Temporary COVID-19 protocols for entry into Michigan Department of Corrections facilities and transfers to and from Department custody; temporary recommended COVID-19 protocols and enhanced early-release authorization for county jails, local lockups, and juvenile detention centers	6/11/2020		7/9/2020
120	Returning overnight camps to operation	6/12/2020		
121***	Department of State Police Michigan Commission on Law Enforcement Standards Executive Reorganization	8/12/2020		
122	Ending the extension of case-initiation deadlines	6/12/2020		
123	Enhanced protections for residents and staff of long-term care facilities during the COVID-19 pandemic	6/15/2020		7/12/2020

Executive Orders Issued since Declared State of Emergency related to COVID-19				
EO 2020-	Title	Effective Date	Rescinded by	End Date
124	Temporary enhancements to operational capacity, flexibility, and efficiency of pharmacies	6/16/2020		7/14/2020
125	Clarifying WDCA Eligibility for Workplace Exposure to COVID-19	6/17/2020	EO 2020-128	6/18/2020
126	Temporary safety measures for food-selling establishments and pharmacies and temporary relief from requirements applicable to the renewal of licenses for the food-service industry	6/17/2020		7/15/2020
127	Declaration of state of emergency and state of disaster related to the COVID-19 pandemic	6/18/2020		7/16/2020
128	Clarifying WDCA Eligibility for Workplace Exposure to COVID-19	6/18/2020		*
129	Temporary authorization of remote participation in public meetings and hearings and temporary relief from monthly meeting requirements for school boards	6/18/2020		7/31/2020
130***	Executive Office of the Governor Michigan Statewide Independent Living Council Rescission of Executive Order 2016-11	7/15/2020		
*The end date for these marked items will be the end of the declared state of emergency or a date reasonably related to the end of the declared state of emergency.				
**Affecting the 2020 tax year, only.				
***These indicate non-COVID-19 related Executive Orders.				