

**EMERGENCY EXECUTIVE ORDER  
NO. 8  
SHELTER IN PLACE**

**MARCH 2020**

# EMERGENCY EXECUTIVE ORDER NO. 8

COVID-19 Executive Order No. 8, Section 1: Beginning March 21, 2020, at 5 p.m., all Illinois citizens are ordered to stay at home or at their residence. Citizens may leave their homes only for Essential Activities and must at all times maintain social distancing of at least six feet from any other person. Essential activities include activities in furtherance of health and safety (going to the doctor or pharmacy); obtaining necessary supplies and services (grocery store, hardware store, takeout); outdoor activity provided that social distancing is practiced; work related to essential businesses or operations (going to work); caring for family, friends, and pets; and obtaining public health or human services.

COVID-19 Executive Order No. 8, Section 3: Beginning March 21, 2020 at 5 p.m., all public and private gatherings of any number of people occurring outside a single household or living unit are prohibited, except for certain limited purposes related to essential activities or essential government or business operations. Groups of more than 10 people in a public location are prohibited.

# WHAT ARE ESSENTIAL ACTIVITIES?

- **For health and safety.** seeking emergency services, obtaining medical supplies or medication, or visiting a health care professional.
- **For necessary supplies and services.** To obtain necessary services or supplies such as groceries and food, household consumer products, supplies they need to work from home, and products necessary to maintain the safety, sanitation, and essential operation of residences.
- **For outdoor activity.** To engage in outdoor activity, provided the individuals comply with Social Distancing Requirements, walking, hiking, running, or biking. Individuals may go to public parks and open outdoor recreation areas.
- **For certain types of work.** To perform work providing essential products and services such as Healthcare and Public Health Operations, Human Services Operations, Essential Governmental Functions, and Essential Infrastructure
- **To take care of others.** To care for a family member, friend, or pet in another household, and to transport family members, friends, or pets

## WHAT IS **NOT** AN ESSENTIAL ACTIVITY?

- Essential activities **DO NOT INCLUDE** visiting places of public amusement, such as carnivals, amusement parks, water parks, aquariums, zoos, museums, arcades, fairs, children's play centers, playgrounds, theme parks, bowling alleys, movie and other theaters, concert and music halls, and country clubs or social clubs, fitness and exercise gyms, spas, salons, barber shops, tattoo parlors, and similar facilities.

# COMMUNITY CARETAKING

## • STEP ONE: EXERCISE COMMUNITY CARETAKING FUNCTION

- **Community caretaking** refers to a police act that is unrelated to the investigation of crime. Community caretaking does not require police to have reasonable suspicion, probable cause, or a warrant to engage in contact with a citizen to protect health and safety. *People v. McDonough*, 239 Ill. 2d 260, 271-75 (2010).
- Using their community caretaking authority, law enforcement is encouraged engage with citizens who are outside their residences or in public places without an obvious essential purpose to evaluate whether the person should be out; to educate the person on the purpose and guidelines of EO 8, and to direct that person to leave a certain location and/or return to his/her residence if appropriate.

## LARGE GROUPS

- If a large group is gathered in a non-essential business location, or in an outdoor area, law enforcement is free to use their training to disperse the crowd for public safety purposes.

# STAY SAFE

- Law enforcement should exercise safety precautions when engaging in the community caretaking function, e.g. remaining in vehicle and speaking to citizen through window; practicing social distancing, and use of in car public address system, use of PPE per department directive.

- **STEP TWO: ENFORCEMENT (LAST RESORT)**

- If a person refuses to comply with a verbal command to return to leave a public location, and/or return to his/her residence, or if a gathered crowd refuses to disburse, law enforcement should use verbal commands to facilitate disbursement;
- Stop cards or field reports can be filled out if necessary.
- In extreme circumstances of non-compliance, and with required probable cause, misdemeanor citations may be issued for offenses such as:
  - Reckless Conduct, 725 ILCS 5/12-5(a), a Class A misdemeanor
  - Disorderly Conduct, 725 ILCS 5/26-1(a),(1), a Class C misdemeanor
  - Mob Action, 725 ILCS 5/25-1(a)(2), a Class C misdemeanor
- Citizens **should not be taken into custody** ( bonding procedures should comport with department directives and directives provided local State's Attorney's Office in light of COVID protocols).



# GROUP GATHERINGS

- IF A GROUP OF 10 OR MORE IS GATHERED IN VIOLATION OF EO 8:
  - LAW ENFORCEMENT SHOULD INQUIRE TO DETERMINE WHETHER THE GATHERING IS AN EXCEPTION RECOGNIZED BY EO 8. IF IT IS NOT, LAW ENFORCEMENT SHOULD ADVISE GROUP OF EO8 AND PROVIDE VERBAL COMMANDS TO DISPERSE TO ENSURE PUBLIC SAFETY.
  - IF GROUPS CONTINUE TO CONGREGATE IN THE LOCATION, LOCAL LAW ENFORCEMENT MAY ADVISE ISP ZONE COMMANDER OF NON-COMPLIANCE; ZONE COMMANDER MAY COORDINATE WITH RELEVANT STATE AGENCIES AND SAOs.

- Northern Command – Major M. Witt, 847-294-4525, [Michael.Witt@illinois.gov](mailto:Michael.Witt@illinois.gov)
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  - Zone 3 – Captain R. Wilk, 815-726-6377 [Richard.Wilk@illinois.gov](mailto:Richard.Wilk@illinois.gov),
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  - Zone 6 – Lt. C. Brown, 618-346-3721, [Calvin.Brown@illinois.gov](mailto:Calvin.Brown@illinois.gov)
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ISP Districts Map - <https://www.isp.state.il.us/districts/districtfinder.cfm>