

EXECUTIVE ORDER NO. 325

WHEREAS, on March 9, 2020, I issued Executive Order No. 103, declaring the existence of a Public Health Emergency, pursuant to the Emergency Health Powers Act ("EHPA"), N.J.S.A. 26:13-1 et seq., and a State of Emergency, pursuant to the New Jersey Civilian Defense and Disaster Control Act ("Disaster Control Act"), N.J.S.A. App A:9-33 et seq., in the State of New Jersey for Coronavirus disease 2019 ("COVID-19"), the facts and circumstances of which are adopted by reference herein; and

WHEREAS, through Executive Order Nos. 119, 138, 151, 162, 171, 180, 186, 191, 200, 210, 215, 222, 231, 235, and 240, which were issued each month between April 7, 2020 and May 14, 2021, the facts and circumstances of which are adopted by reference herein, I declared that the COVID-19 Public Health Emergency in effect at the time continued to exist; and

WHEREAS, New Jersey made significant progress in responding to COVID-19 and mitigating its devastating effects, in particular in light of the advent of several effective vaccines that, among other things, had significantly reduced the likelihood of both contracting and transmitting the variants of COVID-19 that were present in the United States at the time; and

WHEREAS, on June 4, 2021, in light of these developments, I signed Assembly Bill No. 5820 into law as P.L.2021, c.103, and issued Executive Order No. 244, which terminated the Public Health Emergency declared in Executive Order No. 103 (2020); and

WHEREAS, Section 4 of P.L.2021, c.103 provides that "[t]he termination of the public health emergency declared by the Governor in Executive Order No. 103 (2020), as extended, shall in no way diminish, limit, or impair the powers of the Governor" pursuant to the Disaster Control Act, and that the State of Emergency declared

in Executive Order No. 103 (2020) pursuant to that Act "shall remain in effect until terminated by the Governor"; and

WHEREAS, Section 5 of P.L.2021, c.103 specifically provides that "[f]ollowing the termination of the public health emergency declared by the Governor in Executive Order No. 103 (2020), as extended, the Governor, Commissioner of the Department of Health ("DOH"), and the head of any other State agency may issue orders, directives, and waivers pursuant to P.L.2005, c.222 (C.26:13-1 et seq.) related to (1) vaccination distribution, administration, and management, (2) COVID-19 testing, (3) health resource and personnel allocation, (4) data collection, retention, sharing, and access, (5) coordination of local health departments, and (6) implementation of any applicable recommendations of the Centers for Disease Control and Prevention ("CDC") to prevent or limit the transmission of COVID-19, including in specific settings"; and

WHEREAS, on August 6, 2021, I issued Executive Order No. 252, which requires certain health care and high-risk congregate settings (collectively, "covered settings") to maintain a policy that requires all covered workers to either provide adequate proof to the covered settings that they have been fully vaccinated or submit to COVID-19 testing at minimum one to two times weekly beginning September 7, 2021; and

WHEREAS, in addition to leaving the prior State of Emergency in effect, nothing in P.L.2021, c.103 prevented the Governor from declaring any new public health emergency under the EHPA, N.J.S.A. 26:13-1 et seq., should the evolving circumstances on the ground require such a declaration; and

WHEREAS, as the CDC has recognized, viruses can change through mutation and mutations can result in variants of the virus, and some variants can spread more easily and quickly than other variants of the same virus, which may lead to more cases of

COVID19, increased strain on healthcare resources, more hospitalizations, and more deaths; and

WHEREAS, since Executive Order No. 244 (2021) took effect, the CDC identified several additional variants of concern of COVID-19 in the United States, including the B.1.617.2 (Delta) variant and the B1.1.529, BA.1, BA.1.1, BA.2, BA.3, BA.4, and BA.5 lineages of the Omicron variant ("Omicron"); and

WHEREAS, although New Jersey was able to end the initial Public Health Emergency on account of the effectiveness of vaccines in reducing transmissibility of COVID-19, the Omicron spread more easily than other variants and required additional action to protect the public; and

WHEREAS, on January 11, 2022, I issued Executive Order No. 280, declaring the existence of a new Public Health Emergency, pursuant to the EHPA, N.J.S.A. 26:13-1 et seq., and continuing the State of Emergency declared in Executive Order No. 103 (2020) pursuant to the Disaster Control Act, N.J.S.A. App. A:9-33 et seq., in the State of New Jersey due to the surge of cases and hospitalizations tied to the new variants of COVID-19; and

WHEREAS, on January 11, 2022, I issued Executive Order No. 281, extending various orders to ensure the State continues to have the necessary resources in place to respond to the new variants of COVID-19; and

WHEREAS, on January 19, 2022, I issued Executive Order No. 283, requiring covered settings to maintain a policy that requires all covered workers to provide adequate proof to the covered settings that they are up to date with their COVID-19 vaccinations, including a booster dose when eligible; and

WHEREAS, on February 10, 2022, I issued Executive Order No. 288, which declared that the Public Health Emergency declared in Executive Order No. 280 (2022) continued to exist; and

WHEREAS, on March 2, 2022, I issued Executive Order No. 290, clarifying and extending the timeframes within which covered settings must require their covered workers to comply with the vaccination and booster requirements set forth in Executive Order No. 283 (2022); and

WHEREAS, as a result of significant emergency measures taken, the State made considerable progress in combating COVID-19 variants and decreasing key statistics, such as the number of hospitalized patients in the State, the number of daily positive COVID-19 cases, spot positivity, and the rate of transmission; and

WHEREAS, in light of these developments, on March 4, 2022, I issued Executive Order No. 292 terminating the Public Health Emergency declared in Executive Order No. 280 (2022) effective March 7, 2022, while continuing the State of Emergency declared in Executive Order No. 103 (2020); and

WHEREAS, Executive Order No. 292 (2022) stated that Executive Order Nos. 111, 112, and 207 (2020), Nos. 252, 253, 264, and 271 (2021) and Nos. 283 and 290 (2022) remain in full force and effect pursuant to the Disaster Control Act, N.J.S.A. App. A:9-33 et seq., except that Paragraphs 11 and 13 of Executive Order No. 264 (2021) were rescinded; and

WHEREAS, on April 13, 2022, consistent with the authority I retained under the Disaster Control Act and Section 5 of P.L.2021, c.103, I issued Executive Order No. 294, clarifying the vaccination and booster requirements applicable to workers in certain covered settings as set forth in Executive Order No. 283 (2022) and Executive Order No. 290 (2022); and

WHEREAS, throughout the course of the COVID-19 pandemic, and even as federal emergency declarations relating to COVID-19 have subsequently been rescinded, the U.S. Food and Drug Administration

("FDA") has continually evaluated data regarding both the safety and continued effectiveness of the COVID-19 vaccines; and

WHEREAS, according to the CDC, various treatments and FDA-authorized therapeutics for COVID-19, such as antiviral medications and monoclonal antibodies, that can reduce the likelihood of severe illness and death have become widely available; and

WHEREAS, on August 11, 2022, the CDC issued updated and consolidated COVID-19 guidance for the general population which recognized that high levels of vaccine and infection-induced immunity and the availability of effective treatments and prevention tools have substantially reduced the risk for medically significant COVID-19 illness, and associated hospitalization and death; and

WHEREAS, the CDC's general population guidance observed that as a result of improved circumstances and the availability of multicomponent prevention measures, public health efforts to minimize the impacts of COVID-19 can now be tailored to individual and societal health factors, with a focus on reducing medically significant illness and minimizing the strain on the health care system; and

WHEREAS, the CDC's general population guidance further recognized that in general community settings, local public health officials and jurisdictions are equipped with a host of COVID-19 prevention strategies and localized data to decide which mitigation protocols to use and when, based on COVID-19 Community Levels and setting-specific factors; and

WHEREAS, in the months that followed, the FDA began issuing amended Emergency Use Authorizations ("EUAs") of bivalent Moderna and Pfizer-BioNTech COVID-19 vaccines to expanded age groups, and the CDC began issuing additional guidance for specific settings

where risk of COVID-19 transmission is higher than compared with the general population; and

WHEREAS, on September 23, 2022, the CDC issued updated guidance for health care settings and health care personnel, including long-term care and home health settings, which recommended the use of certain infection prevention and control measures based on facility- and population-specific factors; and

WHEREAS, the CDC's updated infection prevention and control guidance continues to encourage health care settings and personnel to remain up to date with all recommended COVID-19 vaccine doses, but recommended that health care settings implement infection prevention and control measures based on a risk-based assessment, including when COVID-19 Community Transmission Levels are high, or where additional risk factors for transmission are present; and

WHEREAS, the CDC's updated infection prevention and control guidance expressly states that routine COVID-19 screening testing is no longer recommended in health care settings; and

WHEREAS, on November 29, 2022, the CDC issued updated guidance for high-risk congregate settings, similarly recommending that high-risk congregate settings tailor their COVID-19 prevention strategies to various circumstances, including the needs of any residents who are at greater risk for severe health outcomes, any structural or operational features that limit the facility's COVID-19 prevention capabilities, and any rise in COVID-19 Community Levels in the relevant area; and

WHEREAS, the CDC's updated guidance for high-risk congregate settings continues to encourage staff, residents, and visitors to remain up to date with all recommended COVID-19 vaccine doses, but expressly states that routine COVID-19 screening testing is no longer recommended in high-risk congregate settings; and

WHEREAS, New Jersey has administered over 20 million doses of the COVID-19 vaccine in the State to date, with over 8 million or 93% of New Jerseyans having received at least one dose of the vaccine; and

WHEREAS, over the last six months, the State has experienced stable rates on key benchmark statistics, such as the number of hospitalized patients, patients in intensive care, and ventilators in use, the spot positivity of COVID-19 tests, and the virus's reproductive rate; and

WHEREAS, as a result of significant public health efforts, the number of daily COVID-19 hospitalizations is down over 90% since the peak of the Omicron surge in January 2022; and

WHEREAS, New Jersey public health officials observed a relatively mild 2023 winter in key statistical areas of COVID-19 monitoring, such as the number of hospitalized patients in the State and the number of daily positive COVID-19 cases, when compared to the 2021 and 2022 winter seasons; and

WHEREAS, in light of the CDC's updated guidance, and given the progress the State has made to date, the State can continue to responsibly lift the limited number of COVID-19 requirements still in place, including the requirement that high-risk congregate settings maintain a policy requiring covered workers to provide proof that they are up to date with their COVID-19 vaccinations or otherwise submit to weekly or twice weekly COVID-19 testing, and the requirement that health care settings require unvaccinated covered workers to submit to weekly or twice weekly COVID-19 testing; and

WHEREAS, despite the extensive progress made in combatting COVID-19, and the ability to lift certain mitigation protocols, there remains a critical need to ensure the safety of health care workers and vulnerable patient populations seeking care in health

care settings, and to safeguard against potentially severe health outcomes and death in those settings where enhanced infection prevention and control measures are needed most; and

WHEREAS, waning immunity among health care workers increases their susceptibility to the virus and can place further strain on the State's health care workforce, threatening the ability to provide critical care to individuals; and

WHEREAS, as of the date of this Order, the federal Centers for Medicare & Medicaid Services ("CMS") Omnibus COVID-19 Health Care Staff Vaccination Interim Final Rule (CMS-3415-IFC) continues to require most Medicare and Medicaid-certified providers' and suppliers' staff to be vaccinated against COVID-19 in order to participate in Medicare and Medicaid programs; and

WHEREAS, as the U.S. Supreme Court has recognized, there is nothing unusual about continuing to require vaccinations in such health care settings, even outside the posture of an emergency, and that "[v]accination requirements are a common feature of the provision of healthcare in America: Healthcare workers around the country are ordinarily required to be vaccinated for diseases such as hepatitis B, influenza, and measles, mumps, and rubella," Biden v. Missouri, 142 S. Ct. 647 (2022) (citing CDC, State Healthcare Worker and Patient Vaccination Laws (Feb. 28, 2018)); and

WHEREAS, vaccination requirements are common in New Jersey in health care settings, even outside the posture of an emergency, see, e.g., N.J.S.A. 26:2H-18.79 (requires annual influenza vaccine for all workers at "health care facilities"); and

WHEREAS, continuing to require health care workers to be up to date with their COVID-19 vaccinations, including the first booster dose for which they are eligible, can help prevent outbreaks and reduce transmission to vulnerable individuals who may be at higher risk of severe disease; and

WHEREAS, continued surveillance of COVID-19 cases, clusters, and outbreaks in covered settings is necessary for DOH to understand and track COVID-19, as the State continues the next phase of the COVID-19 response; and

WHEREAS, the Constitution and statutes of the State of New Jersey, including P.L.2021, c.103, N.J.S.A. App. A: 9-33 et seq., N.J.S.A. 38A:3-6.1, and N.J.S.A. 38A:24, and all amendments and supplements thereto, confer upon the Governor of the State of New Jersey certain emergency powers, which I have invoked;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The COVID-19 vaccination and testing requirements for high-risk congregate settings, as required or extended by Executive Order No. 252 (2021) and Nos. 283, 290, and 294 (2022), and Paragraph 2 of Executive Order No. 281 (2022), are hereby rescinded.

2. Executive Order No. 252 (2021) and Nos. 283, 290, and 294 (2022), and Paragraph 2 of Executive Order No. 281 (2022) are hereby modified to provide that health care settings shall no longer be required to maintain a policy that requires covered workers to submit to weekly or twice weekly COVID-19 testing under the circumstances outlined in such Executive Orders.

3. Health care settings shall continue to be required to maintain a policy that requires covered workers to provide adequate proof that they are up to date with their COVID-19 vaccinations pursuant to Executive Order No. 252 (2021) and Nos. 283, 290, and 294 (2022), and Paragraph 2 of Executive Order No. 281 (2022).

4. Nothing in this Order shall prevent covered settings from choosing to maintain a COVID-19 vaccination or testing policy,

including but not limited to, one implemented pursuant to Executive Order No. 252 (2021) and Nos. 283, 290, and 294 (2022), or from establishing a COVID-19 vaccination or testing policy that includes additional or stricter requirements.

5. The Commissioner of DOH is hereby authorized to issue a directive supplementing the requirements outlined in this Order, which may include, but not be limited to, any requirements for reporting COVID-19 vaccination data to DOH.

6. For purposes of this Order, consistent with the definition provided by Executive Order Nos. 252 (2021) and 283 (2022), covered settings shall be defined as follows: "Health care settings" shall include acute, pediatric, inpatient rehabilitation, and psychiatric hospitals, including specialty hospitals, and ambulatory surgical centers; long-term care facilities; intermediate care facilities; residential detox, short-term, and long-term residential substance abuse disorder treatment facilities; clinic-based settings like ambulatory care, urgent care clinics, dialysis centers, Federally Qualified Health Centers, family planning sites, and Opioid Treatment Programs; and community-based healthcare settings including Program of All-inclusive Care for the Elderly, pediatric and adult medical day care programs, and licensed home health agencies and registered health care service firms operating within the State. "High-risk congregate settings" include State and county correctional facilities; all congregate care settings operated by the Juvenile Justice Commission, which includes secure care facilities and residential community homes; licensed community residences for individuals with intellectual and developmental disabilities ("IDD") and traumatic brain injury ("TBI"); licensed community residences for adults with mental illness; certified day programs for individuals with IDD and TBI; and group homes and psychiatric

community homes licensed by the Department of Children and Families.

7. For purposes of this Order, consistent with the definition provided by Executive Order Nos. 252 (2021) and 283 (2022), "covered workers" shall include employees, both full- and part-time, contractors, and other individuals working in covered settings, including individuals providing operational or custodial services or administrative support.

8. For purposes of this Order, consistent with the definition provided by Executive Order No. 294 (2022), a covered worker of a health care setting shall be considered "up to date with their COVID-19 vaccinations" if they have received a primary series, which consists of either a 2-dose series of an mRNA COVID-19 or protein subunit vaccine, or a single dose viral vector COVID-19 vaccine, and the first booster dose for which they are eligible as recommended by the CDC. Covered workers of health care settings will only be considered up to date with their vaccinations when they have received a COVID-19 vaccine that is currently authorized for emergency use by the FDA or the World Health Organization, or that are approved for use by the same. Covered workers of health care settings who are not up to date with their vaccinations, or for whom vaccination status is unknown or who have not provided sufficient proof of documentation, must be considered noncompliant for purposes of this Order.

9. The policies adopted by health care settings pursuant to this Order must provide appropriate accommodations, to the extent required by federal or state law, for employees who request and receive an exemption from COVID-19 vaccination because of a disability, medical condition, or sincerely held religious belief, practice, or observance.

10. Any provisions of Executive Order No. 252 (2021) and Nos. 281, 283, 290, and 294 (2022) that are inconsistent with this Order are superseded.

11. It shall be the duty of every person or entity in this State or doing business in this State and of the members of the governing body and every official, employee, or agent of every political subdivision in this State and of each member of all other governmental bodies, agencies, and authorities in this State of any nature whatsoever, to cooperate fully in all matters concerning this Order, and to cooperate fully with any Administrative Orders issued pursuant to this Order.

12. No municipality, county, or any other agency or political subdivision of this State shall enact or enforce any order, rule, regulation, ordinance, or resolution which will or might in any way conflict with any of the provisions of this Order, or which will or might in any way interfere with or impede its achievement.

13. Penalties for violations of this Order may be imposed under, among other statutes, N.J.S.A. App. A:9-49 and -50.

14. This Order shall take effect immediately and shall remain in effect until revoked or modified by the Governor.

GIVEN, under my hand and seal this
3rd day of April,
Two Thousand and Twenty-
three, and of the
Independence of the United
States, the Two Hundred and
Forty-Seventh.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 326

WHEREAS, New Jersey's Constitution and statutes espouse the fundamental principles of fairness and equal treatment of all New Jersey residents; and

WHEREAS, New Jersey's community of residents who are lesbian, gay, bisexual, transgender, queer, questioning, intersex, asexual, or otherwise do not identify as heterosexual or cisgender ("LGBTQIA+") can experience inequality in our health care system, particularly when seeking care related to sexual orientation, gender identity, and gender expression; and

WHEREAS, as one of the first states in the country to explicitly prohibit discrimination based on sexual orientation, gender identity, and gender expression, New Jersey seeks to address societal barriers to equality faced by the LGBTQIA+ community; and

WHEREAS, P.L.2017, c.176 prohibits health insurers from denying or limiting coverage, or denying a claim, for services due to a covered person's gender identity or expression or on the basis that the person is a transgender person, including any health care services related to gender transition if coverage is available for those services when not related to gender transition; and

WHEREAS, P.L.2017, c.117 further provides that a carrier offering a health benefits plan in this State shall provide coverage and payment for health care services delivered to a covered person through telemedicine or telehealth on the same basis as and at a provider reimbursement rate that does not exceed the provider reimbursement that is applicable when the services are delivered through in-person contact and consultation in New Jersey, provided the services are otherwise covered under the plan when delivered in person; and

WHEREAS, it has been a priority of my Administration to ensure that members of the LGBTQIA+ community are safe, protected, and welcome in New Jersey; and

WHEREAS, in July 2018, I signed Senate Bill No. 705 (P.L.2018, c.60) creating the Transgender Equality Task Force, which was charged with preparing a report and recommendations for advancing transgender equality in New Jersey; and

WHEREAS, in June 2019, I was honored to support LGBTQIA+ New Jerseyans by flying the Pride flag from Drumthwacket for the first time in the State's history; and

WHEREAS, in my first term, I was proud to sign Senate Bill No. 478 (Second Reprint), the "Babs Siperstein Law" (P.L.2018, c.58), which allows individuals to amend the gender marker on their birth certificate without having to undergo the prior law's requirement of gender-affirmation surgery; and

WHEREAS, in corresponding legislation, I signed Senate Bill No. 493 (First Reprint) (P.L.2018, c.59), allowing individuals to honor their deceased loved ones by recording the appropriate gender identity on the decedent's death certificate; and

WHEREAS, in March 2021, I signed Senate Bill No. 2545 (P.L.2021, c.33), establishing a "Bill of Rights" for LGBTQIA+ seniors and prohibiting long-term care facilities from engaging in discriminatory practices against residents or prospective residents based on a person's actual or perceived sexual orientation, gender identity, gender expression, intersex status, or human immunodeficiency virus (HIV) status; and

WHEREAS, in December 2022, I was proud to name Allison Chris Myers as the first transgender person to serve as a Cabinet member in New Jersey history; and

WHEREAS, despite the progress our State has made, members of the LGBTQIA+ community, particularly transgender and non-binary individuals, or individuals whose gender identity, expression, or behavior is different from those typically associated with their assigned sex at birth, face considerable challenges in accessing

health care, including stigmatization, discrimination, and a lack of medical professionals trained in providing culturally competent health care services to LGBTQIA+ individuals; and

WHEREAS, according to the 2015 U.S. Transgender Survey, an anonymous online survey of over 27,000 adults identifying as transgender, one third of survey respondents who saw a health care provider in the year preceding the survey reported having a negative experience related to being transgender, such as verbal harassment, refusal of treatment, or having to educate the provider in order to get appropriate care; and

WHEREAS, the New Jersey Transgender Equality Task Force echoed these sentiments in its 2019 report, highlighting the need to address certain gaps and disparities in LGBTQIA+ health care, including access to gender-affirming health care services as described below, and increased education and public awareness to help patients and providers understand their legal rights and responsibilities related to gender-affirming health care; and

WHEREAS, gender-affirming health care is a patient-centered, holistic approach to care designed to align certain aspects of a person's gender identity, expression, or behavior through an array of medical, non-medical, and mental health care services; and

WHEREAS, the importance of gender-affirming health care is well documented by numerous professional and governmental organizations, including the American Medical Association, the American Psychological Association, the American Psychiatric Association, the American Academy of Child and Adolescent Psychiatry, the American Academy of Pediatrics, the Endocrine Society, the Society for Adolescent Health and Medicine, the World Health Organization, the World Professional Association for Transgender Health, the Centers for Disease Control and Prevention, and the U.S. Department of Health and Human Services; and

WHEREAS, according to these and other health organizations, gender-affirming health care services are crucial to the overall health and well-being of transgender and non-binary individuals, particularly transgender and non-binary youth and other individuals whose gender identity, expression, or behavior is different from those typically associated with their assigned sex at birth; and

WHEREAS, despite the scientifically proven benefits of gender-affirming health care, a number of states have recently imposed barriers to such care by enacting laws that subject health care professionals to civil or criminal liability for providing gender-affirming health care, or that target parents for seeking such care for their children; and

WHEREAS, in light of the growing threat against gender-affirming health care in other states, it is vital that New Jersey safeguard health care professionals and patients against potential repercussions resulting from providing, receiving, assisting in providing or receiving, seeking, or traveling to obtain gender-affirming health care services; and

WHEREAS, New Jersey is a State of over 9.2 million residents with significant population density around the New York metropolitan area, the greater Philadelphia area, and the central New Jersey area; and

WHEREAS, the New York metropolitan area (New York-Newark-Jersey City) has the highest population of LGBTQIA+ adults of any metropolitan area in the United States; and

WHEREAS, it is in the public interest of the State to foster a safe and affirming healthcare environment in New Jersey and ensure that members of the LGBTQIA+ community present in New Jersey, including transgender and non-binary youth, enjoy equal access to quality health care services, regardless of their sexual orientation,

gender identity, or gender expression, and regardless of whether they are residents of New Jersey or of any other state;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. Pursuant to N.J.S.A. 2A:160-14, no person shall be surrendered on demand of the executive authority of any other state, who: (i) is found in this State; (ii) was not present in the demanding state at the time of the commission of the alleged crime and has not fled therefrom; and (iii) is charged in the demanding state with providing, receiving, assisting in providing or receiving, seeking, or traveling to obtain gender-affirming health care services that are permitted under the laws of this State, including on any theory of vicarious, joint, several, or conspiracy liability.

2. All Executive Branch departments and agencies shall, to the fullest extent of their authority, pursue opportunities and coordinate to protect people or entities in New Jersey providing, receiving, assisting in providing or receiving, seeking, or traveling to obtain gender-affirming health care services.

3. The Department of Banking and Insurance, the Department of Human Services, and the Division of Pensions and Benefits on behalf of the State Health Benefits Program and School Employees' Health Benefits Program, shall provide notice to regulated and contracted entities, as applicable, reminding them of their obligations under P.L.2017, c.176, and any other applicable statute, to ensure that there is no discrimination in the provision of health services and benefits on the basis of a covered person's or prospective covered person's gender identity or expression or on the basis that a covered person or prospective covered person is a transgender person.

4. The New Jersey Department of Corrections, the Juvenile Justice Commission, and the State Parole Board shall provide notice to contracted entities reminding them of their obligation under P.L.2017, c.176, and any other applicable statute, to ensure that there is no discrimination in the provision of health care services to the State's inmate population on the basis of a person's gender identity or expression, or on the basis that a person is a transgender person.

5. No Executive Branch department or agency, officer, employee, appointee, or official, or any other person acting on behalf of an Executive Branch department or agency, shall:

- a. provide any information or expend or use time, money, facilities, property, equipment, personnel, or other resources in furtherance of any investigation or proceeding that seeks to impose civil or criminal liability or professional sanctions upon a person or entity solely for providing, receiving, assisting in providing or receiving, seeking, inquiring or responding to an inquiry about, or traveling to New Jersey to obtain gender-affirming health care services; or
- b. comply with a subpoena issued by another state, knowing that the subpoena seeks information solely because a person or entity provided, received, assisted in providing or receiving, sought, inquired or responded to an inquiry about, or traveled to New Jersey or another state to obtain gender-affirming health care services, except to comply with the Interstate Medical Licensing Compact, see N.J.S.A. 45:9-6.2, and the Nurse Licensure Compact, see N.J.S.A. 45:11A-9.

6. Paragraph 5 of this Order shall not apply if it is necessary for the State agency or person to engage in conduct otherwise prohibited by Paragraph 5 of this Order in order to comply with a valid order issued by a court with jurisdiction over the State agency or person, or to comply with applicable provisions of state or federal law.

7. Except to the extent required by any provisions of law entering New Jersey into interstate licensing compacts, a board, as defined in N.J.S.A. 45:1-16, shall not refuse to admit a person to an examination and shall not suspend, revoke, or refuse to issue or renew any certificate, registration, or license issued by the board based solely on the applicant's or the certificate, registration, or license holder's provision of, authorization of, participation in, referral for, or assistance with gender-affirming health care for a person who resides in a jurisdiction where the provision, authorization, participation, referral, or assistance is illegal, if the provision, authorization, participation, referral, or assistance would not be a basis for refusing to admit a person to an examination or for suspending, revoking, or refusing to issue or renew a certificate, registration, or license in this State.

8. For purposes of this Order, "Executive Branch departments and agencies" shall mean any of the principal departments in the Executive Branch of State government and any agency, authority, board, bureau, commission, division, institution, office, or other instrumentality within or created by any such department, and any independent State authority, commission, instrumentality, or agency over which the Governor exercises executive authority, as determined by the Attorney General.

9. For purposes of this Order, "gender-affirming health care" shall mean care that addresses a transgender or non-binary person's physical, mental, and/or social health needs and that is designed to

support and affirm a transgender or non-binary person's gender identity, including, but not limited to, mental health or psychiatric care; surgery, hormone replacement therapy, and other nonsurgical treatments intended to align aspects of a person's life with their gender identity; and other behavioral or medical interventions, treatments, and therapies designed to support and affirm an individual's gender identity.

10. This Order shall take effect immediately.

GIVEN, under my hand and seal this
4th day of April,
Two Thousand and Twenty-three,
and of the Independence of the
United States, the Two Hundred
and Forty-Seventh.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 327

WHEREAS, continued efforts to grow and maintain a robust and effective public workforce are critically important to my Administration's mission to provide our residents with the quality of services and support they deserve; and

WHEREAS, New Jersey's public sector provides opportunities as varied and diverse as our residents, requiring differing levels of both educational, practical, and skills-based knowledge; and

WHEREAS, these opportunities create pathways to financial stability and job security for tens of thousands of our residents; and

WHEREAS, employees from all walks of life bring valuable experiences and perspectives to the workplace that contribute to our State's success as well as its identity as an inclusive place to live and work; and

WHEREAS, as New Jersey's largest employer, the State must take action to modernize, innovate, and expand recruitment and retention efforts to attract and maintain a strong pool of qualified candidates for careers in public service while competing effectively in an evolving labor market; and

WHEREAS, our recruitment efforts must not only reflect the realities of this market, but also serve as an acknowledgement of the importance of practical work experience and skills training without unduly restricting qualified candidates from competing for these opportunities; and

WHEREAS, pursuant to N.J.S.A. 11A:3-1 and the regulations promulgated thereto, specifically N.J.A.C. 4A:3-3.3, the Civil Service Commission (the "Commission") is responsible for maintaining the State's classification plan, including the development of job specifications for each title that include

standardized qualifications for employment within the various job classifications in the plan;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The Chairperson/Chief Executive Officer of the Commission, or their designee, shall, within six months of the date of this Order and in accordance with applicable law:

- a. Identify the job classifications within the State's classification plan that require applicants to possess a four-year college degree; and
- b. Determine which job classifications are appropriate to include practical experience in lieu of a four-year college degree requirement, and revise the State classification plan to include the appropriate practical experience for those job classifications.

2. Additionally, within six months of the date of this Order, the Commission shall include the appropriate practical experience in the public postings for the identified job classifications for any job announcements the Commission is responsible for preparing.

3. Nothing in this Order shall relieve the Commission of any notice obligations pursuant to existing regulations.

4. Nothing in this Order shall be construed to confer any legal rights upon entities whose activities are regulated by State agencies; be construed to create a private right of action on behalf of any such regulated entities; or be used as a basis for

legal challenge to rules, approvals, permits, licenses, or other action or inaction by a State agency. Nothing in this Order shall be construed to supersede any federal, State, or local law.

5. This Order shall take effect immediately.

GIVEN, under my hand and seal this
10th day of April,
Two Thousand and Twenty-
three, and of the
Independence of the United
States, the Two Hundred and
Forty-Seventh.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 328

WHEREAS, for more than a century, the men and women of the New Jersey State Police have protected and served the residents of our State through three core values -- honor, duty, and fidelity; and

WHEREAS, each year at the Survivors of the Triangle Memorial Ceremony -- as on every day -- we honor over seventy members of the State Police who gave their lives upholding this tradition; and

WHEREAS, May 2, 2023 will mark fifty years since the murder of one of the troopers whose memory we honor: Werner Foerster; and

WHEREAS, Trooper Foerster was a resident of Old Bridge, New Jersey who joined the New Jersey State Police as a graduate of the 82nd class of the New Jersey State Police Academy on July 24, 1970 and was assigned to the New Brunswick Station as a member of Troop "D"; and

WHEREAS, Trooper Foerster also was stationed at the Toms River, Colts Neck, Fort Dix, and Keyport stations throughout his career as a New Jersey State Trooper; and

WHEREAS, Trooper Foerster was a veteran of the Vietnam War, having served in the United States Army from December 8, 1963, until December 8, 1965; and

WHEREAS, Trooper Foerster served with honorable devotion, remarkable courage, exceptional professionalism, loyalty, and commitment to the finest ideals and traditions of the United States Army and the New Jersey State Police; and

WHEREAS, Trooper Foerster served proudly as part of the finest State Police force in the nation; and

WHEREAS, Trooper Foerster was murdered at the age of 34 on May 2, 1973, having suffered fatal gunshot wounds while performing his duties as a New Jersey State Trooper on the New Jersey Turnpike; and

WHEREAS, Trooper Foerster was a loving husband and father, whose memory lives in the hearts of his family, friends, fellow members of the New Jersey State Police, and all law enforcement officers; and

WHEREAS, Trooper Foerster lived a life of service and sacrifice where he sought to protect the freedoms of our nation and to keep our communities safe, and therefore it is appropriate and fitting for the State of New Jersey to mark the 50th anniversary of his passing and to honor his memory; and

WHEREAS, it is with deep sadness that we continue to mourn the loss of Trooper Foerster, and extend our sincere sympathy to his family, friends, and fellow members of the New Jersey State Police;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours on Tuesday, May 2, 2023, in recognition and mourning of the 50th anniversary of the passing of a brave and loyal hero, New Jersey State Trooper Werner Foerster, Badge #2608.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this
1st day of May,
Two Thousand and Twenty-three,
and of the Independence of the
United States, the Two Hundred
and Forty-Seventh.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 329

WHEREAS, Deptford Township Police Officer Robert "Bobby" Shisler was born and raised in Deptford Township, New Jersey; and

WHEREAS, Officer Shisler joined the Deptford Township Police Department to serve and protect the community in which he lived all his life; and

WHEREAS, Officer Shisler came from a family dedicated to law enforcement, including a brother who is himself an officer in Deptford Township; and

WHEREAS, known as an avid volunteer and a leader, Officer Shisler was well-respected by fellow officers and community members alike; and

WHEREAS, Officer Shisler suffered a gunshot wound while in the line of duty on March 10, 2023; and

WHEREAS, Officer Shisler fought valiantly for two months until succumbing to complications from his injuries on May 7, 2023; and

WHEREAS, Officer Shisler was a loving son, brother, grandson, nephew, and Spartan community member whose memory lives in the hearts of his family, friends, fellow members of the Deptford Township Police Department, and all law enforcement officers; and

WHEREAS, Officer Shisler lived a life of service and sacrifice, seeking to keep our communities safe, and it is appropriate and fitting for the State of New Jersey to mark his passing and to honor his memory; and

WHEREAS, it is with deep sadness that we mourn the loss of Officer Shisler, and extend our sincere sympathy to his family, friends, and colleagues;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours on Friday, May 12, 2023, in recognition and mourning of Deptford Township Police Officer Robert Shisler.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this
11th day of May,
Two Thousand and Twenty-
three, and of the
Independence of the United
States, the Two Hundred and
Forty-Seventh.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 330

WHEREAS, Robert "Bob" C. Shinn, Jr. served the State of New Jersey as a member of the General Assembly and as the Commissioner of Environmental Protection; and

WHEREAS, Commissioner Shinn, a lifelong resident of Hainesport, New Jersey, was born in 1937 in Mount Holly, New Jersey; and

WHEREAS, Commissioner Shinn attended Rancocas Valley Regional High School and Drexel Institute of Technology (now Drexel University), and received an honorary doctorate in mechanical engineering from Stevens Institute of Technology; and

WHEREAS, Commissioner Shinn served in the United States Army as an aircraft mechanic during the Korean War; and

WHEREAS, Commissioner Shinn, a Republican, began his career in public service at age 19, when he became the Hainesport municipal treasurer in 1956, and was first elected to public office in 1959 as a member of the Rancocas Valley Regional School Board; and

WHEREAS, Commissioner Shinn was elected to the Hainesport Township Committee in 1967, as Mayor of Hainesport in 1973, and as Burlington County Freeholder in 1977, a position he held until 1985; and

WHEREAS, Commissioner Shinn was elected to the General Assembly in a special election in 1984, representing the 8th Legislative District, and served in the Legislature for nine years, including as Assistant Minority Leader and Majority Conference Leader; and

WHEREAS, Commissioner Shinn carried a passion and vision for environmental matters throughout his career; and

WHEREAS, Commissioner Shinn was appointed by the Burlington County Board of Freeholders to oversee the development of the Burlington County Resource Recovery Complex and the County's first regional recycling program; and

WHEREAS, Commissioner Shinn also made substantial contributions to the Pinelands region, as he spearheaded bond referendums to preserve farmland and ecologically sensitive areas in the Pinelands National Reserve, served on the New Jersey Pinelands Commission from its creation in 1979 until 1985, and served as a member of the Board of Directors of the Pinelands Development Credit Bank; and

WHEREAS, during his time in the Legislature, Commissioner Shinn served as Chair of the Assembly Solid Waste Management Committee and was responsible for legislation protecting critical water supplies, establishing mandatory recycling, and addressing handling and disposal of medical waste; and

WHEREAS, Commissioner Shinn was appointed by Governor Christine Whitman as Commissioner of Environmental Protection in February 1994 and served as Commissioner until January 2002, making him the longest-serving Commissioner of Environmental Protection at the time and the second longest-serving Commissioner of Environmental Protection to date; and

WHEREAS, Commissioner Shinn's pioneering accomplishments during his tenure at the Department of Environmental Protection ("DEP") include establishing a GIS-based electronic permitting system that is still used today, creating the State's first Greenhouse Gas Sustainability Action Plan, serving as President of the Environmental Council of the States and President of the Environmental Research Institute of the States, and presenting on

climate change and sea-level rise to the United Nations at the request of the administration of President Bill Clinton; and

WHEREAS, Commissioner Shinn furthered his commitment to improving air quality and combatting climate change on a regional and national level by chairing the Ozone Transport Commission and serving as vice chair of the Board of Directors of the Center for Clean Air Policy, based in Washington D.C.; and

WHEREAS, Commissioner Shinn passed away on May 5, 2023 at the age of 85, and is survived by his wife Paula, his daughter, two step-children, and one grandson; and

WHEREAS, Commissioner Shinn will be remembered as a devoted public servant, a visionary leader, and a pioneer in environmental matters from land preservation to waste management to protection of air and water resources; and

WHEREAS, Commissioner Shinn will be deeply missed by his family, his friends, his former colleagues in the Legislature, the DEP, the Pinelands Commission, and the other organizations in which he served, and the people of Hainesport, Burlington County, and the State of New Jersey; and

WHEREAS, it is with great sadness that we mourn Commissioner Shinn's passing and extend our heartfelt sympathy to his family and friends; and

WHEREAS, it is appropriate to commemorate Commissioner Shinn's remarkable legacy of public service and environmentalism and mark his passing;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours on Thursday, May 18, 2023, in recognition and mourning of former Assemblyman and Commissioner of Environmental Protection Robert C. Shinn, Jr., a lifelong public servant and staunch champion of environmental protection and conservation.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this
16th day of May,
Two Thousand and Twenty-
three, and of the
Independence of the United
States, the Two Hundred and
Forty-Seventh.

[seal]

/s/ Philip D. Murphy
Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 331

WHEREAS, the Honorable Lisa Payne Thornton was a dedicated public servant for more than two decades, including most recently as the Assignment Judge in Monmouth County; and

WHEREAS, Judge Thornton, a lifelong resident of New Jersey, was born in 1964 in Long Branch; and

WHEREAS, Judge Thornton attended Long Branch public schools, graduated from Douglass College at Rutgers University in 1986, and earned her law degree from Rutgers School of Law in Newark in 1992; and

WHEREAS, after beginning her career in the private sector, Judge Thornton was appointed as the Neptune Township Municipal Court Judge in 1999; and

WHEREAS, from 2002 to 2006, Judge Thornton served as Special Deputy Commissioner of the New Jersey Department of Banking and Insurance, where she helped develop significant reforms in the auto insurance market; and

WHEREAS, Judge Thornton became Senior Counsel to Governor Jon Corzine in January 2006, serving in the Authorities Unit and advising the Governor on a variety of issues including health care, education, public finance, and transportation; and

WHEREAS, after serving in the Governor's Office, Judge Thornton became Chief of Staff for the Department of Law and Public Safety, where she served under Attorneys General Stuart Rabner and Anne Milgram; and

WHEREAS, Judge Thornton was appointed as a Superior Court judge by Governor Corzine in January 2008; and

WHEREAS, Judge Thornton was named as the Monmouth County Assignment Judge in 2014, becoming the first Black woman to serve as an Assignment Judge in New Jersey history; and

WHEREAS, prior to her appointment as the Assignment Judge, Judge Thornton also served as the Supervising Special Civil Part Judge and Presiding Judge of the Family Part; and

WHEREAS, Judge Thornton passed away on May 26, 2023 at the age of 59, and is survived by her nephew Kent A. Thornton and his wife Federica, great-nephew Lorenzo Thornton, and great-niece and namesake Lisa M. Thornton; and

WHEREAS, Judge Thornton will be remembered as a dedicated public servant, gifted judge, inspiring trailblazer, and thoughtful mentor; and

WHEREAS, Judge Thornton will be deeply missed by her family, her friends, her colleagues in the Judiciary, former colleagues in the Governor's Office, the Department of Law and Public Safety, the Department of Banking and Insurance, and other organizations in which she served, the people of Monmouth County, and the State of New Jersey; and

WHEREAS, it is with great sadness that we mourn Judge Thornton's passing and extend our heartfelt sympathy to her family and friends; and

WHEREAS, it is appropriate to honor the exemplary career and achievements of Judge Thornton and mark her passing;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours on Friday, June 9, 2023, in recognition and mourning of Judge Lisa Payne Thornton, a devoted public servant.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this
6th day of June,
Two Thousand and Twenty-
three, and of the
Independence of the United
States, the Two Hundred and
Forty-Seventh.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 332

WHEREAS, on March 9, 2020, I issued Executive Order No. 103, declaring the existence of a Public Health Emergency, pursuant to the Emergency Health Powers Act ("EHPA"), N.J.S.A. 26:13-1 et seq., and a State of Emergency, pursuant to the New Jersey Civilian Defense and Disaster Control Act ("Disaster Control Act"), N.J.S.A. App A:9-33 et seq., in the State of New Jersey for Coronavirus disease 2019 ("COVID-19"), the facts and circumstances of which are adopted by reference herein; and

WHEREAS, through Executive Order Nos. 119, 138, 151, 162, 171, 180, 186, 191, 200, 210, 215, 222, 231, 235, and 240, which were issued each month between April 7, 2020 and May 14, 2021, the facts and circumstances of which are adopted by reference herein, I declared that the COVID-19 Public Health Emergency in effect at the time continued to exist; and

WHEREAS, New Jersey made significant progress in responding to COVID-19 and mitigating its devastating effects, in particular in light of the advent of several effective vaccines that, among other things, had significantly reduced the likelihood of both contracting and transmitting the variants of COVID-19 that were present in the United States at the time; and

WHEREAS, on June 4, 2021, in light of these developments, I signed Assembly Bill No. 5820 into law as P.L.2021, c.103, and issued Executive Order No. 244, which terminated the Public Health Emergency declared in Executive Order No. 103 (2020); and

WHEREAS, Section 4 of P.L.2021, c.103 provides that "[t]he termination of the public health emergency declared by the Governor in Executive Order No. 103 (2020), as extended, shall in no way diminish, limit, or impair the powers of the Governor" pursuant to the Disaster Control Act, and that the State of Emergency declared in Executive Order No. 103 (2020) pursuant to that Act "shall remain in effect until terminated by the Governor"; and

WHEREAS, Section 5 of P.L.2021, c.103 specifically provides that “[f]ollowing the termination of the public health emergency declared by the Governor in Executive Order No. 103 (2020), as extended, the Governor, Commissioner of the Department of Health (“DOH”), and the head of any other State agency may issue orders, directives, and waivers pursuant to P.L.2005, c.222 (C.26:13-1 et seq.) related to (1) vaccination distribution, administration, and management, (2) COVID-19 testing, (3) health resource and personnel allocation, (4) data collection, retention, sharing, and access, (5) coordination of local health departments, and (6) implementation of any applicable recommendations of the Centers for Disease Control and Prevention (“CDC”) to prevent or limit the transmission of COVID-19, including in specific settings”; and

WHEREAS, on August 6, 2021, I issued Executive Order No. 252, which requires certain health care and high-risk congregate settings (collectively, “covered settings”) to maintain a policy that requires all covered workers to either provide adequate proof to the covered settings that they have been fully vaccinated or submit to COVID-19 testing at minimum one to two times weekly beginning September 7, 2021; and

WHEREAS, in addition to leaving the prior State of Emergency in effect, nothing in P.L.2021, c.103 prevented the Governor from declaring any new public health emergency under the EHPA, N.J.S.A. 26:13-1 et seq., should the evolving circumstances on the ground require such a declaration; and

WHEREAS, as the CDC has recognized, viruses can change through mutation and mutations can result in variants of the virus, and some variants can spread more easily and quickly than other variants of the same virus, which may lead to more cases of COVID-19, increased strain on healthcare resources, more hospitalizations, and more deaths; and

WHEREAS, since Executive Order No. 244 (2021) took effect, the CDC identified several additional variants of concern of COVID-19 in the United States, including the B.1.617.2 (Delta) variant and the B1.1.529, BA.1, BA.1.1, BA.2, BA.3, BA.4, and BA.5 lineages of the Omicron variant ("Omicron"); and

WHEREAS, although New Jersey was able to end the initial Public Health Emergency on account of the effectiveness of vaccines in reducing transmissibility of COVID-19, the Omicron variant spread more easily than other variants and required additional action to protect the public; and

WHEREAS, on January 11, 2022, I issued Executive Order No. 280, declaring the existence of a new Public Health Emergency, pursuant to the EHPA, N.J.S.A. 26:13-1 et seq., and continuing the State of Emergency declared in Executive Order No. 103 (2020) pursuant to the Disaster Control Act, N.J.S.A. App. A:9-33 et seq., in the State of New Jersey due to the surge of cases and hospitalizations tied to the new variants of COVID-19; and

WHEREAS, on January 11, 2022, I issued Executive Order No. 281, extending various orders to ensure the State continues to have the necessary resources in place to respond to the new variants of COVID-19; and

WHEREAS, on January 19, 2022, I issued Executive Order No. 283, requiring covered settings to maintain a policy that requires all covered workers to provide adequate proof to the covered settings that they are up to date with their COVID-19 vaccinations, including a booster dose when eligible; and

WHEREAS, on February 10, 2022, I issued Executive Order No. 288, which declared that the Public Health Emergency declared in Executive Order No. 280 (2022) continued to exist; and

WHEREAS, on March 2, 2022, I issued Executive Order No. 290, clarifying and extending the timeframes within which covered settings must require their covered workers to comply with the vaccination and booster requirements set forth in Executive Order No. 283 (2022); and

WHEREAS, as a result of significant emergency measures taken, the State made considerable progress in combating COVID-19 variants and decreasing key statistics, such as the number of hospitalized patients in the State, the number of daily positive COVID-19 cases, spot positivity, and the rate of transmission; and

WHEREAS, in light of these developments, on March 4, 2022, I issued Executive Order No. 292 terminating the Public Health Emergency declared in Executive Order No. 280 (2022) effective March 7, 2022, while continuing the State of Emergency declared in Executive Order No. 103 (2020); and

WHEREAS, Executive Order No. 292 (2022) stated that Executive Order Nos. 111, 112, and 207 (2020), Nos. 252, 253, 264, and 271 (2021) and Nos. 283 and 290 (2022) remain in full force and effect pursuant to the Disaster Control Act, N.J.S.A. App. A:9-33 et seq., except that Paragraphs 11 and 13 of Executive Order No. 264 (2021) were rescinded; and

WHEREAS, on April 13, 2022, consistent with the authority I retained under the Disaster Control Act and Section 5 of P.L.2021, c.103, I issued Executive Order No. 294, clarifying the vaccination and booster requirements applicable to workers in certain covered settings as set forth in Executive Order No. 283 (2022) and Executive Order No. 290 (2022); and

WHEREAS, throughout the course of the COVID-19 pandemic, and even as federal emergency declarations relating to COVID-19 have subsequently been rescinded, the U.S. Food and Drug Administration

("FDA") has continually evaluated data regarding both the safety and continued effectiveness of the COVID-19 vaccines; and

WHEREAS, according to the CDC, various treatments and FDA-authorized therapeutics for COVID-19, such as antiviral medications and monoclonal antibodies, that can reduce the likelihood of severe illness and death have become widely available; and

WHEREAS, on August 11, 2022, the CDC issued updated and consolidated COVID-19 guidance for the general population which recognized that high levels of vaccine and infection-induced immunity and the availability of effective treatments and prevention tools have substantially reduced the risk for medically significant COVID-19 illness, and associated hospitalization and death; and

WHEREAS, the CDC's general population guidance observed that as a result of improved circumstances and the availability of multicomponent prevention measures, public health efforts to minimize the impacts of COVID-19 can be tailored to individual and societal health factors, with a focus on reducing medically significant illness and minimizing the strain on the health care system; and

WHEREAS, in the months that followed, the FDA issued amended Emergency Use Authorizations ("EUAs") for the bivalent Moderna and Pfizer-BioNTech COVID-19 vaccines, which target the original COVID-19 strain as well as Omicron and its subvariants, thereby offering stronger protections against severe illness and death from COVID-19 than the original monovalent COVID-19 vaccines; and

WHEREAS, around the same time, the CDC began issuing additional guidance for specific settings to consider in determining which COVID-19 prevention and mitigation protocols to use and when; and

WHEREAS, on September 23, 2022, the CDC issued updated guidance for health care settings and health care personnel, including long-term care and home health settings, which recommended the use of COVID-19 infection prevention and control measures based on facility- and population-specific factors, and other risk factors for transmission; and

WHEREAS, the CDC's updated infection prevention and control guidance continues to encourage health care settings and personnel to remain up to date with all recommended COVID-19 vaccine doses, but expressly states that routine COVID-19 screening testing is no longer recommended in health care settings; and

WHEREAS, in light of the CDC's updated infection prevention and control guidance for health care settings, and given the State's ability to maintain stable rates on key benchmark statistics, such as the number of hospitalized patients in the State, the number of daily positive COVID-19 cases throughout the winter months of 2023, and other metrics, on April 3, 2023, I issued Executive Order No. 325, which, in pertinent part, lifted the COVID-19 testing requirements for health care settings, as had been required pursuant to Executive Order No. 252 (2021) and Nos. 283, 290, and 294 (2022), and Paragraph 2 of Executive Order No. 281 (2022); and

WHEREAS, due to ongoing concerns with the vulnerability of our State's health care workforce and infrastructure, and the continued application of the federal Centers for Medicare & Medicaid Services ("CMS") Omnibus COVID-19 Health Care Staff Vaccination Interim Final Rule (CMS-3415-IFC) ("CMS Rule") requiring most Medicare and Medicaid-certified providers' and suppliers' staff to be vaccinated against COVID-19, Executive Order No. 325 (2023) maintained the requirement that health care settings in New Jersey maintain a policy requiring covered workers

to provide adequate proof that they are up to date with their COVID-19 vaccinations; and

WHEREAS, Executive Order No. 325 (2023) incorporated the definition of "up to date" as set forth in Executive Order No. 294 (2022), providing that covered health care workers are considered "up to date" with their COVID-19 vaccinations if they have received a primary series, which consists of either a 2-dose series of an mRNA COVID-19 or protein subunit vaccine, or a single dose viral vector COVID-19 vaccine, and the first booster dose for which they are eligible as recommended by the CDC; and

WHEREAS, the phrase "up to date" with COVID-19 vaccinations, as set forth in Executive Order No. 325 (2023), was also qualified and informed by the scope of EUAs for the COVID-19 vaccines as authorized and amended by the FDA over time; and

WHEREAS, shortly after issuing Executive Order No. 325 (2023), on April 18, 2023, the FDA issued amended EUAs of the COVID-19 vaccines EUAs to remove authorization of monovalent Moderna and Pfizer-BioNTech COVID-19 vaccines, and to clarify that most individuals, regardless of prior vaccination status, may receive a single-dose Moderna or Pfizer-BioNTech COVID-19 bivalent mRNA vaccine; and

WHEREAS, in addition, on May 1, 2023, President Biden announced intentions to wind down certain remaining COVID-19 vaccination requirements to coincide with the May 11, 2023 termination of the federal public health emergency, citing a 95% decline in COVID-19-related deaths and a 91% decline in COVID-19-related hospitalizations nationally; and

WHEREAS, on June 5, 2023, CMS issued a Final Rule to formally rescind the CMS Rule, thereby lifting the requirement of most Medicare and Medicaid-certified providers' and suppliers' staff to

be vaccinated against COVID-19 in order to participate in Medicare and Medicaid programs; and

WHEREAS, the Final Rule sets forth an effective date of 60 days from the date of its publication, which will occur on August 4, 2023, but provides that CMS will cease enforcement of the staff vaccination requirements against covered health care facilities immediately; and

WHEREAS, in place of the COVID-19 vaccination requirements, the Final Rule will use quality reporting and value-based incentive programs to encourage ongoing COVID-19 vaccinations in health care settings; and

WHEREAS, given the FDA's amended EUAs of the COVID-19 vaccines, as well as CMS's withdrawal of COVID-19 vaccination requirements for CMS-covered health care facilities and other CDC guidance, it is necessary to update and streamline the State's policy requiring COVID-19 infection prevention and control in health care settings, as the State continues the next phase of the COVID-19 response; and

WHEREAS, New Jersey has achieved high levels of vaccine and infection-induced immunity, and our health care systems are equipped with multicomponent strategies to prevent and mitigate the impacts of COVID-19, including through COVID-19 vaccinations and authorized therapeutic medications, and targeted COVID-19 testing and isolation strategies; and

WHEREAS, while health care settings remain encouraged to promote COVID-19 vaccinations amongst their staff, visitors, and patient populations, the CDC's latest guidance supports a flexible approach of COVID-19 infection prevention and control that allows health care facilities to adapt their policies as needed based on individual circumstances; and

WHEREAS, given the State's progress in substantially reducing the strain on our health care infrastructure and workforce, and for other reasons set forth herein, the State can responsibly lift the requirement that health care settings maintain a policy requiring covered workers to provide proof that they are up to date with their COVID-19 vaccinations; and

WHEREAS, consistent with CMS's decision to lift COVID-19 vaccination requirements while encouraging COVID-19 vaccinations and other hospital quality reporting, New Jersey must continue to monitor for COVID-19 cases, coverage, clusters, and outbreaks in health care settings in order for DOH to understand and track COVID-19, as the State continues the next phase of the COVID-19 response; and

WHEREAS, the Constitution and statutes of the State of New Jersey, including P.L.2021, c.103, N.J.S.A. App. A: 9-33 et seq., N.J.S.A. 38A:3-6.1, and N.J.S.A. 38A:24, and all amendments and supplements thereto, confer upon the Governor of the State of New Jersey certain emergency powers, which I have invoked;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The COVID-19 vaccination requirements for health care settings, as required or extended by Executive Order No. 252 (2021), Executive Order Nos. 283, 290, and 294 (2022), Paragraph 2 of Executive Order No. 281 (2022), and Executive Order No. 325 (2023) are hereby rescinded.

2. Nothing in this Order shall prevent covered settings from choosing to maintain a COVID-19 vaccination or testing policy, including but not limited to, one implemented pursuant to Executive Order No. 252 (2021), Executive Order Nos. 283, 290, and 294

(2022), Paragraph 2 of Executive Order No. 281 (2022), and Executive Order No. 325 (2023), or from establishing a COVID-19 vaccination or testing policy that includes additional or stricter requirements.

3. The Commissioner of DOH is hereby authorized to issue a directive related to the terms outlined in this Order, which may include, but not be limited to, any requirements for reporting COVID-19 vaccination data to DOH.

4. For purposes of this Order, consistent with the definition provided by Executive Order Nos. 252 (2021) and 283 (2022), covered settings shall be defined as follows: "Health care settings" shall include acute, pediatric, inpatient rehabilitation, and psychiatric hospitals, including specialty hospitals, and ambulatory surgical centers; long-term care facilities; intermediate care facilities; residential detox, short-term, and long-term residential substance abuse disorder treatment facilities; clinic-based settings like ambulatory care, urgent care clinics, dialysis centers, Federally Qualified Health Centers, family planning sites, and Opioid Treatment Programs; and community-based healthcare settings including Program of All-inclusive Care for the Elderly, pediatric and adult medical day care programs, and licensed home health agencies and registered health care service firms operating within the State.

5. For purposes of this Order, consistent with the definition provided by Executive Order Nos. 252 (2021) and 283 (2022), "covered workers" shall include employees, both full- and part-time, contractors, and other individuals working in covered settings, including individuals providing operational or custodial services or administrative support.

6. Any provisions of Executive Order No. 252 (2021), Executive Order Nos. 281, 283, 290, and 294 (2022), and Executive Order No. 325 (2023) that are inconsistent with this Order are superseded.

7. It shall be the duty of every person or entity in this State or doing business in this State and of the members of the governing body and every official, employee, or agent of every political subdivision in this State and of each member of all other governmental bodies, agencies, and authorities in this State of any nature whatsoever, to cooperate fully in all matters concerning this Order, and to cooperate fully with any Administrative Orders issued pursuant to this Order.

8. No municipality, county, or any other agency or political subdivision of this State shall enact or enforce any order, rule, regulation, ordinance, or resolution which will or might in any way conflict with any of the provisions of this Order, or which will or might in any way interfere with or impede its achievement.

9. This Order shall take effect immediately and shall remain in effect until revoked or modified by the Governor.

GIVEN, under my hand and seal this
12th day of June,
Two Thousand and Twenty-
three, and of the
Independence of the United
States, the Two Hundred and
Forty-Seventh.

[seal]

/s/ Philip D. Murphy
Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 333

WHEREAS, the residents of New Jersey are entitled to a government that is effective, efficient, and free from corruption, favoritism, and waste; and

WHEREAS, in pursuit of those goals, a series of actions have been taken in New Jersey over the course of decades - through legislation, executive order, and regulation - to protect the integrity of government contractual decisions and increase the public's confidence in government by prohibiting the awarding of government contracts to business entities that make certain political contributions; and

WHEREAS, among those actions were the issuance of Executive Order No. 134 (2004) and the codification of its provisions into statute in P.L.2005, c.51 (C.19:44A-20.13 et seq.) ("Chapter 51"), which prohibited State departments, agencies and authorities from entering into contracts exceeding \$17,500 with individuals or entities making, soliciting, or pledging certain political contributions, including certain contributions to a State or county political party committee; and

WHEREAS, Executive Order No. 117 (2008) imposes additional restrictions on State departments, agencies, and authorities to prevent dilution of the protections provided by Chapter 51 and to ensure compliance with its provisions; and

WHEREAS, among other restrictions, Executive Order No. 117 (2008) instructs any Executive Branch department, agency, authority, or independent State authority charged with implementing and enforcing Chapter 51 to apply its provisions to a contribution made to a legislative leadership committee or a municipal political party committee in the same manner as those provisions apply to a contribution to any candidate committee,

election fund, or political party committee identified in Chapter 51; and

WHEREAS, application of Chapter 51's provisions to legislative leadership committees and municipal political party committees was considered appropriate because the ability of such committees to transfer contributions to political committees subject to Chapter 51's contracting restrictions could dilute the effectiveness of the restrictions in Chapter 51; and

WHEREAS, Executive Order No. 117 (2008) further provides that any Executive Branch department, agency, authority, or independent State authority charged with implementing and enforcing Chapter 51 must apply its provisions to a contribution made to a candidate committee or election fund of any candidate for or holder of the office of Lieutenant Governor in the same manner as those provisions apply pursuant to Chapter 51 to a contribution to any candidate committee or election fund of any candidate for or holder of the office of Governor; and

WHEREAS, although many State government contractors, particularly those that provide professional services, are business entities whose form of business organization and ownership structure are such that the political contribution limits in Chapter 51 apply to few if any of the individuals who own or control the entity, the purposes of Chapter 51 are advanced by applying the statute's contribution limits to such individuals, as required by Executive Order No. 117 (2008); and

WHEREAS, Executive Order No. 7 (2010) extended to labor unions and labor organizations the contracting restrictions that prior statutes and Executive Orders had applied to business entities that made certain political contributions, and reiterated that

such restrictions were applicable to contributions to legislative leadership committees; and

WHEREAS, the provision of Executive Order No. 7 (2010) concerning labor unions and labor organizations was declared unconstitutional and vacated by the Appellate Division of the Superior Court in Communications Workers of America, AFL-CIO v. Christie, 413 N.J. Super. 229 (App. Div. 2010); and

WHEREAS, the Legislature has amended Chapter 51 since the issuance of Executive Order No. 117 (2008), including amendments to codify the application of Chapter 51 to contributions made to a candidate committee or election fund of any candidate for or holder of the office of Lieutenant Governor; and

WHEREAS, the Legislature most recently amended Chapter 51 in P.L.2023, c.30 which, among other things, removed contributions to State and county political party committees from the list of contributions that may disqualify a contractor from covered State contracts -- amendments that reflect the Legislature's determination that contributions to such political party committees should not trigger the same public contracting restrictions as contributions to candidates and office holders -- and exempted from the requirements of Chapter 51 State contracts and agreements awarded pursuant to a fair and open process; and

WHEREAS, Executive Order No. 117 (2008) must be updated to reflect legislation adopted since its issuance, including to implement the Legislature's intent in P.L.2023, c.30, while reaffirming aspects of the Executive Order that have not been affected by intervening legislation and that continue to serve the important purposes of effectuating Chapter 51 and ensuring that decision-making regarding State contracts is insulated from

political contributions that pose the risk of improper influence, purchase of access, or the appearance thereof; and

WHEREAS, Executive Order No. 134 (2004) and Executive Order No. 7 (2010) should be rescinded due to inconsistencies between these Orders and intervening legislation and judicial rulings;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. For the purposes of this Order:
 - a. "Business entity" means:
 - i. a for-profit entity as follows:
 - A. in the case of a corporation: the corporation, any officer of the corporation, and any person or business entity that owns or controls 10% or more of the stock of the corporation;
 - B. in the case of a general partnership: the partnership and any partner;
 - C. in the case of a limited partnership: the limited partnership and any partner;
 - D. in the case of a professional corporation: the professional corporation and any shareholder or officer;
 - E. in the case of a limited liability company: the limited liability company and any member;

- F. in the case of a limited liability partnership: the limited liability partnership and any partner;
 - G. in the case of a sole proprietorship: the proprietor; and
 - H. in the case of any other form of entity organized under the laws of this State or any other state or foreign jurisdiction: the entity and any principal, officer, or partner thereof;
- ii. any subsidiary directly or indirectly controlled by the business entity;
 - iii. any political organization organized under section 527 of the Internal Revenue Code that is directly or indirectly controlled by the business entity, other than a candidate committee, election fund, or political party committee; and
 - iv. with respect to an individual who is included within the definition of business entity, that individual's spouse or civil union partner, and any child residing with the individual, provided, however, that, this Order shall not apply to a contribution made by such spouse, civil union partner, or child to a candidate that the contributor is entitled to vote for unless such contribution is in violation of section 9 of P.L.2005, c.51 (C.19:44A-20.13 et seq.) ("Chapter 51").

b. "Contribution" means a contribution reportable by the recipient under "The New Jersey Campaign Contributions and Expenditures Reporting Act," P.L.1973, c.83 (C.19:44A-1 et seq.).

2. Any Executive Branch department, agency, authority, or independent State authority charged with implementing and enforcing Chapter 51 shall apply its provisions to a "business entity" as defined in Paragraph 1(a) of this Order in the same manner as those provisions apply to a "business entity" as defined in section 5 of Chapter 51.

3. Executive Order No. 134 (2004) and Executive Order No. 7 (2010) are hereby rescinded.

4. Executive Order No. 117 (2008) is hereby superseded.

5. This Order shall take effect immediately.

GIVEN, under my hand and seal this
15th day of June,
Two Thousand and Twenty-
three, and of the
Independence of the United
States, the Two Hundred and
Forty-Seventh.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Matthew J. Berns

Deputy Chief Counsel to the Governor

EXECUTIVE ORDER NO. 334

WHEREAS, James R. "Jim" Hurley served the State of New Jersey as Minority Leader of both the Senate and the General Assembly and as a Member and Chairman of the Casino Control Commission; and

WHEREAS, Senator Hurley was born in 1932 in Seaford, Delaware, and moved to Millville, New Jersey in the 1950s; and

WHEREAS, Senator Hurley attended the University of North Carolina; and

WHEREAS, Senator Hurley served in the United States Army from 1955 to 1957; and

WHEREAS, in 1956 Senator Hurley married the late Walda "Wally" Reed Hurley, with whom he had three children, Leslie, Jamie, and Kerri Anna; and

WHEREAS, Senator Hurley, a Republican, was first elected to public office in 1966, when he was elected to the Cumberland County Board of Chosen Freeholders; and

WHEREAS, Senator Hurley was elected to the General Assembly in 1968, representing the 1st Legislative District, and served in numerous leadership positions, including as Assembly Minority Leader from 1977 to 1982; and

WHEREAS, Senator Hurley was elected to the Senate in 1981, representing the 1st Legislative District, and served in numerous leadership positions, including as Senate Minority Leader from 1987 to 1990; and

WHEREAS, throughout his time in the Legislature, Senator Hurley fought for cleaner oceans, for veterans and first responders, and for investments in our communities; and

WHEREAS, Senator Hurley resigned from the Legislature in 1990 to serve as a member of the Casino Control Commission, where he served as Chairman from 1998 until his retirement from public office in 2002; and

WHEREAS, beginning in 1994, Senator Hurley served as the Casino Control Commission's representative to the Casino Reinvestment Development Authority, where he played a significant role in the economic development of Atlantic City; and

WHEREAS, Senator Hurley's commitment to public service extended beyond public office and included volunteering with a number of nonprofit organizations in Millville, focusing his energies on promoting affordable housing and helping lower-income families find and maintain housing; and

WHEREAS, Senator Hurley passed away in June 2023, at the age of 91; and

WHEREAS, Senator Hurley will be remembered for his lifetime of public service, leadership, and devotion to his community; and

WHEREAS, Senator Hurley will be deeply missed by his family, his friends, his former colleagues in the Legislature, the Casino Control Commission, and other organizations in which he served, and the people of Millville, Cumberland County, and the State of New Jersey; and

WHEREAS, it is with great sadness that we mourn Senator Hurley's passing and extend our heartfelt sympathy to his family and friends; and

WHEREAS, it is appropriate to commemorate Senator Hurley's remarkable legacy of public service and mark his passing;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours

on Wednesday, June 21, 2023 in recognition and mourning of Senator Jim Hurley, a lifelong public servant.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this
20th day of June,
Two Thousand and Twenty-
three, and of the
Independence of the United
States, the Two Hundred and
Forty-Seventh.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 335

WHEREAS, Augusto "Augie" Acabou, age 49, was a member of the Newark Fire Department assigned to Engine 16, Tour 1; and

WHEREAS, Wayne Brooks, Jr., age 45, was also a member of the Newark Fire Department assigned to Ladder 4, Tour 1; and

WHEREAS, Augusto Acabou served as a firefighter for over 9 years with honorable devotion, remarkable courage, exceptional professionalism, loyalty, and commitment to the city of Newark and this State; and

WHEREAS, Wayne Brooks, Jr. served as a firefighter for over 16 years, also with honorable devotion, remarkable courage, exceptional professionalism, loyalty, and commitment to the city of Newark and this State; and

WHEREAS, on July 5, 2023, firefighters Acabou and Brooks were part of the many brave firefighters that responded to a fire aboard a cargo ship docked at Port Newark Container Terminal; and

WHEREAS, firefighters Acabou and Brooks both lost their lives while courageously battling the blaze aboard the cargo ship, which left a number of other firefighters injured; and

WHEREAS, firefighter Augusto Acabou is survived by his parents and two brothers; and

WHEREAS, firefighter Wayne Brooks, Jr. is survived by his wife, daughter, and step-daughter; and

WHEREAS, both firefighters will be deeply missed by their families, friends, fellow members of the Newark Fire Department, and all firefighters; and

WHEREAS, it is with great sadness that we mourn the passing of firefighters Augusto Acabou and Wayne Brooks, Jr., while keeping the other firefighters who were injured in our prayers; and

WHEREAS, it is appropriate to honor the sacrifices and bravery of firefighters Augusto Acabou and Wayne Brooks, Jr.;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours on Friday, July 7, 2023, in recognition and mourning of two brave and loyal New Jersey heroes, firefighters Augusto "Augie" Acabou and Wayne Brooks, Jr.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this
6th day of July,
Two Thousand and Twenty-
three, and of the
Independence of the United
States, the Two Hundred and
Forty-Eighth.

[seal]

/s/ Philip D. Murphy
Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 336

WHEREAS, beginning in the afternoon on Saturday, July 15, 2023 and continuing through the evening on Sunday, July 16, 2023 the State of New Jersey has experienced and is forecasted to experience severe storms causing hazardous weather conditions including periods of intense rainfalls, flash flooding, and damaging wind gusts; and

WHEREAS, the National Weather Service has issued a severe weather outlook across the State of New Jersey, with flood watches in all 21 Counties; and

WHEREAS, significant statewide precipitation is expected with rainfall amounts of 1 to 2 inches with localized amounts potentially higher; and

WHEREAS, these severe weather conditions are expected to cause excessive runoff which may result in landslides, rock slides, and damaged roadways; and

WHEREAS, these severe weather conditions are expected to cause power outages throughout the State; and

WHEREAS, these serious weather conditions could make it difficult or impossible for residents to obtain the necessities of life, as well as essential services such as police, fire, and first aid; and

WHEREAS, these storms constitute an imminent hazard that threatens and presently endangers the health, safety, and resources of the residents of the State; and

WHEREAS, this situation may become too large in scope to be handled in its entirety by the normal county and municipal operating services in some parts of this State, and this situation may spread to other parts of the State; and

WHEREAS, the Constitution and statutes of the State of New Jersey, particularly the provisions of N.J.S.A. App. A:9-33, et seq., N.J.S.A. 38A:3-6.1, N.J.S.A. 38A:2-4, and all amendments and

supplements thereto, confer upon the Governor of the State of New Jersey certain emergency powers;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, in order to protect the health, safety, and welfare of the people of the State of New Jersey DO DECLARE and PROCLAIM that a State of Emergency exists throughout the State of New Jersey, effective at 4:00 p.m. on July 16, 2023; and I hereby ORDER and DIRECT the following:

1. I authorize and empower the State Director of Emergency Management, who is the Superintendent of State Police, to implement the State Emergency Operations Plan and to direct the activation of county and municipal emergency operations plans, as necessary, and to coordinate the recovery effort from this emergency with all governmental agencies, volunteer organizations, and the private sector.

2. I authorize and empower, in accordance with N.J.S.A. App. A:9-33, et seq., as supplemented and amended, the State Director of Emergency Management, who is the Superintendent of State Police, through the police agencies under his control, and with consideration of any Administrative Order issued by the Commissioner of the Department of Transportation ("DOT"), to determine and control the direction of the flow of vehicular traffic on any State or interstate highway, municipal or county road, and any access road, including the right to detour, reroute, or divert any or all traffic and to prevent ingress or egress from any area that, in the State Director's discretion, is deemed necessary for the protection of the health, safety, and welfare of the public, and to remove parked or abandoned vehicles from such roadways as conditions warrant.

3. I authorize and empower the Attorney General, pursuant to the provisions of N.J.S.A. 39:4-213, acting through the Superintendent of State Police, and with consideration of any

Administrative Order issued by the Commissioner of the DOT, to determine and control the direction of the flow of vehicular traffic on any State or interstate highway, municipal or county road, and any access road, including the right to detour, reroute, or divert any or all traffic, to prevent ingress or egress, and to determine the type of vehicle or vehicles to be operated on such roadways. I further authorize all law enforcement officers to enforce any such order of the Attorney General or Superintendent of State Police within their respective municipalities.

4. I authorize and empower the State Director of Emergency Management to order the evacuation of all persons, except for those emergency and governmental personnel whose presence the State Director deems necessary, from any area where their continued presence would present a danger to their health, safety, or welfare because of the conditions created by this emergency.

5. I authorize and empower the State Director of Emergency Management to utilize all facilities owned, rented, operated, and maintained by the State of New Jersey to house and shelter persons who may need to be evacuated from a residence, dwelling, building, structure, or vehicle during the course of this emergency.

6. I authorize and empower the executive head of any agency or instrumentality of the State government with authority to promulgate rules to waive, suspend, or modify any existing rule, where the enforcement of which would be detrimental to the public welfare during this emergency, notwithstanding the provisions of the Administrative Procedure Act or any law to the contrary for the duration of this Order, subject to my prior approval and in consultation with the State Director of Emergency Management. Any such waiver, modification, or suspension shall be promulgated in accordance with N.J.S.A. App. A:9-45.

7. I authorize and empower the Adjutant General, in accordance with N.J.S.A. 38A:2-4 and N.J.S.A. 38A:3-6.1, to order to active duty such members of the New Jersey National Guard who, in the Adjutant General's judgment, are necessary to provide aid to those localities where there is a threat or danger to the public health, safety, and welfare and to authorize the employment of any supporting vehicles, equipment, communications, or supplies as may be necessary to support the members so ordered.

8. In accordance with the N.J.S.A. App. A:9-34 and N.J.S.A. App. A:9-51, I reserve the right to utilize and employ all available resources of the State government and of each and every political subdivision of the State, whether of persons, properties, or instrumentalities, and to commandeer and utilize any personal services and any privately-owned property necessary to protect against this emergency.

9. In accordance with N.J.S.A. App. A:9-40, no municipality, county, or any other agency or political subdivision of this State shall enact or enforce any order, rule, regulation, ordinance, or resolution which will or might in any way conflict with any of the provisions of this Order, or which will in any way interfere with or impede the achievement of the purposes of this Order.

10. It shall be the duty of every person or entity in this State or doing business in this State, and of the members of the governing body and every official, employee, or agent of every political subdivision in this State, and of each member of all other governmental bodies, agencies, and authorities in this State of any nature whatsoever, to cooperate fully with the State Director of Emergency Management in all matters concerning this State of Emergency.

11. In accordance with N.J.S.A. App. A:9-34, N.J.S.A. App. A:9-40.6, and N.J.S.A. 40A:14-156.4, no municipality or public or semipublic agency shall send public works, fire, police, emergency medical, or other personnel or equipment into any non-contiguous disaster-stricken municipality within this State, nor to any disaster-stricken municipality outside this State, unless and until such aid has been directed by the county emergency management coordinator or their deputies in consultation with the State Director of Emergency Management.

12. This Order shall take effect at 4:00 p.m. on July 16, 2023 and shall remain in effect until such time as it is determined by me that an emergency no longer exists.

GIVEN, under my hand and seal this
16th day of July,
Two Thousand and Twenty-three,
and of the Independence of the
United States, the Two Hundred
and Forty-Eighth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 337

WHEREAS, law enforcement officers across New Jersey put their lives on the line every day to serve and protect the people of this State; and

WHEREAS, it is appropriate to honor the memory and sacrifice of officers who give their lives in the line of duty; and

WHEREAS, August 6, 2023 will mark fifty years since the murder of one of those law enforcement officers: Phillip John DeSantis, who served for nearly twenty years in the police department for the Borough of Woodbine in Cape May County and who for most of that time served as Chief of Police; and

WHEREAS, Chief DeSantis was tragically killed on August 6, 1973, at the age of 54, after stopping a suspect who was fleeing an armed robbery at a gas station in which the suspect murdered the attendant, Kenneth McGuire, whose memory we also continue to honor; and

WHEREAS, during his distinguished career in law enforcement, Chief DeSantis received the Medal of Valor from the Patrolmen's Benevolent Association of New Jersey for his heroic handling of a violent domestic dispute; and

WHEREAS, a veteran of the Second World War who was active with the local American Legion, Chief DeSantis passed away just months before his anticipated retirement; and

WHEREAS, Chief DeSantis served courageously and selflessly to ensure the safety and well-being of his community; and

WHEREAS, Chief DeSantis was a loving husband and uncle, whose memory lives on in the hearts of his family, friends, the people of Woodbine and Cape May County, and all law enforcement officers; and

WHEREAS, Chief DeSantis lived a life of service and sacrifice where he sought to keep our communities safe, and therefore it is appropriate and fitting for the State of New Jersey to mark the 50th anniversary of his passing and to honor his memory; and

WHEREAS, it is with deep sadness that we continue to mourn the loss of Chief DeSantis, and extend our sincere sympathy to his family and friends;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours on Sunday, August 6, 2023, in recognition and mourning of the 50th anniversary of the passing of a dedicated public servant and hero, former Woodbine Chief of Police Phillip John DeSantis.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this
28th day of July,
Two Thousand and Twenty-
three, and of the
Independence of the United
States, the Two Hundred and
Forty-Eighth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 338

WHEREAS, Lieutenant Governor Sheila Oliver was born Sheila Y. Oliver on July 14, 1952, in Newark, New Jersey; and

WHEREAS, prior to serving by my side as Lieutenant Governor for over five and a half years, Lieutenant Governor Oliver lived a truly remarkable life; and

WHEREAS, after graduating from Weequahic High School in Newark, New Jersey in 1970, Lieutenant Governor Oliver attended Lincoln University in Pennsylvania, where she graduated cum laude with a Bachelor of Arts in Sociology; and

WHEREAS, Lieutenant Governor Oliver received a Master's degree in planning and administration from Columbia University in New York City in 1976; and

WHEREAS, Lieutenant Governor Oliver worked in the public and private sectors, serving as executive director of The Leaguers, a northern New Jersey non-profit social services organization, and as an adjunct faculty member at Essex County College and Caldwell University, among other roles; and

WHEREAS, Lieutenant Governor Oliver began her long and distinguished career in public service in 1994 as a member of the Board of Education of the East Orange School District, and served there until 2000, including terms as Vice President and President; and

WHEREAS, in 2003, Lieutenant Governor Oliver was elected to represent the 34th District in the New Jersey General Assembly, and was re-elected seven times to that seat; and

WHEREAS, in January 2010, Lieutenant Governor Oliver made history by becoming the first Black woman to serve as Speaker of the New Jersey General Assembly, and just the second Black woman in United States history to lead a state legislative chamber; and

WHEREAS, during her four years as Speaker, Lieutenant Governor Oliver stood up for and successfully preserved important progressive priorities, including affordable housing, while also working across the aisle on major issues; and

WHEREAS, because of Lieutenant Governor Oliver's leadership and passionate advocacy, the General Assembly passed a historic bill that would have legalized same-sex marriage in 2012; and

WHEREAS, Lieutenant Governor Oliver was known as an independent and principled Assembly Speaker who earned the respect of all of her colleagues, Democrat and Republican alike; and

WHEREAS, when I ran for Governor in 2017, I selected Lieutenant Governor Oliver to be my running mate because I knew her decades of public service, her unparalleled knowledge of state and local government, and her unshakeable integrity made her the ideal partner to run state government; and

WHEREAS, after Lieutenant Governor Oliver and I were elected by the people of New Jersey, Lieutenant Governor Oliver made history again by becoming the fourth Black woman to become a Lieutenant Governor in United States history, and the first woman of color to hold any statewide office in New Jersey history; and

WHEREAS, upon taking office, I asked Lieutenant Governor Oliver to serve as Commissioner of Community Affairs, because I knew that her extensive knowledge of urban policy and local governments would serve all of our communities well; and

WHEREAS, Lieutenant Governor Oliver was again my partner in the 2021 gubernatorial campaign, which resulted in re-election; and

WHEREAS, for the last five and a half years, Lieutenant Governor Oliver's leadership has led to substantial revitalization of many of New Jersey's cities, record investments in affordable housing, and historic efforts to address homelessness; and

WHEREAS, Lieutenant Governor Oliver brought a unique credibility to tackle these issues, because as a native of Newark and long-time resident of East Orange, she did not see these issues in the abstract but instead lived with them every day of her life; and

WHEREAS, Lieutenant Governor Oliver ably took the reins of state government on numerous occasions, including during one of our most challenging times when I was recovering from surgery to remove a cancerous tumor and when Coronavirus disease 2019 (COVID-19) cases were first being detected in our State; and

WHEREAS, on August 1, 2023, Lieutenant Governor Oliver tragically passed away at the age of 71; and

WHEREAS, Tammy and I, and our children, are heartbroken at the loss of our friend, colleague, and partner in government; and

WHEREAS, our deepest sympathies and condolences go out to the Oliver family, including her mother Jennie and her brother Charles, and all those who knew and loved her; and

WHEREAS, while Lieutenant Governor Oliver's passing leaves a void in state government that can never truly be filled, she leaves behind a model of public service and integrity that serves as a template for us all; and

WHEREAS, Lieutenant Governor Oliver cared deeply about public service and believed it created an obligation to be a voice for the voiceless and serve the most vulnerable among us; and

WHEREAS, Lieutenant Governor Oliver was and will continue to be a particular inspiration to millions of women and girls, especially young women of color; and

WHEREAS, I know that selecting Lieutenant Governor Oliver to be my running mate was the best decision I ever made; and

WHEREAS, Lieutenant Governor Oliver will be sorely missed by her family, friends, and the people of New Jersey whom she served so well; and

WHEREAS, it is appropriate for all New Jerseyans to remember Lieutenant Governor Oliver's trailblazing legacy and for the State to mourn her loss;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours from Friday, August 4, 2023, through Monday, September 4, 2023, in recognition and mourning of Lieutenant Governor Sheila Oliver, my friend, partner, and colleague, and someone who will always be remembered as a dedicated and trailblazing leader for all of New Jersey.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this
3rd day of August,
Two Thousand and Twenty-
three, and of the
Independence of the United
States, the Two Hundred and
Forty-Eighth.

[seal]

/s/ Philip D. Murphy
Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 339

WHEREAS, former Senator and Assemblyman James S. Cafiero was born on September 21, 1928, in North Wildwood, New Jersey; and

WHEREAS, a lifelong resident of Cape May County, Senator Cafiero led a distinguished life of public service across five decades; and

WHEREAS, Senator Cafiero's public service began at a young age, when he served as a carrier for the Wildwood Post Office and as a Junior Air Raid Warden during the Second World War; and

WHEREAS, Senator Cafiero graduated with a Bachelor of Arts degree from Princeton University, where he joined the Naval Reserve Officers Training Corps, and later received his law degree from the University of Pennsylvania; and

WHEREAS, Senator Cafiero and his wife Patricia had three children, Jamey, Drew, and Stephen, six grandchildren, and one great-grandchild; and

WHEREAS, Senator Cafiero was elected in 1967 to the General Assembly, where he represented the 1st Legislative District from 1968 to 1972; and

WHEREAS, Senator Cafiero was elected in 1971 to the Senate, where he represented the 1st Legislative District from 1972 to 1982; and

WHEREAS, Senator Cafiero served as Senate Minority Leader from 1976 to 1978, and also served as Majority Whip and Assistant Minority Leader during his first stint in the Senate; and

WHEREAS, Senator Cafiero returned to the Senate in 1990 and again represented the 1st Legislative District until his retirement in 2004, during which time he served for two years as Majority Whip; and

WHEREAS, as a legislator, Senator Cafiero fought to lower prices of prescription drugs, protect New Jersey's environment and children, promote affordability measures, and advance legislation to address stalking and drunk driving; and

WHEREAS, in addition to his decades of service in the Legislature, Senator Cafiero practiced law at a firm founded by his father, Anthony J. Cafiero, who also served as a Senator, Cape May County Prosecutor, Superior Court Judge, and delegate to the State Constitutional Convention of 1947; and

WHEREAS, Senator Cafiero's legal career included service as Assistant Cape May County Prosecutor, New Jersey Counsel for the Delaware River and Bay Authority, Solicitor of the City of North Wildwood, and counsel to numerous other government entities in Cape May County; and

WHEREAS, Senator Cafiero passed away on August 3, 2023, at the age of 94; and

WHEREAS, Senator Cafiero was a loving and devoted husband, father, grandfather, and great-grandfather; and

WHEREAS, Senator Cafiero will be remembered not only for his lifetime of public service, but also for his sense of humor and quick wit, his kindness and altruism, and his ability to work across the aisle to advance the public interest; and

WHEREAS, as we mourn the passing of Senator Cafiero, it is appropriate to recognize and honor his legacy as an elected official and his commitment to the 1st Legislative District, Cape May County, and the State of New Jersey;

NOW, THEREFORE, I, NICHOLAS P. SCUTARI, Acting Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours on Monday, August 14, 2023, in recognition and mourning of Senator and Assemblyman James S. Cafiero, a longtime, dedicated legislator.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this
9th day of August,
Two Thousand and Twenty-Three, and
of the Independence of the United
States, the Two Hundred and Forty-
Eighth.

[seal]

/s/ Nicholas P. Scutari

President of the Senate, Acting Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 340

WHEREAS, on September 11, 2001, unprecedented acts of terrorism were committed in New York, Washington, D.C., and Pennsylvania; and

WHEREAS, these horrific attacks caused the largest loss of life from a foreign attack on American soil, and the largest single loss of rescue personnel in U.S. history; and

WHEREAS, approximately one quarter of the victims of the September 11, 2001 attacks were New Jerseyans, with nearly 700 residents of our State killed in the attacks; and

WHEREAS, the terrorist attacks on our nation not only caused an immense loss of life, but also inflicted immeasurable agony and anguish on those who lived through the events, which include hundreds of New Jersey families whose lives have been forever altered by the loss of a parent, spouse, child, or other loved one; and

WHEREAS, many New Jerseyans, including thousands of police, fire, military, emergency, and construction personnel bravely responded to this tragedy, and many first responders continue to deal with chronic health effects to this day; and

WHEREAS, twenty-two years later, September 11, 2001 will continue to be remembered by New Jerseyans across the State, both privately and at public remembrances and memorials, and we will reflect on this occasion upon the patriotism and compassion that define us as Americans and as New Jerseyans; and

WHEREAS, it is also important to remember all those who have served in the U.S. military and intelligence agencies defending our nation during the 22 years since the September 11th attacks, including the thousands of servicemembers who have lost their lives in overseas engagements; and

WHEREAS, we remain grateful to our law enforcement officers, armed forces, and intelligence officers for their extraordinary sacrifices in the protection of our country and our State; and

WHEREAS, it is appropriate and fitting that this day be observed with full solemnity, in honor of the victims of the attacks;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of the State of New Jersey shall be flown at half-staff at all State departments, offices, agencies, instrumentalities, and all public buildings during appropriate hours on Monday, September 11, 2023, in recognition and in mourning of the victims of the attacks of September 11, 2001, including those from our home State.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this
8th day of September,
Two Thousand and Twenty-
three, and of the
Independence of the United
States, the Two Hundred and
Forty-Eighth.

[seal]

/s/ Philip D. Murphy
Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 341

WHEREAS, New Jersey Board of Public Utilities ("BPU") President Joseph L. Fiordaliso, a consummate public servant, was born and raised in the Ironbound section of Newark, New Jersey; and

WHEREAS, after graduating from Montclair State University with a Bachelor of Arts degree in business education, President Fiordaliso spent nearly two decades teaching at Vailsburg High School and Bloomfield High School from 1967 to 1986; and

WHEREAS, President Fiordaliso also taught as an adjunct professor of accounting at the County College of Morris for 12 years; and

WHEREAS, President Fiordaliso began his career in public service in 1988 when he was elected to an open seat on the Livingston Township Council; and

WHEREAS, President Fiordaliso was re-elected to the Livingston Township Council in 1992 and again in 1996, becoming Livingston's second three-term councilman; and

WHEREAS, President Fiordaliso served as Livingston's mayor three times during his twelve-year tenure on the Council; and

WHEREAS, President Fiordaliso also served as Essex County's director of planning and development; and

WHEREAS, President Fiordaliso worked as the director of government relations at Saint Barnabas Health Care System; and

WHEREAS, in the early 2000s, President Fiordaliso ran then-Senate President Richard J. Codey's district office, and was named Deputy Chief of Staff to the Governor when Senate President Codey became Governor Codey in 2004; and

WHEREAS, Governor Codey nominated President Fiordaliso to serve on the BPU in December 2005, and President Fiordaliso was confirmed by the Senate; and

WHEREAS, President Fiordaliso was renominated in 2011 and again in 2013 to continue serving on the BPU, and was confirmed by the Senate both times; and

WHEREAS, on January 16, 2018, I appointed President Fiordaliso to serve in my cabinet as President of the BPU; and

WHEREAS, I also appointed President Fiordaliso to the State Planning Commission, as co-chair of the New Jersey Council on the Green Economy, and as chair of the State Broadband Commission; and

WHEREAS, President Fiordaliso understood the importance of New Jersey's role regionally and nationally in building clean and reliable energy infrastructure and was a member of various national utility regulatory associations, including the National Association of Regulatory Utility Commissioners and the Mid-Atlantic Conference of Regulatory Utilities Commissioners; and

WHEREAS, in May 2023, the Federal Energy Regulatory Commission appointed President Fiordaliso to the Joint Federal-State Task Force on Electric Transmission; and

WHEREAS, since the beginning of my Administration, President Fiordaliso skillfully led our work to responsibly transition to a clean energy economy while always putting the needs of ratepayers and consumers first; and

WHEREAS, President Fiordaliso was a key figure in the State's storm response efforts, working tirelessly with our utility companies to ensure power was restored to as many New Jersey households as swiftly and safely as possible; and

WHEREAS, President Fiordaliso fought to ensure that all New Jerseyans had access to critical services like clean water, electricity, heating, and broadband; and

WHEREAS, during his lifelong career in public service, President Fiordaliso was known for his quick wit and collegiality, and he earned the respect of all of his colleagues, on both sides of the aisle; and

WHEREAS, on September 6, 2023, President Fiordaliso tragically passed away at the age of 78; and

WHEREAS, Tammy and I are heartbroken at the loss of our friend and colleague, and we will dearly miss his infectious personality and optimistic, but practical, approach to public service and state government; and

WHEREAS, our deepest sympathies and condolences go out to his wife Marilyn, his children Dana and Joe, his beloved six grandchildren, and all those who knew and loved him;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours from Wednesday, September 13, 2023, through Thursday, September 14, 2023, in recognition and mourning of a dedicated lifelong public servant, BPU President Joseph L. Fiordaliso.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this
11th day of September,
Two Thousand and Twenty-three,
and of the Independence of the
United States, the Two Hundred
and Forty-Eighth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Lisa M. Almeida

Deputy Chief Counsel to the Governor

EXECUTIVE ORDER NO. 342

WHEREAS, beginning in the afternoon on Thursday, September 28, 2023, and continuing through the night into Saturday, September 30, 2023, the State of New Jersey has experienced and is forecasted to experience significant and severe storms causing hazardous weather conditions including heavy rain and flash flooding; and

WHEREAS, the National Weather Service has issued a Flood Watch for Bergen, Burlington, Essex, Hudson, Hunterdon, Mercer, Monmouth, Morris, Ocean, Passaic, Somerset, Sussex, Union, and Warren counties; and

WHEREAS, the National Weather Service has issued a Flood Warning for Bergen, Hudson, Hunterdon, Mercer, Monmouth, Ocean, Passaic, and Somerset counties; and

WHEREAS, the National Weather Service has issued a Coastal Flood Advisory for Atlantic, Burlington, Cape May, Cumberland, Essex, Gloucester, Hudson, Middlesex, Monmouth, Ocean, and Union counties; and

WHEREAS, significant statewide precipitation is expected with rainfall amounts of 2 to 4 inches with locally higher amounts of 6 to 8 inches or more possible in some areas; and

WHEREAS, these severe weather conditions could result in rainfall rates in excess of 1 inch per hour in certain areas of the State; and

WHEREAS, previous recent rainfalls have left the ground and inland waterways saturated, increasing the likelihood of unpredictable localized flash flooding events; and

WHEREAS, these severe weather conditions are expected to cause excessive runoff which may result in extensive street flooding and flooding of rivers, creeks, streams, and other low-lying and flood-prone locations; and

WHEREAS, these serious weather conditions could make it difficult or impossible for citizens to obtain the necessities of

life, as well as essential services such as police, fire, and first aid; and

WHEREAS, this impending storm constitutes an imminent hazard that threatens and presently endangers the health, safety, and resources of the residents of the State; and

WHEREAS, this situation may become too large in scope to be handled in its entirety by the normal county and municipal operating services in some parts of this State, and this situation may spread to other parts of the State; and

WHEREAS, the Constitution and statutes of the State of New Jersey, particularly the provisions of N.J.S.A. App. A:9-33, et seq., N.J.S.A. 38A:3-6.1, N.J.S.A. 38A:2-4, and all amendments and supplements thereto, confer upon the Governor of the State of New Jersey certain emergency powers;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, in order to protect the health, safety, and welfare of the people of the State of New Jersey DO DECLARE and PROCLAIM that a State of Emergency exists throughout the State of New Jersey, effective at 3:00 p.m. on September 29, 2023; and I hereby ORDER and DIRECT the following:

1. I authorize and empower the State Director of Emergency Management, who is the Superintendent of State Police, to implement the State Emergency Operations Plan and to direct the activation of county and municipal emergency operations plans, as necessary, and to coordinate the recovery effort from this emergency with all governmental agencies, volunteer organizations, and the private sector.

2. I authorize and empower, in accordance with N.J.S.A. App. A:9-33, et seq., as supplemented and amended, the State Director of Emergency Management, who is the Superintendent of State Police, through the police agencies under his control, and with consideration

of any Administrative Order issued by the Commissioner of the Department of Transportation, to determine and control the direction of the flow of vehicular traffic on any State or interstate highway, municipal or county road, and any access road, including the right to detour, reroute, or divert any or all traffic and to prevent ingress or egress from any area that, in the State Director's discretion, is deemed necessary for the protection of the health, safety, and welfare of the public, and to remove parked or abandoned vehicles from such roadways as conditions warrant.

3. I authorize and empower the Attorney General, pursuant to the provisions of N.J.S.A. 39:4-213, acting through the Superintendent of State Police, and with consideration of any Administrative Order issued by the Commissioner of the Department of Transportation, to determine and control the direction of the flow of vehicular traffic on any State or interstate highway, municipal or county road, and any access road, including the right to detour, reroute, or divert any or all traffic, to prevent ingress or egress, and to determine the type of vehicle or vehicles to be operated on such roadways. I further authorize all law enforcement officers to enforce any such order of the Attorney General or Superintendent of State Police within their respective municipalities.

4. I authorize and empower the State Director of Emergency Management to order the evacuation of all persons, except for those emergency and governmental personnel whose presence the State Director deems necessary, from any area where their continued presence would present a danger to their health, safety, or welfare because of the conditions created by this emergency.

5. I authorize and empower the State Director of Emergency Management to utilize all facilities owned, rented, operated, and maintained by the State of New Jersey to house and shelter persons who may need to be evacuated from a residence, dwelling, building,

structure, or vehicle during the course of this emergency.

6. I authorize and empower the executive head of any agency or instrumentality of the State government with authority to promulgate rules to waive, suspend, or modify any existing rule, where the enforcement of which would be detrimental to the public welfare during this emergency, notwithstanding the provisions of the Administrative Procedure Act or any law to the contrary for the duration of this Executive Order, subject to my prior approval and in consultation with the State Director of Emergency Management. Any such waiver, modification, or suspension shall be promulgated in accordance with N.J.S.A. App. A:9-45.

7. I authorize and empower the Adjutant General, in accordance with N.J.S.A. 38A:2-4 and N.J.S.A. 38A:3-6.1, to order to active duty such members of the New Jersey National Guard who, in the Adjutant General's judgment, are necessary to provide aid to those localities where there is a threat or danger to the public health, safety, and welfare and to authorize the employment of any supporting vehicles, equipment, communications, or supplies as may be necessary to support the members so ordered.

8. In accordance with the N.J.S.A. App. A:9-34 and N.J.S.A. App. A:9-51, I reserve the right to utilize and employ all available resources of the State government and of each and every political subdivision of the State, whether of persons, properties, or instrumentalities, and to commandeer and utilize any personal services and any privately-owned property necessary to protect against this emergency.

9. In accordance with N.J.S.A. App. A:9-40, no municipality, county, or any other agency or political subdivision of this State shall enact or enforce any order, rule, regulation, ordinance, or resolution which will or might in any way conflict with any of the provisions of this Order, or which will in any way interfere with or

impede the achievement of the purposes of this Order.

10. It shall be the duty of every person or entity in this State or doing business in this State, and of the members of the governing body and every official, employee, or agent of every political subdivision in this State, and of each member of all other governmental bodies, agencies, and authorities in this State of any nature whatsoever, to cooperate fully with the State Director of Emergency Management in all matters concerning this State of Emergency.

11. In accordance with N.J.S.A. App. A:9-34, N.J.S.A. App. A:9-40.6, and N.J.S.A. 40A:14-156.4, no municipality or public or semipublic agency shall send public works, fire, police, emergency medical, or other personnel or equipment into any non-contiguous disaster-stricken municipality within this State, nor to any disaster-stricken municipality outside this State, unless and until such aid has been directed by the county emergency management coordinator or their deputies in consultation with the State Director of Emergency Management.

12. This Order shall take effect at 3:00 p.m. on September 29, 2023 and shall remain in effect until such time as it is determined by me that an emergency no longer exists.

GIVEN, under my hand and seal this
29th day of September,
Two Thousand and Twenty-three,
and of the Independence of the
United States, the Two Hundred
and Forty-Eighth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 343

WHEREAS, Executive Order No. 342 (2023), declaring a State of Emergency, was issued on September 29, 2023, because of a major storm that began impacting the State on September 28, 2023; and

WHEREAS, Executive Order No. 336 (2023), declaring a State of Emergency, was issued on July 16, 2023, because of a major storm that began impacting the State on July 15, 2023; and

WHEREAS, the severity of the conditions necessitating the State of Emergency declarations have eased;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and the Statutes of this State, hereby ORDER and DIRECT:

1. The State of Emergency declared pursuant to Executive Order No. 342 (2023) is terminated effective 12:00 p.m., Eastern Daylight Time, on October 1, 2023.

2. The State of Emergency declared pursuant to Executive Order No. 336 (2023) is terminated effective 12:00 p.m., Eastern Daylight Time, on October 1, 2023.

GIVEN, under my hand and seal this
1st day of October,
Two Thousand and Twenty-
Three, and of the
Independence of the United
States, the Two Hundred and
Forty-Eighth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 344

WHEREAS, various natural hazards have caused and will continue to cause physical and economic impacts in New Jersey, resulting in significant costs to residents and private entities, as well as to local, county and State government facilities and operations; and

WHEREAS, New Jersey, with nearly 1,800 miles of tidal coastline and numerous back-bays and inland rivers, is particularly vulnerable to natural hazards which are increasingly amplified by the effects of climate change caused by the increase in atmospheric carbon dioxide concentrations, resulting in increased frequency and intensity of damaging weather-related hazards including but not limited to: flooding, storm surges, snow storms, wind events, tornadoes, hurricanes, and extreme heat and cold; and

WHEREAS, the New Jersey Civilian Defense and Disaster Control Act, N.J.S.A. App A:9-33 et seq., as well as Executive Order No. 39 (1954), Executive Order No. 12 (1970), Executive Order No. 115 (1994), and Executive Order No. 125 (2013) all recognize the importance of a coordinated and evolving statewide response to disasters and reflect the need for long-term, cross-agency hazard mitigation projects and policies to maintain the State's resilience in the face of natural hazards; and

WHEREAS, Executive Order No. 115 (1994) established the interagency State Hazard Mitigation Team, led by a representative of the Governor's Office and the State Hazard Mitigation Officer, to examine and recommend actions to reduce New Jersey's vulnerability to natural hazards such as coastal storms, hurricanes, floods, wildfires, earthquakes, and other hazards; and

WHEREAS, in Executive Order No. 89 (2019), I created the position of Chief Resilience Officer to direct the Climate and Flood Resilience Program within the Department of Environmental Protection and an Interagency Council on Climate Resilience to coordinate the development and implementation of the Statewide Climate Change Resilience Strategy, which was subsequently issued in October 2021, to promote the long-term mitigation, adaptation, and resilience of New Jersey's economy,

communities, infrastructure, and natural resources throughout the State from the impacts of climate change; and

WHEREAS, in Executive Order No. 166 (2020), I established the Governor's Disaster Recovery Office to ensure coordination, compliance, and transparency of federal disaster recovery funds received following disasters such as Superstorm Sandy, Coronavirus disease 2019 ("COVID-19"), Tropical Storm Ida, and other disasters that may arise that require a wide-scale coordinated government response; and

WHEREAS, in Executive Order No. 221 (2021), I established the Governor's Office of Climate Action and the Green Economy to focus on the interlocking priorities of addressing climate change, ensuring New Jersey's clean energy future, and transitioning to a green economy while prioritizing equity and environmental justice; and

WHEREAS, the Department of Community Affairs created the Disaster Recovery & Mitigation Division (formerly the Sandy Recovery Division) in response to Superstorm Sandy to specifically oversee federal Department of Housing and Urban Development Community Development Block Grant - Disaster Recovery funding awarded in response to Superstorm Sandy and Tropical Storm Ida, as well as any Community Development Block Grant - Disaster Recovery funding that may be awarded in connection with future disasters; and

WHEREAS, the Department of Transportation is responsible for maintaining and improving the State's transportation network and for effectively spending federal funds provided by the Infrastructure Investment and Jobs Acts of 2021, which prioritizes investments in resilience and climate-related upgrades in transportation infrastructure; and

WHEREAS, coordination between the efforts of the State Hazard Mitigation Team, the Governor's Disaster Recovery Office, the Governor's Office of Climate Action and the Green Economy, the Department of Environmental Protection's Chief Resilience Officer, the Department of Community Affairs' Disaster Recovery & Mitigation Division, and the

Department of Transportation is critical to ensuring consistency across State programs and to leveraging opportunities between the State's risk reduction and resilience efforts, particularly in light of the current and future impacts of climate change; and

WHEREAS, the State Hazard Mitigation Team must keep pace with the State's growing need for disaster preparedness capacity building as well as the need to coordinate local, county, State, federal, and regional disaster preparedness efforts to provide a cohesive strategy for risk reduction and resilience initiatives; and

WHEREAS, it is appropriate to reconfigure the State Hazard Mitigation Team to reflect changes to the structure of State Government, and to ensure that the appropriate agencies are involved in updating the State's Hazard Mitigation Plan; and

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The State Hazard Mitigation Team established in Executive Order No. 115 (1994) shall continue to operate pursuant to the terms of that Order except as modified herein and shall serve as a coordination point for all Federal Emergency Management Agency-funded natural hazard risk reduction and mitigation activities and projects that will be evaluated in conjunction with other federal- and State-funded recovery and resilience activities.

2. The State Hazard Mitigation Team shall be co-chaired by the Executive Director of the Governor's Disaster Recovery Office and the State Hazard Mitigation Officer appointed by the Governor, pursuant to federal law, to serve as the primary point of contact with the Federal Emergency Management Agency in mitigation planning and implementation of mitigation programs and activities. The co-chairs shall work collaboratively to ensure a unified State response to the hazards identified in the State Hazard Mitigation Plan and to hazards made apparent by active disasters.

3. The Executive Committee of the State Hazard Mitigation Team shall consist of at least seven members, which shall include:

- a. The Executive Director of the Governor's Disaster Recovery Office;
- b. The State Hazard Mitigation Officer;
- c. The Chief Resilience Officer, or designee;
- d. The State Director of Emergency Management, who is the Superintendent of State Police, or designee;
- e. The Commissioner of Community Affairs, or designee;
- f. The Commissioner of Transportation, or designee; and
- g. The Attorney General, or designee.

If the Chief Resilience Officer is not an employee of the Department of Environmental Protection, the Executive Committee of the State Hazard Mitigation Team additionally shall include the Commissioner of Environmental Protection, or designee. All members and designees shall serve at the pleasure of the appointing department or agency, or in the case of those appointed by the Governor, at the pleasure of the Governor, and all shall serve without compensation.

4. The Governor may, as determined to be appropriate, appoint additional members to the State Hazard Mitigation Team, who shall serve at the pleasure of the Governor and without compensation.

5. The State Hazard Mitigation Team is authorized to call upon any department, office, division, or agency of this State, or any non-State entity, to supply it with data and any other information or assistance available to such agency as the State Hazard Mitigation Team deems necessary to execute its duties under this Order. Each Executive Branch department and agency is hereby required, to the extent not inconsistent with law, to cooperate fully with the State Hazard Mitigation Team within the limits of its statutory authority and to furnish it with such assistance on as timely a basis as is necessary to accomplish the purpose of this Order.

6. The co-chairs shall convene an initial meeting of the State Hazard Mitigation Team within one month of any Presidentially declared disaster event that results in Federal Emergency Management Agency funding for hazard mitigation being made available to the State of New Jersey. Other meetings of the State Hazard Mitigation Team shall be held at the call of the co-chairs, but not less frequently than once a year.

7. The State Hazard Mitigation Team shall periodically update the State's Hazard Mitigation Plan to identify hazards, monitor changes in hazard vulnerability, and reduce the threat of hazards by implementing hazard mitigation projects and initiatives.

8. The State Hazard Mitigation Team shall be purely advisory in nature and shall prepare and submit to the Governor through the State Director of Emergency Management an annual progress report detailing efforts to reduce New Jersey's risk to natural hazards. The report shall include:

- a. All submitted, selected pending award, approved, and completed federal, State, and local hazard mitigation projects funded by the Federal Emergency Management Agency;
- b. Recommendations for additional hazard mitigation, flood control, and adaptation projects; and
- c. Recommendations and policy changes that would increase the State's resilience, improve operations, increase capabilities, and best leverage resources.

9. For purposes of this Order, "Executive Branch departments and agencies" shall mean any of the principal departments in the Executive Branch of State government and any agency, authority, board, bureau, commission, division, institution, office, or other instrumentality within or created by any such department, and any independent State authority, commission, instrumentality, or agency over which the

Governor exercises executive authority, as determined by the Attorney General.

10. Nothing in this Order shall be construed to confer any legal rights upon entities whose activities are regulated by State entities, nothing shall be construed to create a private right of action on behalf of any such regulated entities, and nothing shall be used as a basis for legal challenges to rules, approvals, permits, licenses or other actions or inaction by a State entity. Nothing in this Order shall be construed to supersede any federal, State, or local law.

11. Executive Order No. 115 (1994) is hereby superseded to the extent inconsistent with this Order.

12. This Order shall take effect immediately.

GIVEN, under my hand and seal this
6th day of October,
Two Thousand and Twenty-
Three, and of the
Independence of the United
States, the Two Hundred and
Forty-Eighth.

[seal]

/s/ Philip D. Murphy
Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 345

WHEREAS, on October 7, 2023, nearly 50 years to the day of the attack on Israel that started the Yom Kippur War, Hamas terrorists undertook a coordinated series of horrific attacks on Israel; and

WHEREAS, the terrorists targeted civilians with thousands of rockets launched from the Gaza Strip and with incursions into Israel by heavily armed militants - violent attacks timed to occur as Israelis were celebrating Shabbat and the Jewish holiday of Simchat Torah; and

WHEREAS, the latest reports indicate that at least 800 innocent Israelis, predominantly civilians, were killed, including women and children, with thousands injured, and an estimated 100 Israelis kidnapped and taken by Hamas into Gaza as hostages; and

WHEREAS, at least nine Americans were killed in the attacks by Hamas, and others are likely among those injured or taken hostage; and

WHEREAS, the numbers of casualties are likely to rise in the coming days as more information is gathered; and

WHEREAS, Israel has responded to the attacks with a declaration of war against Hamas and by launching retaliatory strikes in Gaza targeting Hamas infrastructure that is purposefully located in civilian areas, meaning that these strikes have resulted in hundreds of deaths, including innocent Palestinian civilians; and

WHEREAS, New Jersey has one of the largest Jewish and Israeli American communities in the world, and is proud of its long, historic, and unbreakable relationship with the State of Israel, beginning with the founding of modern Israel and continuing through our Sister State Agreement of 1988 to the present day; and

WHEREAS, we must continue to stand with the people of Israel in this dark hour and unequivocally condemn terrorism against innocent civilians; and

WHEREAS, we mourn for all of the victims of these terrorist attacks by Hamas and the escalation of the conflict caused by these attacks, for their families, and for the people of the region, who deserve peace and security;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours from Tuesday, October 10, 2023, through Friday, October 13, 2023, in recognition and mourning of all of the lives lost and shattered by the recent terrorist attacks on Israel by Hamas and by the escalation of the conflict caused by these attacks.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this
9th day of October,
Two Thousand and Twenty-
Three, and of the
Independence of the United
States, the Two Hundred and
Forty-Eighth.

[seal]

/s/ Philip D. Murphy
Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 346

WHEREAS, New Jersey has a long history of leading the next frontiers of discovery and is a national leader for innovation and the development of new technologies; and

WHEREAS, New Jersey endeavors to foster an environment for continued investment, advancement, and economic potential for New Jersey residents, companies, and public institutions; and

WHEREAS, New Jersey is a hub for commercial activity, business formation, and research and development involving artificial intelligence, including generative artificial intelligence technologies, which generate new content - such as textual, visual, spoken, or musical content - in response to user inputs of data; and

WHEREAS, universities in New Jersey are institutional leaders in research and development and discoveries in the studies of new artificial intelligence technologies; and

WHEREAS, New Jersey is a trailblazer in the pharmaceutical, biotechnology, and life sciences industries, among other sectors, which have the opportunity to apply artificial intelligence technologies to advance medical and scientific breakthroughs; and

WHEREAS, the use of artificial intelligence technologies is advancing at an unprecedented pace and has the potential to be transformative across public and private sectors; and

WHEREAS, New Jersey aspires to harness new artificial intelligence technologies and realize their benefits to better serve all New Jersey residents, encourage innovation and economic growth, and promote social and economic equity; and

WHEREAS, as artificial intelligence technologies are developed and evolve, they should be analyzed and monitored by industry experts, consumer protection advocates, government officials, and other stakeholders; and

WHEREAS, the use of artificial intelligence technologies has implications for state, national, and personal security, including but not limited to cyber security and data security; and

WHEREAS, Executive Branch departments and agencies across State government have been engaging, and will continue to engage, with industry and other stakeholders to explore strategies to promote the safe, responsible, and efficient development and use of artificial intelligence technologies in New Jersey; and

WHEREAS, the exponential growth of artificial intelligence technologies should be documented, and the potential risks of their use should be acknowledged, planned for, and mitigated; and

WHEREAS, the State should promote the adoption of artificial intelligence technologies in a manner that aligns and is consistent with this State's policies, goals, and values; and

WHEREAS, a stable and thoughtful regulatory approach to the use of artificial intelligence technologies in this State will continue to foster an environment for innovation while protecting individual and civil rights; and

WHEREAS, it is necessary to ensure that the use of artificial intelligence technologies is fair, accessible, and beneficial to this State's residents;

NOW THEREFORE I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. There is hereby established the Artificial Intelligence Task Force (the "Task Force"), which shall be responsible for studying emerging artificial intelligence technologies in order to issue findings on the potential impacts of these technologies on society and offer recommendations to identify government actions

appropriate to encourage the ethical and responsible use of artificial intelligence technologies.

2. The Task Force shall consist of: (i) the Chief Technology Officer of the Office of Information Technology, who shall serve as Co-Chair; (ii) the Chief Innovation Officer, who shall serve as Co-Chair; (iii) the Chief Executive Officer of the Economic Development Authority, who shall serve as Co-Chair; (iv) the Director of the Office of Diversity, Equity, Inclusion, and Belonging; (v) the Commissioner of the Department of Education; (vi) the Secretary of Higher Education; (vii) the Commissioner of the Department of Labor and Workforce Development; (viii) the Director of the New Jersey Office of Homeland Security and Preparedness; and (ix) the Attorney General, or their designees.

3. The Governor may, as determined to be appropriate, appoint additional members to the Task Force. All members of the Task Force shall serve at the pleasure of the Governor and without compensation.

4. The Task Force shall organize as soon as practicable after the appointment of its members and shall convene at least as often as requested by the Governor or Co-Chairs. The Co-Chairs may designate working groups from among the members to assist them in the Task Force's performance of its duties.

5. The Co-Chairs shall issue a report with the Task Force's findings and recommendations to the Governor no later than 12 months after the effective date of this Order. The report shall be made available to the Legislature and the public at the same time.

6. The Task Force is authorized to call upon any department, office, division, or agency of this State to supply it with data or other information or assistance available to such agency as the

Task Force deems necessary to execute its duties under this Order. Each Executive Branch department and agency is hereby required, to the extent not inconsistent with law, to cooperate fully with the Task Force and to furnish such assistance on as timely a basis as is necessary to accomplish the purpose of this Order. The Task Force may consult with experts and other knowledgeable individuals in the public or private sector on any aspect of its mission.

7. For purposes of this Order, "Executive Branch departments and agencies" shall mean any of the principal departments in the Executive Branch of State government and any agency, authority, board, bureau, commission, division, institution, office, or other instrumentality within or created by any such department, and any independent State authority, commission, instrumentality, or agency over which the Governor exercises executive authority, as determined by the Attorney General.

8. The Task Force may elicit public input from individuals, including those associated with institutions of higher education, organizations, community groups, and other interested parties. In particular, the Task Force shall consult academic professionals specializing in ethics or artificial intelligence technologies; industry professionals; and professionals with backgrounds across issues such as constitutional and legal rights, law enforcement, education, and consumer protection to help inform and supplement the Task Force's findings.

9. The Task Force shall be purely advisory in nature and shall provide advice to the Governor and other Executive Branch departments and agencies as appropriate.

10. In addition to the work of the Task Force, to assist and further the goals for the use of artificial intelligence technologies in this State:

- a. The Economic Development Authority shall explore ways in which artificial intelligence can stimulate economic growth, create jobs, and be deployed by employers to enhance training and talent development, especially for low-income residents;
- b. The Office of the Secretary of Higher Education shall review artificial intelligence technologies as a research opportunity for New Jersey colleges and universities;
- c. The Office of Information Technology shall develop a policy to govern and facilitate use of artificial intelligence technologies by Executive Branch departments and agencies;
- d. The Office of Innovation shall develop a training program to enable Executive Branch department and agency staff to use artificial intelligence technologies responsibly and intelligently;
- e. The Office of Information Technology shall evaluate tools and strategies to improve government services through artificial intelligence; and
- f. The Office of Information Technology, the Office of Innovation, and the New Jersey Office of Homeland Security and Preparedness shall support Executive Branch departments and agencies in responsibly deploying artificial intelligence technologies to improve the delivery of government services.

11. Nothing in this Order shall be construed to supersede any federal, State, or local law.

12. This Order shall take effect immediately.

GIVEN, under my hand and seal this
10th day of October,
Two Thousand and Twenty-
Three, and of the
Independence of the United
States, the Two Hundred and
Forty-Eighth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 347

WHEREAS, First Lady Eleanor Rosalynn Carter was born on August 18, 1927 in Plains, Georgia, where she grew up; and

WHEREAS, Rosalynn attended and graduated from Georgia Southwestern College in 1946; and

WHEREAS, in 1946, Rosalynn married James Earl Carter, Jr. ("Jimmy"), who served as a Georgia State Senator and Governor of Georgia before becoming the 39th President of the United States in 1977; and

WHEREAS, Rosalynn and Jimmy had four children: John William "Jack"; James Earl "Chip" III; Donnel Jeffrey "Jeff"; and Amy Lynn; and

WHEREAS, Rosalynn strongly supported her husband's career and campaigns and served as the First Lady of Georgia from 1971 to 1975, and then as First Lady of the United States from 1977 to 1981; and

WHEREAS, Rosalynn served as an active First Lady working hand in hand with her husband to support and effectuate his policies and initiatives; and

WHEREAS, Rosalynn traveled to many foreign countries as President Carter's representative; and

WHEREAS, Rosalynn and Jimmy often spoke with great regard of their equal partnership and Rosalynn advocated nationally for the passage of the Equal Rights Amendment; and

WHEREAS, before, during, and after her tenure as First Lady of the United States, Rosalynn remained devoted to advocating for mental health reform, serving on the Georgia Governor's Commission to Improve Services for the Mentally and Emotionally Handicapped and as an active honorary chair of the President's Commission on Mental Health; and

WHEREAS, in 1982, Rosalynn co-founded the Carter Center, a not-for-profit institution, where she served on the Board of Trustees and as the chair of the Carter Center Mental Health Task Force, an advisory board that promoted positive change in the field of mental health; and

WHEREAS, Rosalynn became an Honorary Fellow of the American Psychiatric Association, served as a board member emeritus of the National Mental Health Association, and became chair of the International Women Leaders for Mental Health in 1992; and

WHEREAS, after the Carter presidency ended, Rosalynn continued to actively pursue other policy initiatives alongside her husband by, among other things, assisting in brokering international peace deals in the Middle East and building homes to aid low-income residents with members of Habitat for Humanity; and

WHEREAS, Rosalynn will be remembered as a gracious and dedicated First Lady of the United States; and

WHEREAS, Rosalynn will also be remembered for her devotion to her family as a loving and supportive wife and mother; and

WHEREAS, Rosalynn will be deeply missed by her family and the people of the United States; and

WHEREAS, it is with immense sadness that we mourn Eleanor Rosalynn Carter's passing, and extend our deepest sympathy to her family and friends, especially President Carter, her beloved husband; and

WHEREAS, it is appropriate to celebrate the outstanding achievements and cherished memory of Eleanor Rosalynn Carter and to mark her passing;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours on Tuesday, November 21, 2023, in recognition and mourning of First Lady Eleanor Rosalynn Carter.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this
20th day of November,
Two Thousand and Twenty-
three, and of the
Independence of the United
States, the Two Hundred and
Forty-Eighth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 348

WHEREAS, former United States Representative and member of the General Assembly Herbert C. Klein was born on June 24, 1930 in Newark, New Jersey; and

WHEREAS, Representative Klein received degrees from Rutgers University, Harvard Law School, and New York University; and

Whereas, Representative Klein married Jacqueline Krieger in 1952, with whom he had a son, Roger, and a daughter, Cynthia; and

WHEREAS, Representative Klein served in the United States Air Force from 1954 to 1956; and

WHEREAS, after beginning his law career in Clifton, New Jersey, and then co-founding the First Real Estate Investment Trust of New Jersey, Representative Klein was elected to the General Assembly in 1971, where he served from 1972 to 1976; and

WHEREAS, as a member of the General Assembly, Representative Klein wrote the law establishing the New Jersey Economic Development Authority and chaired the Assembly Democratic Caucus; and

WHEREAS, following his time as an assemblyman, Representative Klein served as the Executive Director of the Passaic County Democratic Committee; and

WHEREAS, in 1992, Representative Klein was elected to the United States House of Representatives to represent the State's 8th Congressional District; and

WHEREAS, Representative Klein sat on both the House Committee on Financial Services, also known as the House Banking Committee, and the House Committee on Science, Space, and Technology; and

WHEREAS, upon leaving Congress in 1995, Representative Klein remained active in public life; and

WHEREAS, Representative Klein served on the Board of Trustees at Rutgers University, as president of the board of Beth Israel Hospital, and as a member of the New Jersey-Israel Commission and the New Jersey State Association of Jewish Federations; and

WHEREAS, Jacqueline Krieger Klein passed away in 2017, following a battle with Alzheimer's disease; and

WHEREAS, Representative Klein worked to establish the Herbert and Jacqueline Krieger Klein Alzheimer's Research Center at Rutgers; and

WHEREAS, as a dedicated public servant, Representative Klein always put his constituents first; and

WHEREAS, Representative Klein will be sorely missed by his family and friends; and

WHEREAS, it is appropriate to honor the life, legacy, friendship, and many accomplishments of Representative Klein, and to mark his passing;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours on Friday, December 1, 2023, in recognition and mourning of a dedicated legislator and public servant, Representative Herbert C. Klein.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this
27th day of November,
Two Thousand and Twenty-three,
and of the Independence of the
United States, the Two Hundred
and Forty-Eighth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 349

WHEREAS, Justice Sandra Day O'Connor was born Sandra Day on March 26, 1930 in El Paso, Texas, to Ada Mae and Harry Alfred Day; and

WHEREAS, Justice O'Connor grew up in Arizona on her family's 198,000-acre cattle ranch, which did not have running water or electricity until Justice O'Connor was seven years old; and

WHEREAS, Justice O'Connor enrolled at Stanford University at only 16 years old and graduated magna cum laude in 1950; and

WHEREAS, Justice O'Connor continued at Stanford for law school, where she met her husband, John Jay O'Connor III, to whom she would remain married until his death in 2009; and

WHEREAS, Justice O'Connor served as an editor of the Stanford Law Review and graduated third in her class in 1952; and

WHEREAS, Justice O'Connor sought work with law firms but was rebuffed at every turn because she was female, leading Justice O'Connor to join the San Mateo, California county attorney's office after offering to work without pay to secure a job offer; and

WHEREAS, thereafter, Justice O'Connor worked for three years as a civilian attorney for the Army's Quartermaster Corps in Germany after her husband was drafted and stationed overseas; and

WHEREAS, upon their return to the United States, Justice O'Connor and her husband moved to Arizona to start a family and had three sons, Scott, Brian, and Jay; and

WHEREAS, Justice O'Connor practiced law in Arizona from 1958 to 1960 and then took a five-year hiatus from practicing law where she focused on her children and became increasingly active in Republican politics; and

WHEREAS, Justice O'Connor worked as an Assistant Attorney General of Arizona from 1965 to 1969; and

WHEREAS, Arizona Governor Jack Williams appointed Justice O'Connor in 1969 to fill a vacant seat in the Arizona Senate, after which she twice won re-election; and

WHEREAS, as a legislator, Justice O'Connor gained recognition as a skilled negotiator, and in 1973 she became the first-ever female Majority Leader in any state's legislature; and

WHEREAS, in 1974, Justice O'Connor was elected Judge of the Maricopa County Superior Court, the local trial court; and

WHEREAS, Justice O'Connor was appointed in 1979 by Arizona Governor Bruce Babbitt to the Arizona Court of Appeals, an intermediate appellate court; and

WHEREAS, in 1981, Justice O'Connor was nominated by President Ronald Reagan and unanimously confirmed by the United States Senate to become an Associate Justice of the Supreme Court of the United States and the first woman ever to serve on our nation's highest court; and

WHEREAS, Justice O'Connor served on the United States Supreme Court for nearly 25 years until retiring in 2006 to spend more time with her ailing husband, who passed away in 2009; and

WHEREAS, throughout her tenure, Justice O'Connor cast the deciding vote and authored the controlling opinion in many closely divided cases, leading many commentators to refer to the Court during that time as the "O'Connor Court"; and

WHEREAS, Justice O'Connor developed a jurisprudence that emphasized modest, pragmatic judgment over grand theories and favored incremental reasoning from precedent over sweeping changes in constitutional law; and

WHEREAS, Justice O'Connor notably joined with colleagues in the center of the Court to preserve a constitutional right to abortion and affirmative action in college admissions during her tenure; and

WHEREAS, Justice O'Connor's opinions also demonstrated a deep understanding of the separation of powers and the careful balance of federalism -- an understanding informed by her experience in all three branches of Arizona state government; and

WHEREAS, Justice O'Connor promoted the rule of law not only domestically but also globally, through her work with the American Bar Association's Central European and Eurasian Law Initiative and later its Rule of Law Initiative, work that she continued after retiring from the Court; and

WHEREAS, in retirement, Justice O'Connor also dedicated herself to promoting civics education for young people, founding iCivics, the country's leading civics education platform; and

WHEREAS, Justice O'Connor published an open letter in October 2018 to announce her departure from public life as a result of her declining health due to dementia; and

WHEREAS, Justice O'Connor's letter described civic education as a prerequisite to Americans "working collaboratively together in communities and in government to solve problems, putting country and the common good above party and self-interest, and holding our key governmental institutions accountable"; and

WHEREAS, Justice O'Connor passed away on December 1, 2023 at the age of 93; and

WHEREAS, Justice O'Connor is survived by her three children, six grandchildren, and her brother, Alan; and

WHEREAS, despite repeatedly being discounted simply because of her gender, Justice O'Connor displayed inspiring perseverance and steadfastness to ensure other women following in her footsteps could succeed in law, politics, and government; and

WHEREAS, Justice O'Connor, the first-ever woman on the United States Supreme Court, will remain a towering figure in our nation's history and in the legal community; and

WHEREAS, it is appropriate to honor the life, legacy, and many accomplishments of Justice O'Connor, and to mark her passing;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours from Tuesday, December 5, 2023, through the day of Justice O'Connor's interment, in recognition and mourning of a trailblazing Justice of the United States Supreme Court, Justice Sandra Day O'Connor.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this
4th day of December,
Two Thousand and Twenty-
Three, and of the
Independence of the United
States, the Two Hundred and
Forty-Eighth.

[seal]

/s/ Philip D. Murphy
Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 350

WHEREAS, beginning on Tuesday, January 9, 2024, and continuing into Wednesday, January 10, 2024, the State of New Jersey is forecasted to experience severe storms causing hazardous weather conditions including heavy rain, high winds, and flash flooding; and

WHEREAS, the National Weather Service has issued a Flood Watch for all 21 counties, with moderate to major inland flooding expected in northern New Jersey; and

WHEREAS, the National Weather Service expects minor to moderate coastal flooding for Atlantic, Burlington, Camden, Cape May, Cumberland, Gloucester, Middlesex, Monmouth, Ocean, Salem, and Union Counties, particularly during the overnight high tide cycle from Tuesday, January 9, 2024, into Wednesday, January 10, 2024; and

WHEREAS, significant statewide precipitation is expected with rainfall amounts of 2 to 4 inches with locally higher amounts possible in some areas; and

WHEREAS, precipitation from this storm could result in rainfall rates in excess of 1/2 inch per hour in certain areas of the State; and

WHEREAS, recent storms in mid-December 2023 and melt from a snowstorm from early January 2024 have left the ground and inland waterways saturated, particularly in the Passaic and Raritan River areas that are forecasted to experience the most significant rainfall impacts from this storm; and

WHEREAS, these severe weather conditions are expected to cause excessive runoff which may result in extensive street flooding and unpredictable flash flooding of rivers, creeks, streams, and other low-lying and flood-prone locations; and

WHEREAS, strong rains and winds with gusts up to 65 miles per hour in some areas may cause downed power lines and trees, resulting in power outages that will impede the normal operation of public and private entities; and

WHEREAS, these serious weather conditions could make it difficult or impossible for citizens to obtain the necessities of life, as well as essential services such as police, fire, and first aid; and

WHEREAS, this impending storm constitutes an imminent hazard that threatens and presently endangers the health, safety, and resources of the residents of the State; and

WHEREAS, this situation may become too large in scope to be handled in its entirety by the normal county and municipal operating services in some parts of this State, and this situation may spread to other parts of the State; and

WHEREAS, the Constitution and statutes of the State of New Jersey, particularly the provisions of N.J.S.A. App. A:9-33, et seq., N.J.S.A. 38A:3-6.1, N.J.S.A. 38A:2-4, and all amendments and supplements thereto, confer upon the Governor of the State of New Jersey certain emergency powers;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, in order to protect the health, safety, and welfare of the people of the State of New Jersey DO DECLARE and PROCLAIM that a State of Emergency exists throughout the State of New Jersey, effective at 5:00 p.m. on Tuesday, January 9, 2024; and I hereby ORDER and DIRECT the following:

1. I authorize and empower the State Director of Emergency Management, who is the Superintendent of State Police, to implement the State Emergency Operations Plan and to direct the activation of county and municipal emergency operations plans, as necessary, and to coordinate the recovery effort from this

emergency with all governmental agencies, volunteer organizations, and the private sector.

2. I authorize and empower, in accordance with N.J.S.A. App. A:9-33, et seq., as supplemented and amended, the State Director of Emergency Management, who is the Superintendent of State Police, through the police agencies under his control, and with consideration of any Administrative Order issued by the Commissioner of the Department of Transportation, to determine and control the direction of the flow of vehicular traffic on any State or interstate highway, municipal or county road, and any access road, including the right to detour, reroute, or divert any or all traffic and to prevent ingress or egress from any area that, in the State Director's discretion, is deemed necessary for the protection of the health, safety, and welfare of the public, and to remove parked or abandoned vehicles from such roadways as conditions warrant.

3. I authorize and empower the Attorney General, pursuant to the provisions of N.J.S.A. 39:4-213, acting through the Superintendent of State Police, and with consideration of any Administrative Order issued by the Commissioner of the Department of Transportation, to determine and control the direction of the flow of vehicular traffic on any State or interstate highway, municipal or county road, and any access road, including the right to detour, reroute, or divert any or all traffic, to prevent ingress or egress, and to determine the type of vehicle or vehicles to be operated on such roadways. I further authorize all law enforcement officers to enforce any such order of the Attorney General or Superintendent of State Police within their respective municipalities.

4. I authorize and empower the State Director of Emergency Management to order the evacuation of all persons, except for those emergency and governmental personnel whose presence the State Director deems necessary, from any area where their continued presence would present a danger to their health, safety, or welfare because of the conditions created by this emergency.

5. I authorize and empower the State Director of Emergency Management to utilize all facilities owned, rented, operated, and maintained by the State of New Jersey to house and shelter persons who may need to be evacuated from a residence, dwelling, building, structure, or vehicle during the course of this emergency.

6. I authorize and empower the executive head of any agency or instrumentality of the State government with authority to promulgate rules to waive, suspend, or modify any existing rule, where the enforcement of which would be detrimental to the public welfare during this emergency, notwithstanding the provisions of the Administrative Procedure Act or any law to the contrary for the duration of this Executive Order, subject to my prior approval and in consultation with the State Director of Emergency Management. Any such waiver, modification, or suspension shall be promulgated in accordance with N.J.S.A. App. A:9-45.

7. I authorize and empower the Adjutant General, in accordance with N.J.S.A. 38A:2-4 and N.J.S.A. 38A:3-6.1, to order to active duty such members of the New Jersey National Guard who, in the Adjutant General's judgment, are necessary to provide aid to those localities where there is a threat or danger to the public health, safety, and welfare and to authorize the employment of any supporting vehicles, equipment, communications, or supplies as may be necessary to support the members so ordered.

8. In accordance with the N.J.S.A. App. A:9-34 and N.J.S.A. App. A:9-51, I reserve the right to utilize and employ all available resources of the State government and of each and every political subdivision of the State, whether of persons, properties, or instrumentalities, and to commandeer and utilize any personal services and any privately-owned property necessary to protect against this emergency.

9. In accordance with N.J.S.A. App. A:9-40, no municipality, county, or any other agency or political subdivision of this State shall enact or enforce any order, rule, regulation, ordinance, or resolution which will or might in any way conflict with any of the provisions of this Order, or which will in any way interfere with or impede the achievement of the purposes of this Order.

10. It shall be the duty of every person or entity in this State or doing business in this State, and of the members of the governing body and every official, employee, or agent of every political subdivision in this State, and of each member of all other governmental bodies, agencies, and authorities in this State of any nature whatsoever, to cooperate fully with the State Director of Emergency Management in all matters concerning this State of Emergency.

11. In accordance with N.J.S.A. App. A:9-34, N.J.S.A. App. A:9-40.6, and N.J.S.A. 40A:14-156.4, no municipality or public or semipublic agency shall send public works, fire, police, emergency medical, or other personnel or equipment into any non-contiguous disaster-stricken municipality within this State, nor to any disaster-stricken municipality outside this State, unless and until such aid has been directed by the county emergency management coordinator or their deputies in consultation with the State Director of Emergency Management.

12. This Order shall take effect at 5:00 p.m. on Tuesday, January 9, 2024, and shall remain in effect until such time as it is determined by me that an emergency no longer exists.

GIVEN, under my hand and seal this
8th day of January,
Two Thousand and Twenty-Four,
and of the Independence of
the United States, the Two
Hundred and Forty-Eighth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 351

WHEREAS, Executive Order No. 350, declaring a State of Emergency, was issued on January 8, 2024, because of a series of severe storms that began impacting the State on January 9, 2024, and continued over the last two weeks; and

WHEREAS, the severity of the conditions necessitating the State of Emergency declaration have eased;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and the Statutes of this State, hereby ORDER and DIRECT:

1. The State of Emergency declared pursuant to Executive Order No. 350 (2024) is terminated effective 5:00 p.m., Eastern Standard Time, on January 24, 2024.

GIVEN, under my hand and seal this
24th day of January,
Two Thousand and Twenty-Four,
and of the Independence of
the United States, the Two
Hundred and Forty-Eighth.

[seal]

/s/ Philip D. Murphy
Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 352

WHEREAS, Marques Hudson, age 32, was a member of the Plainfield Fire Department and an exemplary public servant; and

WHEREAS, Firefighter Hudson served the City of Plainfield as a firefighter for over two years with honorable devotion, remarkable courage, and exceptional professionalism, loyalty, and commitment; and

WHEREAS, on January 26, 2024, Firefighter Hudson was one of the brave firefighters who responded to a fire at a home on Emerson Avenue in Plainfield; and

WHEREAS, Firefighter Hudson tragically lost his life in the line of duty while courageously battling the fire; and

WHEREAS, the same fire that took Firefighter Hudson's life also injured several additional firefighters; and

WHEREAS, Firefighter Hudson is survived by his mother, brother, sister, partner, and three children; and

WHEREAS, Firefighter Hudson will be deeply missed by his family, friends, fellow members of the Plainfield Fire Department, and all firefighters; and

WHEREAS, it is with great sadness that we mourn Firefighter Hudson's passing while keeping the other injured firefighters in our prayers; and

WHEREAS, it is appropriate to honor the sacrifice and bravery of Firefighter Marques Hudson;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours

on Friday, February 2, 2024, in recognition and mourning of a brave and loyal New Jersey hero, Firefighter Marques Hudson.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this
29th day of January,
Two Thousand and Twenty-Four,
and of the Independence of
the United States, the Two
Hundred and Forty-Eighth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 353

WHEREAS, United States Army Reserve Sergeant William Jerome Rivers was a native of Willingboro, New Jersey; and

WHEREAS, Sergeant Rivers enlisted in the Army Reserve in 2011 as an interior electrician and was first assigned to the 990th Engineer Company at Fort McGuire-Dix in New Jersey after completing advanced individual training; and

WHEREAS, Sergeant Rivers completed a nine-month rotation in Iraq in support of Operation Inherent Resolve in 2018; and

WHEREAS, Sergeant Rivers was assigned to 718th Engineer Company, 926th Engineer Battalion, 926th Engineer Brigade in Fort Moore, Georgia in 2023; and

WHEREAS, Sergeant Rivers resided in Carrollton, Georgia with his wife and son; and

WHEREAS, Sergeant Rivers received numerous awards and decorations for his service to our country, including the Army Achievement Medal, National Defense Service Medal, Global War on Terrorism Service Medal, Army Service Ribbon, Overseas Service Ribbon, two Army Reserve Component Overseas Training Ribbons, Armed Forces Reserve Medal with "M" Device, and the Inherent Resolve Campaign Medal with Campaign Star; and

WHEREAS, Sergeant Rivers, along with Specialist Kennedy Ladon Sanders and Specialist Breonna Alexsondria Moffett, were killed, and many others were wounded, on January 28, 2024, in an unmanned aerial drone attack on United States service members stationed in Jordan, where they were serving in support of Operation Inherent Resolve; and

WHEREAS, Sergeant Rivers was a beloved member of our New Jersey family, as well as a beloved son, husband, father, friend, and fellow servicemember, who will be immensely missed by everyone who knew him, and by the people of New Jersey; and

WHEREAS, it is with tremendous sadness that we mourn the passing of Sergeant Rivers and his fellow soldiers, and we extend our deepest sympathy and gratitude to Sergeant Rivers' family, friends, and fellow service members; and

WHEREAS, it is appropriate to honor the exemplary character, outstanding achievements, and cherished memory of Sergeant Rivers and to mark his passing;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours on Tuesday, February 6, 2024, in recognition and mourning of United States Army Reserve Sergeant William Jerome Rivers.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this
2nd day of February,
Two Thousand and Twenty-Four,
and of the Independence of
the United States, the Two
Hundred and Forty-Eighth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 354

WHEREAS, New Jersey is home to a community of approximately 400,000 Indian-Americans who are vital participants in the economic, academic, civic, and social life of the State; and

WHEREAS, India is the most populous country in the world and has one of the world's fastest-growing economies; and

WHEREAS, New Jersey maintains close ties with India culturally and economically, as India is New Jersey's second-largest foreign direct investor and more New Jersey residents who are immigrants hail from India than from any other country; and

WHEREAS, in September 2019, I was honored to lead a seven-day, six-city trade mission to India, with the goal of strengthening economic, cultural, and educational ties between New Jersey and India, and cultivating international investment in our State; and

WHEREAS, in the immediate aftermath of that trade mission, New Jersey secured over 1,200 new jobs from the expansion of three Indian companies with a presence in the State; and

WHEREAS, continuing to attract international trade and investment opportunities between India and New Jersey is critical to building long-term, sustainable economic growth; and

WHEREAS, the establishment of a New Jersey-India Commission will enhance New Jersey's ability to foster trade, investment, and cultural and educational exchanges between India and the State;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. There is hereby established the New Jersey-India Commission ("Commission").

2. The Commission shall consist of no less than 35 and no more than 45 members, who shall be appointed by and serve at the pleasure of the Governor. All members of the Commission shall serve without compensation.

3. The Governor shall select a Chairperson from among the members of the Commission, who shall also serve at the pleasure of the Governor.

4. The purposes of the Commission shall be to: (a) advance bilateral trade and investment between New Jersey and India; (b) encourage mutual economic support between New Jersey and India; (c) encourage mutual investment in the infrastructure and economies of New Jersey and India; (d) promote cultural and educational exchanges between New Jersey and India, including in areas of research, science, and technology; (e) study and initiate joint action on policy issues of mutual interest to New Jersey and India; and (f) address similar issues as determined by the Commission.

5. The Commission shall organize as soon as practicable after the appointment of its members, and shall convene as soon and as often as requested by the Governor or Chairperson.

6. The Commission is authorized to call upon any department, office, division, or agency of this State to supply it with data or other information or assistance available to such agency as the Commission deems necessary to discharge its duties under this Order. Each Executive Branch department and agency is hereby required, to the extent not inconsistent with law, to cooperate fully with the Commission and to furnish the Commission with such assistance on as timely a basis as is necessary to accomplish the purposes of this Order. To the extent necessary, the Department of State shall provide professional and clerical

staff to the Commission, which may include an employee of the Department of State who is designated to serve as the Executive Director of the Commission.

7. The Commission shall be purely advisory in nature and shall provide advice to the Governor and other Executive Branch departments and agencies as appropriate.

8. For purposes of this Order, "Executive Branch departments and agencies" shall mean any of the principal departments in the Executive Branch of State government and any agency, authority, board, bureau, commission, division, institution, office, or other instrumentality within or created by any such department, and any independent State authority, commission, instrumentality, or agency over which the Governor exercises executive authority, as determined by the Attorney General.

9. Nothing in this Order shall be construed to supersede any federal, State, or local law.

10. This Order shall take effect immediately.

GIVEN, under my hand and seal this
6th day of February,
Two Thousand and Twenty-Four,
and of the Independence of
the United States, the Two
Hundred and Forty-Eighth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 355

WHEREAS, former Senator and Assemblyman Paul J. Contillo was born on July 8, 1929, in Brooklyn, New York; and

WHEREAS, while attending James Madison High School in Brooklyn, Senator Contillo met his future wife, Kathleen McConville, to whom he would remain married for 69 years and with whom he would have six children, Joan, Robert, Debra, Kathleen, Margaret, and Angela, eleven grandchildren, and four great-grandchildren; and

WHEREAS, after graduating from high school, Senator Contillo served his country in the United States Naval Reserve, attended Brooklyn College and Rutgers University, and founded the Allied Reproductions printing company; and

WHEREAS, after moving to Paramus, New Jersey, Senator Contillo served in the 1960s as chairman of the local zoning board during a period of significant development; and

WHEREAS, Senator Contillo was elected to the Paramus Council in 1970, where he would serve from 1971 to 1973; and

WHEREAS, Senator Contillo was elected in 1973 to the New Jersey General Assembly, where he represented the 38th Legislative District from 1974 to 1980; and

WHEREAS, Senator Contillo was elected in 1983 to the New Jersey Senate, where he represented the 38th Legislative District from 1984 to 1992 and served as Assistant Majority Leader; and

WHEREAS, Senator Contillo again served in the General Assembly from November 2013 to January 2014 after being selected to serve the remainder of the term of an Assemblyperson for the 38th Legislative District who resigned early; and

WHEREAS, Senator Contillo championed legislation to promote ethics in government, including the Local Government Ethics Law, and to protect the environment, including bills mandating

recycling and preventing development in areas where it would harm the water supply; and

WHEREAS, Senator Contillo's commitment to good government extended beyond his service in the Legislature, including through his years chairing Common Cause New Jersey and through his service as Chairman of the Bergen County Ethics Board and Chairman of the New Jersey School Board Ethics Committee; and

WHEREAS, Senator Contillo was appointed by Governor Jim McGreevey in 2003 as Vice Chairman of the State Parole Board, where he served until 2009; and

WHEREAS, Senator Contillo passed away on February 6, 2024, at the age of 94; and

WHEREAS, Senator Contillo was a loving and devoted husband, father, grandfather, and great-grandfather; and

WHEREAS, Senator Contillo will be remembered not only for his lifetime of public service, but also for his deep faith and his ability to work across the aisle to promote the public good; and

WHEREAS, as we mourn the passing of Senator Contillo, it is appropriate to recognize and honor his legacy as a public servant and his commitment to Paramus, the 38th Legislative District, Bergen County, and the State of New Jersey;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours on Friday, February 16, 2024, in recognition and mourning of

Senator and Assemblyman Paul J. Contillo, a dedicated public servant.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this
15th day of February,
Two Thousand and Twenty-Four,
and of the Independence of
the United States, the Two
Hundred and Forty-Eighth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 356

WHEREAS, the Coronavirus disease 2019 ("COVID-19") pandemic, which took the lives of over 33,000 New Jersey residents and well over one million Americans, proved to be the greatest crisis our State has ever faced; and

WHEREAS, on February 3, 2020, approximately one month before the first reported case of COVID-19 in New Jersey, I issued Executive Order No. 102, creating the Coronavirus Task Force in order to coordinate the State's efforts to appropriately prepare for and respond to the public health hazard posed by the virus; and

WHEREAS, after the pandemic had finally subsided, on November 28, 2022, I announced that New Jersey would be the first State in the nation to commission an independent and comprehensive review of its handling of the COVID-19 pandemic; and

WHEREAS, the independent review was structured to include, but not be limited to, the state of readiness in New Jersey for a pandemic in early 2020; prominent emergency policy decisions that were made by our State government; the pandemic response with respect to vulnerable residents, including members of congregate care settings; and the State government's efforts to continue core functions, including providing direct services to residents; and

WHEREAS, the review was also tasked with examining the management of public health aspects of the pandemic, including testing, vaccinations, personal protective equipment procurement and distribution, and coordination of the health care system and of health information around COVID-19; and

WHEREAS, the 910-page report that resulted from the review, titled "Independent Review of New Jersey's Response to the COVID-19 Pandemic," was completed on March 7, 2024, and is currently the

only comprehensive after-action review of a state government's response to COVID-19 in the entire nation; and

WHEREAS, the report both highlights numerous examples of New Jersey's strong leadership during the crisis, and identifies gaps in preparedness and structural deficiencies that must be addressed; and

WHEREAS, the report includes 33 recommendations for how New Jersey should prepare for a future emergency based on the State's experience with the COVID-19 pandemic and best practices in emergency preparedness; and

WHEREAS, the report's recommendations are focused on preparedness for a future pandemic but also apply to other types of emergencies that the State may face and have implications for daily operations of the State in non-emergency situations, such as improvements in New Jersey's public health infrastructure, efforts to promote health equity, and strategies to leverage technology in the State's delivery of services to residents; and

WHEREAS, as Governor, it is my duty and responsibility to protect the health and well-being of our residents by taking all necessary preparatory measures in response to threats posed to the public from future pandemics and other emergencies; and

WHEREAS, it is necessary for Executive Branch departments and agencies in New Jersey to study the report and its recommendations and to integrate the lessons learned from the COVID-19 pandemic into their operations and planning for future emergencies; and

WHEREAS, coordination across the Executive Branch is necessary to evaluate and implement the report's recommendations and address other lessons learned from the COVID-19 pandemic, much as such coordination was necessary to respond to the pandemic itself;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. There is hereby established a Task Force on Pandemic and Emergency Preparedness ("Task Force"), which shall be responsible for evaluating the recommendations contained in the Independent Review of New Jersey's Response to the COVID-19 Pandemic to determine which recommendations can appropriately be implemented under current law, providing guidance on implementation of those recommendations by Executive Branch departments and agencies, and making recommendations to the Governor concerning the report's other conclusions. This Task Force shall supersede the Coronavirus Task Force established in Executive Order No. 102 (2020), which is hereby rescinded.

2. The Task Force shall be co-chaired by the Commissioner of the New Jersey Department of Health and the State Director of Emergency Management, who is the Superintendent of State Police. In addition to the co-chairs, the Task Force shall consist of the Commissioner of the Department of Community Affairs, the Commissioner of the Department of Corrections, the Commissioner of the Department of Education, the Commissioner of the Department of Human Services, the Commissioner of the Department of Labor and Workforce Development, the Adjutant General and Commissioner of the Department of Military and Veterans Affairs, the Attorney General, the State Treasurer, the Chair and Chief Executive Officer of the Civil Service Commission, the Chief Executive Officer of the Economic Development Authority, the Director of the Office of Homeland Security and Preparedness, the Chief Technology Officer, and the Executive Director of the Governor's Disaster Recovery Office, or their designees.

3. The Governor may, as determined to be appropriate, appoint additional members to the Task Force. All members of the Task Force shall serve at the pleasure of the Governor and without compensation.

4. The Task Force shall organize as soon as practicable after the appointment of its members and shall convene as often as requested by the Governor or co-chairs.

5. The Task Force shall be purely advisory in nature and shall provide advice to the Governor and other Executive Branch departments and agencies as appropriate.

6. The Task Force is authorized to call upon any department, office, division, or agency of this State to supply it with data or other information or assistance available to such agency as the Task Force deems necessary to execute its duties under this Order. Each Executive Branch department and agency is hereby required, to the extent not inconsistent with law, to cooperate fully with the Task Force and to furnish such assistance on as timely a basis as is necessary to accomplish the purpose of this Order. The Task Force may consult with experts and other knowledgeable individuals in the public or private sector on any aspect of its mission. To the extent necessary, the Department of Health and Department of Law and Public Safety shall provide professional and clerical staff to the Task Force, and the Governor may designate an individual to serve as the Executive Director of the Task Force.

7. Within 90 days of this Order, all Executive Branch departments and agencies shall review all administrative orders, directives, and waivers they issued relating to the COVID-19 pandemic, and provide to the Task Force: (a) an inventory of all such administrative orders, directives, and waivers, and amendments thereto; (b) an assessment of the continuing efficacy of such administrative orders, directives, and waivers, or

components thereof, that remain in effect; and (c) an assessment of the value of maintaining such policies outside the COVID-19 emergency context.

8. For purposes of this Order, "Executive Branch departments and agencies" shall mean any of the principal departments in the Executive Branch of State government and any agency, authority, board, bureau, commission, division, institution, office, or other instrumentality within or created by any such department, and any independent State authority, commission, instrumentality, or agency over which the Governor exercises executive authority, as determined by the Attorney General.

9. Nothing in this Order shall be construed to confer any legal right upon any person; nothing shall be construed to create a private right of action on behalf of any person; and nothing shall be used as a basis for legal challenges to rules or other action or inaction by a State entity.

10. Nothing in this Order shall be construed to supersede any federal, State, or local law.

11. This Order shall take effect immediately.

GIVEN, under my hand and seal this
 22nd day of March,
 Two Thousand and Twenty-Four,
 and of the Independence of
 the United States, the Two
 Hundred and Forty-Eighth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 357

WHEREAS, United States Representative Donald M. Payne, Jr. was born on December 17, 1958, in Newark, New Jersey; and

WHEREAS, Representative Payne graduated in 1976 from Hillside High School, and studied graphic arts at Kean College (now Kean University); and

WHEREAS, Representative Payne began his career as a community leader during his early years, when he founded and served as the first president of the Newark South Ward Junior Democrats and served as an advisor at the YMCA Youth in Government program; and

WHEREAS, before running for elected office, Representative Payne gained a deep appreciation for the struggles of working families, as he worked for the New Jersey Highway Authority, including as a toll collector and union member, and for the Essex County Educational Services Commission, as Supervisor of Student Transportation; and

WHEREAS, in 2005, Representative Payne was elected as a Freeholder-at-Large for the Essex County Board of Chosen Freeholders, where he would serve until 2012; and

WHEREAS, in 2006, Representative Payne was elected to the Newark City Council, where he would serve until 2012, including as City Council President from 2010 to 2012; and

WHEREAS, in 2012, Representative Payne was elected to the United States House of Representatives to represent New Jersey's 10th Congressional District, succeeding his late father, the legendary Representative Donald M. Payne, Sr., who was the first Black Member of Congress in New Jersey history; and

WHEREAS, Representative Payne continued his father's legacy and distinguished himself as a remarkable public servant in his own right, with over a decade of service to New Jersey's 10th Congressional District and the nation; and

WHEREAS, as a Member of Congress, Representative Payne worked tirelessly to help lift working families by supporting job creation, economic growth, and improvements to local infrastructure; and

WHEREAS, Representative Payne successfully advocated for public health and safety measures concerning water security, chemical hazard prevention, emergency preparedness, and protections against gun violence; and

WHEREAS, among his many accomplishments, Representative Payne played an instrumental role in securing federal funding for the Gateway Project and promoting clean drinking water in cities like Newark across the nation; and

WHEREAS, with his signature bow tie, big heart, and tenacious spirit, Representative Payne embodied the very best of public service and improved the lives of millions of New Jerseyans; and

WHEREAS, Representative Payne was a loving husband and father to his wife Beatrice and their three children, Donald III, Jack, and Yvonne, who were the pride of his life; and

WHEREAS, it is with immense sadness that we mourn the passing of Representative Payne, who will be sorely missed by his family, friends, colleagues, and the people of New Jersey's 10th Congressional District, whom he served so well; and

WHEREAS, it is appropriate to honor the life, legacy, friendship, and many accomplishments of Representative Payne, and to mark his passing;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours from Wednesday, May 1, 2024 through Thursday, May 2, 2024, in recognition and mourning of a dedicated legislator and public servant, Representative Donald M. Payne, Jr.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this
26th day of April,
Two Thousand and Twenty-Four,
and of the Independence of
the United States, the Two
Hundred and Forty-Eighth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 358

WHEREAS, New Jersey State Police Trooper Marcellus E. Bethea, age 33, was a member of the 156th State Police Academy Class and served as a State Trooper for over eight years; and

WHEREAS, Trooper Bethea was born in Edison, New Jersey, and was raised by his parents Walter and Sheila Bethea in Columbus, New Jersey, alongside his brother Darrus; and

WHEREAS, Trooper Bethea graduated from Northern Burlington Regional High School in 2009, and earned a Bachelor of Arts degree in Law and Justice from Rowan University in 2013; and

WHEREAS, Trooper Bethea was a loving husband to his wife Katarzyna and father to his daughter Bella; and

WHEREAS, Trooper Bethea, a resident of Florence, New Jersey, was a dedicated member of Troop D at the Moorestown Station in Burlington County; and

WHEREAS, Trooper Bethea was training to become a member of the elite Technical Emergency and Mission Specialist Unit, which is intended to handle extraordinary police emergencies; and

WHEREAS, Trooper Bethea inspired others by embodying the core values of the State Police -- Honor, Duty, and Fidelity -- and by living a life guided by his deep faith; and

WHEREAS, Trooper Bethea tragically passed away on May 5, 2024, during training activities; and

WHEREAS, it is with deep sorrow that we mourn the loss of Trooper Bethea, who bravely served our State with honor, integrity, and selflessness, and extend our deepest sympathy to his family, friends, and colleagues; and

WHEREAS, the loss of Trooper Bethea is a profound tragedy not only for those closest to him but also for the people of New Jersey, who will always be grateful for his service; and

WHEREAS, it is fitting and proper to honor the exemplary character, outstanding achievements, and cherished memory of Trooper Bethea, and to mark his passing;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours on Wednesday, May 15, 2024, in recognition and mourning of New Jersey State Police Trooper Marcellus E. Bethea, Badge #7829.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this
14th day of May,
Two Thousand and Twenty-Four,
and of the Independence of
the United States, the Two
Hundred and Forty-Eighth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 359

WHEREAS, Justice Alan Brodtkin Handler was born on July 20, 1931 in Newark, New Jersey, to Charles and Ida Handler; and

WHEREAS, Justice Handler was raised in Newark and attended Newark Academy; and

WHEREAS, Justice Handler enrolled at Princeton University, graduating magna cum laude in 1953 and receiving a degree at the Woodrow Wilson School of Public and International Affairs; and

WHEREAS, Justice Handler attended Harvard Law School, from which he received his law degree in 1956; and

WHEREAS, after starting his career in private practice, Justice Handler dedicated most of his life to public service, beginning with his service as a Deputy Attorney General from 1961 to 1964 and as First Assistant Attorney General from 1964 to 1968; and

WHEREAS, Justice Handler was appointed as a Judge of the Superior Court in 1968 and served there until 1976, including service in the Appellate Division from 1973 to 1976, where he notably joined a historic opinion allowing girls to play Little League baseball; and

WHEREAS, Justice Handler resigned from the Superior Court in 1976 to serve as chief counsel to Governor Brendan Byrne; and

WHEREAS, Justice Handler was appointed by Governor Byrne to serve as an Associate Justice of the New Jersey Supreme Court in 1977, and was reappointed by Governor Tom Kean in 1984; and

WHEREAS, Justice Handler served on the Supreme Court for 22 years before his retirement in 1999; and

WHEREAS, through the nearly 300 opinions that he authored while on the Supreme Court, Justice Handler stood out as an intellectual leader and his decisions shaped jurisprudence not only in New Jersey but also across the country, including on the

topic of state constitutional law as an independent source for protecting individual rights; and

WHEREAS, Justice Handler's landmark opinions included the first New Jersey Supreme Court decision in Abbott v. Burke, which launched a sea change in the distribution of school funding in New Jersey, and multiple decisions regarding the constitutional underpinnings of the State's appropriations process; and

WHEREAS, Justice Handler authored or joined many other significant decisions during his judicial tenure, including decisions involving affordable housing, privacy, transgender rights, and the death penalty; and

WHEREAS, Justice Handler's service made our State a fairer and more just place for all of our residents; and

WHEREAS, apart from his brilliance as a jurist, Justice Handler was beloved by his colleagues for his sense of humor, curiosity, and tenacity; and

WHEREAS, Justice Handler was a loving husband to his late wife Rose, father to his daughters Nancy, Carolyn, and Julia, and stepfather to Kara and Sean Foxe; and

WHEREAS, Justice Handler passed away on May 23, 2024 at the age of 92; and

WHEREAS, Justice Handler will be missed by his family, friends, former colleagues, and all New Jerseyans; and

WHEREAS, it is appropriate to honor the life, legacy, and many accomplishments of Justice Handler, and to mark his passing;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours on Friday, May 31, 2024, in recognition and mourning of an extraordinary Associate Justice of the New Jersey Supreme Court, Justice Alan Handler.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this
30th day of May,
Two Thousand and Twenty-Four,
and of the Independence of
the United States, the Two
Hundred and Forty-Eighth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 360

WHEREAS, the State of New Jersey is a global leader in developing standards for the licensing and regulation of gaming, including those games of chance that can be considered gambling as well as games of skill like fantasy sports activities; and

WHEREAS, New Jersey currently has several forms of legal gambling, including lottery, bingos, raffles, amusement games, sports betting, and wagering on horse racing such as pari-mutuel wagering, some of which have become available in recent years not only in-person but also over the Internet and on mobile phone applications; and

WHEREAS, New Jersey was an early leader within the United States when it launched legalized Internet casino gambling in 2013, and New Jersey prevailed in litigation that led to the legalization of sports betting at the state level in 2018; and

WHEREAS, pari-mutuel wagering consists of a system of betting where bets are pooled and odds are calculated based on the bets placed by others in the pool; and

WHEREAS, a fantasy sports activity is a fantasy or simulated activity or contest with an entry fee where a participant owns or manages an imaginary team composed of real athletes and competes against other participants or a target score for a prize, and the winner is determined by the statistical performance of the athletes; and

WHEREAS, total gambling revenue from casino gambling, Internet gambling, and sports wagering was \$5.78 billion in calendar year 2023, which reflects a 10.9% increase from \$5.21 billion reported for the prior year; and

WHEREAS, online casino gambling, operated by casinos through agreements with third-party vendors, has experienced significant revenue growth on an annual basis since 2018, with Internet gambling win reaching \$1.92 billion for calendar year 2023,

representing an increase of 15.7% from \$1.66 billion reported for the prior year; and

WHEREAS, pari-mutuel wagering on horse racing has expanded from wagering at the racetracks on live races to include wagering simulcast races; and

WHEREAS, pari-mutuel wagering has also expanded to take place around the State at the off-track wagering facilities, the casino simulcasting facility, and online through the account wagering system; and

WHEREAS, a new form of wagering on horse racing, fixed odds wagering, is now offered to patrons after legalization in 2021; and

WHEREAS, handle is the total amount of money wagered by bettors; and total gross handle from pari-mutuel wagering at New Jersey racetracks, including on-track live handle and both intrastate and interstate simulcasting handle, was \$190.93 million in calendar year 2023; and

WHEREAS, total handle from account wagering online, on mobile, and off-track wagering facilities was \$336.65 million for calendar year 2023; and

WHEREAS, total handle from pari-mutuel wagering at the casino simulcasting facility was \$19.40 million in calendar year 2023; and

WHEREAS, the New Jersey Lottery recorded approximately \$3.73 billion in sales in fiscal year 2023, which reflects a 2.55% increase from the prior year, and contributed \$1.17 billion to the State to support the State pension system in fiscal year 2023; and

WHEREAS, the New Jersey State Lottery Commission has since 2019 allowed individuals located within New Jersey to purchase lottery tickets online from third-party lottery couriers and recently adopted regulations that will allow individuals located

within New Jersey to purchase lottery tickets online directly from the Division of State Lottery; and

WHEREAS, fantasy sports activities were legalized in 2017 at the state level; and

WHEREAS, the New Jersey Division of Consumer Affairs issues permits to fantasy sports operators to offer permitted fantasy sports activities that, although regulated by the Division of Consumer Affairs as games of skill and expressly not considered gambling by law, have been studied alongside gambling activities; and

WHEREAS, the gross revenue of New Jersey-permitted fantasy sports operators from New Jersey participants in calendar year 2023 was \$137.4 million; and

WHEREAS, the Legalized Games of Chance Control Commission regulates bingos, raffles, and amusement games, which are forms of gambling; and

WHEREAS, sports betting remains popular, particularly online where handle exceeded \$11.44 billion for 2023; and

WHEREAS, total sports wagering handle, including futures wagers, was \$1.72 billion for the month of January 2024, which is the highest sports wagering handle New Jersey has seen since the launch of sports wagering in 2018, and Internet gambling win also reached a new monthly record high of \$183.3 million in January 2024; and

WHEREAS, a study published by Rutgers University, School of Social Work, Center for Gambling Studies in 2023 found that the proportion of gamblers who gambled both online and in-person has nearly doubled from 19% to 36% since 2017, and the proportion of gamblers who are gambling exclusively online has nearly tripled from 5% to nearly 15%; and

WHEREAS, the Rutgers study also examined participation in the following 15 activities: lottery, scratch-off lottery tickets, high-risk stocks, gambling machines (like slots and video poker), games of skill, live casino table games, sports wagering, season fantasy sports, bingo, cryptocurrency trading, live poker or poker tournament, daily fantasy sports, horse racetrack or off-track, esports wagering, and keno; and

WHEREAS, the Rutgers study further examined the behavior of high-risk problem gamblers, which are defined in the study as those persons who reported gambling in the past year and scored an 8 or greater on the Problem Gambling Severity Index, and the behavior of moderate-risk problem gamblers, which are those persons who reported gambling in the past year and scored 3 to 7 on the Problem Gambling Severity Index; and

WHEREAS, high-risk problem gambling is correlated to gambling disorder, which is recognized as a non-substance-related mental health disorder in the current edition of the Diagnostic and Statistical Manual of Mental Disorders published by the American Psychiatric Association; and

WHEREAS, the Rutgers study found that gambling participation among high-risk problem gamblers has increased from an average of seven gambling activities in 2017 to an average of eleven activities in 2023, and gambling participation among moderate-risk gamblers has increased from an average of four gambling activities to an average of six gambling activities over the same time period; and

WHEREAS, the Rutgers study estimated that nearly six percent of New Jersey residents are at high risk for problem gambling, which is significantly higher than the national average of one to two percent; and

WHEREAS, the Rutgers study found about two-thirds of high-risk problem gamblers have children or adolescents living in their homes, which is concerning as children and adolescents are likely to model the behavior of adults or siblings; and

WHEREAS, the same study found the highest rates of problem gambling were reported by gamblers who identified as Black/African American or Hispanic; and

WHEREAS, the Rutgers study also found gamblers ages 18 to 44 were most likely to be high-risk problem gamblers, with about 19% of those ages 18 to 24 at high-risk for problem gambling; and

WHEREAS, the age of majority to engage in gaming varies between 18 and 21 based upon the type of gambling permitted by the State; and

WHEREAS, general exposure to gaming activities, including gambling, has increased as gaming advertisements can be found in print and on the radio, television, the Internet, and other media; and

WHEREAS, illegal and unauthorized gambling activities may be accessible by anyone with access to the Internet; and

WHEREAS, responsible gaming provides proactive and preventative programs to ensure that individuals have the appropriate information, resources, and support to make decisions as to their gambling activities; and

WHEREAS, some individuals who could benefit from treatment services for the negative consequences of gambling, including problem gambling disorder, may face barriers to accessing such services, including financial barriers, especially for those without insurance coverage for such treatments; and

WHEREAS, the State of New Jersey is committed to serving as a model for the nation on developing effective responsible gaming policies and strategies for addressing problem gambling; and

WHEREAS, gaming and gambling activities are currently licensed and regulated by several divisions and commissions, including the New Jersey Casino Control Commission, New Jersey Division of Consumer Affairs, New Jersey Division of Gaming Enforcement, New Jersey Legalized Games of Chance Control Commission, New Jersey State Lottery Commission, and New Jersey Racing Commission; and

WHEREAS, community-based treatment and recovery services for mental health disorders are overseen by the New Jersey Department of Human Services, Division of Mental Health and Addiction Services; and

WHEREAS, the professional licensing boards housed within the New Jersey Division of Consumer Affairs license and regulate mental health professionals who treat gambling disorder, including, but not limited to, psychologists, psychiatrists, professional counselors, alcohol and drug counselors, social workers, and marriage and family therapists; and

WHEREAS, the current structure has allowed each of the above divisions and commissions to cultivate specific expertise within the form of gambling, skill games, or other areas that it oversees, but a comprehensive strategy for engaging in proactive responsible gaming efforts and for addressing problem gambling is necessary; and

WHEREAS, the responsible gaming resources that each agency makes available to the public can vary in their scope and accessibility, which can result in a New Jersey resident affected by problem gambling having to not only recognize the problem but also visit multiple locations for a solution; and

WHEREAS, legal requirements with respect to responsible gaming practices and advertising rules are also varied, which impacts the overall effectiveness of prevention efforts; and

WHEREAS, clinicians who treat gambling disorder possess varied credentials, which may affect the effectiveness of such treatment; and

WHEREAS, my Administration is dedicated to promoting cooperation both within government and with the private sector and stakeholder communities; and

WHEREAS, existing responsible gaming and problem gambling efforts would be enhanced through statewide cooperation between and among the various agencies that regulate gambling as well as non-profit organizations and academic institutions whose focus is the treatment or study of problem gambling;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. There is hereby established the Responsible Gaming Task Force ("Task Force"), which shall be responsible for providing advice and recommendations to the Governor's Office and to the Attorney General regarding reforms to support responsible gaming and to address problem gambling in New Jersey.

2. The objectives of the Task Force shall include the following:

- a. Review all responsible gaming and problem gambling resources that each agency makes available to the public;
- b. Review the obligations and requirements related to responsible gaming and problem gambling practices and advertising rules that each agency currently imposes on its regulated entities;
- c. Review the impact of gaming and gambling offerings on underage individuals;

- d. Review the impact of gaming and gambling offerings on vulnerable populations;
- e. Develop a strategy for how existing funding and any future funding for responsible gaming can be most effectively utilized;
- f. Develop a strategy for making responsible gaming resources more uniformly available across multiple forms of gambling, including those already available for self-exclusion from gambling activities;
- g. Recommend any needed changes to standardize or strengthen the existing obligations and requirements on regulated entities related to responsible gaming and problem gambling practices and advertising rules;
- h. Evaluate and recommend standards for clinicians who treat gambling disorder; and
- i. Recommend any other necessary changes to existing policies, whether by executive action or legislation, to support responsible gaming and address problem gambling.

3. The Task Force shall consist of the following seven members:

- a. The Attorney General, or designee, who shall serve as Chair;
- b. The Chair of the New Jersey Casino Control Commission, or designee;
- c. The Director of the New Jersey Division of Consumer Affairs, or designee;
- d. The Director of the New Jersey Division of Gaming Enforcement, or designee;

- e. The Director of the Division of State Lottery, or designee;
- f. The Executive Director of the New Jersey Racing Commission, or designee; and
- g. The Commissioner of the Department of Human Services, or designee, who may be the Assistant Commissioner of the New Jersey Division of Mental Health and Addiction Services.

4. All members and designees shall serve at the pleasure of the appointing agency, or in the case of those appointed by the Governor, at the pleasure of the Governor, and all shall serve without compensation.

5. The Task Force shall be authorized to call upon any department, office, division, or agency of this State to supply it with information or other assistance as the Task Force determines to be necessary to discharge its duties under this Order.

6. Each Executive Branch department and agency is hereby required, to the extent not inconsistent with law as well as consistent with budgetary constraints, to cooperate fully with the Task Force within the limits of its statutory authority and to furnish the Task Force with such assistance on as timely a basis as is necessary to accomplish the purposes of this Order. To the extent necessary, the Department of Law and Public Safety shall provide professional and clerical staff to the Task Force.

7. The Task Force may consult with experts, representatives of regulated entities, or other knowledgeable individuals in the public or private sector with respect to any aspect of its mission.

8. The Task Force shall organize and meet as soon as practicable to begin performing the charges set forth in this Order.

9. The Task Force, which shall be purely advisory in nature, shall issue a final report of its findings and recommendations to the Governor's Office and Attorney General no later than March 31, 2025. The Task Force shall expire upon the issuance of this report.

10. Nothing in this Order shall be construed to supersede any federal, State, or local law.

11. For purposes of this Order, "Executive Branch departments and agencies" shall mean any of the principal departments in the Executive Branch of State government and any agency, authority, board, bureau, commission, division, institution, office, or other instrumentality within or created by any such department, and any independent State authority, commission, instrumentality, or agency over which the Governor exercises executive authority, as determined by the Attorney General.

12. This Order shall take effect immediately.

GIVEN, under my hand and seal this
14th day of June,
Two Thousand and Twenty-Four,
and of the Independence of
the United States, the Two
Hundred and Forty-Eighth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 361

WHEREAS, students who are lesbian, gay, bisexual, transgender, queer, questioning, intersex, or asexual or who otherwise are not heterosexual or cisgender ("LGBTQIA+") face unique challenges at school, including bullying, discrimination, and lack of access to supportive resources; and

WHEREAS, LGBTQIA+ students face harassment and bullying in schools due to their sexual orientation, gender identity, and gender expression; and

WHEREAS, national data show that LGBTQIA+ students are suspended nationwide at a higher rate than their non-LGBTQIA+ peers; and

WHEREAS, these challenges have a profound impact on LGBTQIA+ students' mental health, academic performance, and overall well-being; and

WHEREAS, the challenges LGBTQIA+ students face in schools can make them feel invisible and marginalized; and

WHEREAS, compared to their non-LGBTQIA+ peers, LGBTQIA+ students in New Jersey are at a higher risk for mental health issues, such as depression, anxiety, and suicidal ideation; and

WHEREAS, LGBTQIA+ youth in New Jersey exhibit higher rates of suicide-related thoughts and behaviors compared to their non-LGBTQIA+ peers; and

WHEREAS, like all students, LGBTQIA+ students have the right to a safe, supportive learning environment, where they feel valued and respected, that is free from discrimination and harassment, and that provides equal access to educational opportunities, regardless of their sexual orientation, gender identity, or gender expression; and

WHEREAS, in 2019, New Jersey became one of the first States to require that students learn about the political, economic, and social contributions of lesbian, gay, bisexual, and transgender figures, as well as people with disabilities, in middle and high school; and

WHEREAS, it is necessary to foster greater inclusivity within schools for LGBTQIA+ students; and

WHEREAS, the State's efforts to promote inclusive and supportive public-school environments for LGBTQIA+ students would be strengthened through regular dialogue with advocates for the LGBTQIA+ community and others with relevant expertise;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. There is hereby established an Advisory Commission on Advancing LGBTQIA+ Youth Equity and Inclusion in Schools ("Commission").

2. The Commission shall consist of no less than 20 and no more than 25 members, including the Commissioner of the Department of Education, the Commissioner of the Department of Children and Families, the Commissioner of the Department of Health, the Commissioner of the Department of Human Services, and the Attorney General, or their designees.

3. All members and designees shall serve at the pleasure of the appointing agency, or in the case of those appointed by the Governor, at the pleasure of the Governor, and all shall serve without compensation.

4. The Governor shall select a Chairperson from among the members of the Commission, who shall also serve at the pleasure of the Governor.

5. The purpose of the Commission shall be to support the Department of Education's efforts to advance LGBTQIA+ equity in schools by: (a) reviewing state and local educational policies and practices that impact LGBTQIA+ students; (b) identifying best practices for creating inclusive and supportive school environments

for LGBTQIA+ students; (c) recommending strategies for addressing and preventing bullying, harassment, and discrimination against LGBTQIA+ students; (d) recommending ways to support districts in implementing statutory and regulatory requirements to include instruction on the political, economic, and social contributions of LGBTQIA+ figures in an appropriate place in the curriculum of middle and high school; (e) recommending ways to support the mental health and well-being of LGBTQIA+ students; (f) advising on professional development and training best practices for educators and school administrators regarding LGBTQIA+ issues; and (g) upon request by the Commissioner of the Department of Education, advising the Commissioner regarding other issues relating to fostering safe and supportive school climates for LGBTQIA+ students.

6. The Commission shall organize as soon as practicable after the appointment of its members and shall convene as soon and as often as requested by the Governor or Chairperson.

7. The Commission is authorized to call upon any department, office, division, or agency of this State to supply it with data or other information or assistance available to such agency as the Commission deems necessary to discharge its duties under this Order. Each Executive Branch department and agency is hereby required, to the extent not inconsistent with law, to cooperate fully with the Commission and to furnish the Commission with such assistance on as timely a basis as is necessary to accomplish the purposes of this Order. To the extent necessary, the Department of Education shall provide professional and clerical staff to the Commission, which may include an employee of the Department of Education who is designated to serve as the Executive Director of the Commission.

8. The Commission may consult with students, parents, education professionals, and other knowledgeable individuals with respect to any aspect of its mission.

9. The Commission shall be purely advisory in nature and shall provide advice to the Governor and other Executive Branch departments and agencies as appropriate.

10. For purposes of this Order, "Executive Branch departments and agencies" shall mean any of the principal departments in the Executive Branch of State government and any agency, authority, board, bureau, commission, division, institution, office, or other instrumentality within or created by any such department, and any independent State authority, commission, instrumentality, or agency over which the Governor exercises executive authority, as determined by the Attorney General.

11. Nothing in this Order shall be construed to supersede any federal, State, or local law.

12. This Order shall take effect immediately.

GIVEN, under my hand and seal this
17th day of June,
Two Thousand and Twenty-Four,
and of the Independence of the
United States, the Two Hundred
and Forty-Eighth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 362

WHEREAS, the Constitution of the State of New Jersey vests in the Governor the power to grant pardons and reprieves in all cases other than impeachment and treason; and

WHEREAS, executive clemency, including pardons, reprieves, and commutations, can temper the impact of a criminal justice system that does not always produce justice; and

WHEREAS, the availability of executive clemency also reflects a recognition that individuals are endowed with human dignity and value, capable of rehabilitation, and deserving of second chances; and

WHEREAS, the worst moment in someone's history should not serve as the sole defining moment for their future; and

WHEREAS, over 155,000 individuals are currently incarcerated in prison or jails, or under community supervision through parole or probation in New Jersey; and

WHEREAS, even after successfully completing a court-ordered sentence for a crime or offense, an individual may still be burdened and hindered by stigmatization and may still continue to experience collateral consequences from their conviction; and

WHEREAS, in recent years, we have made significant progress in reducing the unduly harsh collateral consequences of a conviction and in dismantling barriers faced by individuals with prior involvement with the criminal justice system, which disproportionately affect Black and Hispanic or Latino New Jerseyans; and

WHEREAS, for example, during my Administration we have worked with the Legislature to reform our expungement process to be one of the most progressive in the nation, to restore voting rights for individuals on probation and parole, to ensure that individuals with criminal records have a fair chance to find affordable housing, and to reduce barriers to professional licensure and employment faced by individuals with criminal records; and

WHEREAS, despite these and other recent changes to mitigate collateral consequences of convictions, a conviction still may result in certain legal disabilities under state law, including a prohibition on jury service for individuals convicted of an indictable offense, limitations on eligibility for expungement, and barriers to professional licensure and employment, among others; and

WHEREAS, a conviction under New Jersey law also may have collateral consequences under federal law, including rendering an individual removable from or inadmissible into the United States; and

WHEREAS, the Governor's grant of a pardon may relieve an individual from such legal disabilities, and also may enable the recipient to reintegrate more fully into the community by reducing the stigma associated with a conviction; and

WHEREAS, establishing a sound process for consideration of clemency applications can promote the proper and responsible use of this power; and

WHEREAS, the Constitution provides that a commission or other body may be established to aid and advise the Governor in the exercise of executive clemency; and

WHEREAS, the New Jersey State Parole Board has played and continues to play a critical role in aiding Governors in their exercise of executive clemency by accepting clemency applications and communicating pertinent information about each to the Governor's Office; and

WHEREAS, in addition to the assistance provided by the State Parole Board, my consideration of clemency applications would be aided by the deliberations and recommendations of a board of advisors with varying perspectives on the criminal justice system generally and on executive clemency in particular; and

WHEREAS, while each clemency application should receive individualized consideration, applications that fall into certain categories are particularly likely to warrant an exercise of executive

clemency and therefore should receive prioritized or expedited consideration; and

WHEREAS, regardless of whether their application is expedited for review or considered in the ordinary course, each applicant should receive thorough consideration and should have the opportunity to identify any circumstances that they believe support their request for executive clemency, including that they have benefited from rehabilitative programming, that a significant amount of time has passed since their latest offense, and that their sentence was disproportionate to their culpability, among other factors; and

WHEREAS, in evaluating any clemency application, consideration also should be given to public safety, the interests of justice, the views of the applicant's victims (if any), and the views of any families affected;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. There is hereby established a Clemency Advisory Board ("Board"), which shall be responsible for aiding and advising the Governor in the Governor's consideration of applications for executive clemency, including pardons and commutations.

2. The Board shall consist of the Attorney General, or their designee, and at least five public members appointed by the Governor. The public members shall include a retired member of the Judiciary, an attorney with significant experience representing criminal defendants, and an individual with knowledge or experience regarding the practice of executive clemency in the federal government or in other states, as well as individuals who will contribute moral, social justice, and victim advocacy perspectives to the Board. One member shall be designated by the Governor to serve as Chairperson.

3. All members of the Board shall serve at the pleasure of the Governor and without compensation.

4. The Board shall organize as soon as practicable after the appointment of its members and shall convene as often as requested by the Governor or Chairperson, but not less than once per month.

5. The Board will establish internal policies and procedures for evaluating applicants for executive clemency and for providing written evaluations and recommendations to the Governor through the Office of Chief Counsel. These internal policies and procedures will be determined in consultation with the Office of the Governor, and, subject to the approval of the Governor, may include modifications to the criteria for expedited consideration in Paragraphs 8 and 9 of this Order.

6. The Board's evaluations and recommendations shall constitute advisory, consultative, and deliberative materials for the Governor's review. To best encourage complete candor in reviewing all applications before the Board, these materials will remain confidential with the Governor and within the Office of the Governor. Written evaluations and recommendations prepared by the Board and related documents shall be deemed to be confidential, non-public, and not subject to the Open Public Records Act, P.L.1963, c.73, as amended and supplemented. Nothing in this Order shall be construed to limit application of Paragraph 2.h of Executive Order No. 9 (1963), which establishes that no records relating to petitions for executive clemency shall be deemed to be public records subject to inspection and examination and available for copying pursuant to the Open Public Records Act.

7. Consistent with Article V, Section 2, Paragraph 1 of the New Jersey State Constitution, the Governor retains sole authority and discretion to determine whom to grant any measure of executive clemency. The Governor shall not be bound to follow any recommendation provided by the Board.

8. The Board shall expedite its consideration of clemency applications from individuals who have completed their terms of incarceration, probation, or other court-based diversionary program, and parole supervision, if applicable, and consider the individual merits of such applications before others that do not qualify for expedited consideration under Paragraph 8 or 9, if the application satisfies at least one requirement of Paragraph 8.a and at least one requirement of Paragraph 8.b and none of the exceptions in Paragraph 10 apply.

a. Time-Based Criteria:

- i. More than ten (10) years have elapsed since the applicant completed their most recent sentence, including any term of incarceration, parole, or probation, or in a court-based diversionary program;
- ii. More than five (5) years have elapsed since the applicant completed their most recent sentence, including any term of incarceration, parole, or probation, or in a court-based diversionary program, and the applicant is currently at least 60 years old; or
- iii. More than five (5) years have elapsed since the applicant completed their most recent sentence, including any term of incarceration, parole, or probation, or in a court-based diversionary program, and the applicant was 25 years old or younger at the time of the offense.

b. Offense-Based Criteria:

- i. The application does not seek executive clemency for a crime enumerated in the No Early Release Act, N.J.S.A. 2C:43-7.2(d);

- ii. The application seeks executive clemency for a conviction for a crime or offense which is no longer unlawful;
- iii. No objection has been received from the Prosecutor for any county in which the applicant has received a conviction for which the applicant is seeking executive clemency; or
- iv. The Conviction Review Unit within the Office of the Attorney General has referred the application for expedited consideration.

9. The Board shall expedite its consideration of clemency applications from individuals who are presently serving a term of incarceration, probation, or parole supervision, or who are in a court-based diversionary program, and consider the individual merits of such applications before others that do not qualify for expedited consideration under Paragraph 8 or 9, if the application satisfies at least one of the following requirements and none of the exceptions in Paragraph 10 apply.

- a. The applicant is a victim of domestic or sexual violence or sex trafficking who was convicted of a crime or offense against the perpetrator of the domestic or sexual violence or sex trafficking, or of a crime or offense committed under the duress or coercion of such perpetrator;
- b. The application establishes that the applicant's sentence reflects an excessive trial penalty, based on a comparison of the sentence and a documented pre-trial plea offer;
- c. The application seeks executive clemency for a conviction for a crime or offense which is no longer unlawful;

- d. The application seeks executive clemency for a conviction that would have resulted in a less severe sentence under current law or policy; or
- e. The Conviction Review Unit within the Office of the Attorney General has referred the application for expedited consideration.

10. Notwithstanding the procedures for expedited consideration of clemency applications in Paragraphs 8 and 9, the Board shall not expedite its consideration of an application for executive clemency if the applicant is requesting executive clemency for a crime involving public corruption; if the applicant has pending charges that have not yet resulted in a sentence; or if the applicant has been convicted in another jurisdiction since the offense(s) for which they are seeking executive clemency and a clemency application relating to such conviction would not receive expedited consideration under the terms of this Order if the conduct at issue had resulted in a conviction under New Jersey law.

11. The Board is authorized to call upon any department, office, division, or agency of this State to supply it with data or other information or assistance available to such agency as the Board deems necessary to execute its duties under this Order. Each Executive Branch department and agency is hereby required, to the extent not inconsistent with law, to cooperate fully with the Board and to furnish such assistance on as timely a basis as is necessary to accomplish the purpose of this Order. To the extent necessary, the State Parole Board and the Department of Law and Public Safety shall provide professional and clerical staff to the Board.

12. For purposes of this Order, "Executive Branch departments and agencies" shall mean any of the principal departments in the Executive Branch of State government and any agency, authority, board, bureau, commission, division, institution, office, or other instrumentality within or created by any such department, and any

independent State authority, commission, instrumentality, or agency over which the Governor exercises executive authority, as determined by the Attorney General.

13. The Board shall be purely advisory in nature and shall provide advice to the Governor as appropriate.

14. Nothing in this Order shall be construed to confer any legal right upon any person; nothing shall be construed to create a private right of action on behalf of any person; and nothing shall be used as a basis for legal challenges to rules or other action or inaction by a State entity.

15. Nothing in this Order shall be construed to supersede any federal, State, or local law.

16. This Order shall take effect immediately.

GIVEN, under my hand and seal this
19th day of June,
Two Thousand and Twenty-Four,
and of the Independence of the
United States, the Two Hundred
and Forty-Eighth.

[seal]

/s/ Philip D. Murphy
Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 363

WHEREAS, Justice James H. Coleman, Jr. was born on May 4, 1933, in Lawrenceville, Virginia; and

WHEREAS, Justice Coleman experienced poverty early in life, as the son of a Black sharecropper and grandson of a slave in racially segregated Virginia during the Great Depression; and

WHEREAS, Justice Coleman began high school at Saint Paul's Polytechnic Institute, a historically Black college in Lawrenceville, because there was no local high school for Black students; and

WHEREAS, Justice Coleman enrolled at James S. Russell High School when it opened at the beginning of his junior year and graduated as class salutatorian in 1952; and

WHEREAS, Justice Coleman enrolled at Virginia State University, where he earned a Bachelor of Arts degree and graduated cum laude in 1956; and

WHEREAS, Justice Coleman attended Howard University School of Law, from which he received his law degree in 1959; and

WHEREAS, through college and law school, Justice Coleman spent his summers working in New Jersey, where his brother had relocated; and

WHEREAS, after graduating from law school, Justice Coleman moved to New Jersey and was admitted to the bar in 1960; and

WHEREAS, in 1960, Justice Coleman began his legal career in private practice, with offices in Elizabeth and Roselle, New Jersey; and

WHEREAS, Justice Coleman also served in the U.S. Army Reserve, being honorably discharged in 1962; and

WHEREAS, in 1960, Justice Coleman joined the New Jersey Department of Labor and Industry, serving as an assistant to the Commissioner, assistant to the director of the Division of Workers' Compensation, consultant to the New Jersey Rehabilitation Commission,

counsel for and manager of the New Jersey Subsequent Injury Fund, and referee of formal hearings in the Division of Workers' Compensation; and

WHEREAS, Justice Coleman became the first Black judge in the New Jersey Division of Workers' Compensation in 1964, and served in that role until 1973; and

WHEREAS, Governor William Cahill appointed Justice Coleman to serve as a Union County Court judge in 1973, and he served in that capacity until he became a Superior Court Judge in 1978; and

WHEREAS, Justice Coleman was elevated to serve on the Appellate Division of the Superior Court by Chief Justice Robert Wilentz in 1981, becoming the first Black judge to sit on New Jersey's intermediate appellate court; and

WHEREAS, Justice Coleman served in the Appellate Division until 1994, including as Presiding Judge from 1987 to 1994; and

WHEREAS, Governor Christine Whitman appointed Justice Coleman to serve as an Associate Justice of the New Jersey Supreme Court in 1994, and after confirmation by the Senate, Justice Coleman became the first Black Justice to serve on our State's highest court; and

WHEREAS, Justice Coleman was reappointed by Governor DiFrancesco in 2001 and re-confirmed by the Senate, and he served on the Supreme Court with distinction until his retirement in 2003, when he returned to the private practice of law; and

WHEREAS, over nearly four decades in the Judiciary, Justice Coleman wrote over 2,000 opinions, including decisions that helped to dismantle discrimination in the justice system by addressing cross-racial eyewitness identifications and the exclusion of prospective jurors based on race; and

WHEREAS, Justice Coleman's inspiring and historic judicial service made our State a fairer and more just place for all of our residents; and

WHEREAS, apart from his remarkable intellect and commitment to justice, Justice Coleman was beloved by his colleagues and a role model and mentor to many; and

WHEREAS, Justice Coleman was a loving husband to Sophia, his wife of more than six decades; father to his children, Kairon and James; and grandfather to his four grandchildren; and

WHEREAS, Justice Coleman passed away on August 2, 2024 at the age of 91; and

WHEREAS, Justice Coleman will be missed by his family, friends, former colleagues, and all New Jerseyans; and

WHEREAS, it is appropriate to honor the life, legacy, and many accomplishments of Justice Coleman, and to mark his passing;

NOW, THEREFORE, I, TAHESHA L. WAY, Acting Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours from Friday, August 23, 2024, through Sunday, August 25, 2024, in recognition and mourning of a trailblazing Associate Justice of the New Jersey Supreme Court, Justice James H. Coleman, Jr.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this
7th day of August,
Two Thousand and Twenty-Four,
and of the Independence of the
United States, the Two Hundred
and Forty-Ninth.

[seal]

/s/ Tahesha L. Way

Acting Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 364

WHEREAS, beginning on Friday, August 9, 2024, the State of New Jersey will experience potentially significant and severe weather from the remnants of Tropical Storm Debby causing hazardous weather conditions including flooding and high winds; and

WHEREAS, the National Weather Service has issued a flood watch for Camden, Burlington, Gloucester, Hunterdon, Mercer, Middlesex, Morris, Salem, Somerset, Sussex, and Warren counties; and

WHEREAS, the National Weather Service has issued a rip current statement and high surf advisory in Atlantic, Cape May, Monmouth, and Ocean counties; and

WHEREAS, the National Weather Service has issued a tornado watch for Bergen, Essex, Hunterdon, Mercer, Middlesex, Morris, Passaic, Somerset, Sussex, Union, and Warren counties; and

WHEREAS, the National Weather Service has issued a wind advisory for Camden, Gloucester, Hunterdon, Mercer, Middlesex, Morris, Somerset, Sussex, and Warren counties; and

WHEREAS, significant statewide precipitation is expected with rainfall amounts of 1 to 3 inches, with potentially higher local amounts; and

WHEREAS, Tropical Storm Debby could bring winds of 20 to 30 miles per hour, with wind gusts as high as 50 miles per hour along with elevated risk for tornadic activity that could result in power outages that would impede the normal operation of public and private entities; and

WHEREAS, significant rainfall across the State in preceding days has left the ground saturated, resulting in increased risk that excessive additional rainfall may result in flash flooding of rivers, creeks, streams, and other low-lying and flood-prone locations; and

WHEREAS, these serious weather conditions could make it difficult or impossible for citizens to obtain the necessities of life, as well as essential services such as police, fire, and first

aid; and

WHEREAS, this impending storm constitutes an imminent hazard that threatens and presently endangers the health, safety, and resources of the residents of the State; and

WHEREAS, this situation may become too large in scope to be handled in its entirety by the normal county and municipal operating services in some parts of this State, and this situation may spread to other parts of the State; and

WHEREAS, the Constitution and statutes of the State of New Jersey, particularly the provisions of N.J.S.A. App. A:9-33, et seq., N.J.S.A. 38A:3-6.1, N.J.S.A. 38A:2-4, and all amendments and supplements thereto, confer upon the Governor of the State of New Jersey certain emergency powers;

NOW, THEREFORE, I, TAHESHA L. WAY, Acting Governor of the State of New Jersey, in order to protect the health, safety, and welfare of the people of the State of New Jersey DO DECLARE and PROCLAIM that a State of Emergency exists throughout the State of New Jersey, effective at 6:00 p.m. on August 9, 2024; and I hereby ORDER and DIRECT the following:

1. I authorize and empower the State Director of Emergency Management, who is the Superintendent of State Police, to implement the State Emergency Operations Plan and to direct the activation of county and municipal emergency operations plans, as necessary, and to coordinate the recovery effort from this emergency with all governmental agencies, volunteer organizations, and the private sector.

2. I authorize and empower, in accordance with N.J.S.A. App. A:9-33, et seq., as supplemented and amended, the State Director of Emergency Management, who is the Superintendent of State Police, through the police agencies under his control, and with consideration of any Administrative Order issued by the Commissioner of the Department of Transportation, to determine and control the direction

of the flow of vehicular traffic on any State or interstate highway, municipal or county road, and any access road, including the right to detour, reroute, or divert any or all traffic and to prevent ingress or egress from any area that, in the State Director's discretion, is deemed necessary for the protection of the health, safety, and welfare of the public, and to remove parked or abandoned vehicles from such roadways as conditions warrant.

3. I authorize and empower the Attorney General, pursuant to the provisions of N.J.S.A. 39:4-213, acting through the Superintendent of State Police, and with consideration of any Administrative Order issued by the Commissioner of the Department of Transportation, to determine and control the direction of the flow of vehicular traffic on any State or interstate highway, municipal or county road, and any access road, including the right to detour, reroute, or divert any or all traffic, to prevent ingress or egress, and to determine the type of vehicle or vehicles to be operated on such roadways. I further authorize all law enforcement officers to enforce any such order of the Attorney General or Superintendent of State Police within their respective municipalities.

4. I authorize and empower the State Director of Emergency Management to order the evacuation of all persons, except for those emergency and governmental personnel whose presence the State Director deems necessary, from any area where their continued presence would present a danger to their health, safety, or welfare because of the conditions created by this emergency.

5. I authorize and empower the State Director of Emergency Management to utilize all facilities owned, rented, operated, and maintained by the State of New Jersey to house and shelter persons who may need to be evacuated from a residence, dwelling, building, structure, or vehicle during the course of this emergency.

6. I authorize and empower the executive head of any agency or instrumentality of the State government with authority to promulgate rules to waive, suspend, or modify any existing rule, where the enforcement of which would be detrimental to the public welfare during this emergency, notwithstanding the provisions of the Administrative Procedure Act or any law to the contrary for the duration of this Executive Order, subject to my prior approval and in consultation with the State Director of Emergency Management. Any such waiver, modification, or suspension shall be promulgated in accordance with N.J.S.A. App. A:9-45.

7. I authorize and empower the Adjutant General, in accordance with N.J.S.A. 38A:2-4 and N.J.S.A. 38A:3-6.1, to order to active duty such members of the New Jersey National Guard who, in the Adjutant General's judgment, are necessary to provide aid to those localities where there is a threat or danger to the public health, safety, and welfare and to authorize the employment of any supporting vehicles, equipment, communications, or supplies as may be necessary to support the members so ordered.

8. In accordance with the N.J.S.A. App. A:9-34 and N.J.S.A. App. A:9-51, I reserve the right to utilize and employ all available resources of the State government and of each and every political subdivision of the State, whether of persons, properties, or instrumentalities, and to commandeer and utilize any personal services and any privately-owned property necessary to protect against this emergency.

9. In accordance with N.J.S.A. App. A:9-40, no municipality, county, or any other agency or political subdivision of this State shall enact or enforce any order, rule, regulation, ordinance, or resolution which will or might in any way conflict with any of the provisions of this Order, or which will in any way interfere with or impede the achievement of the purposes of this Order.

10. It shall be the duty of every person or entity in this State or doing business in this State, and of the members of the governing body and every official, employee, or agent of every political subdivision in this State, and of each member of all other governmental bodies, agencies, and authorities in this State of any nature whatsoever, to cooperate fully with the State Director of Emergency Management in all matters concerning this State of Emergency.

11. In accordance with N.J.S.A. App. A:9-34, N.J.S.A. App. A:9-40.6, and N.J.S.A. 40A:14-156.4, no municipality or public or semipublic agency shall send public works, fire, police, emergency medical, or other personnel or equipment into any non-contiguous disaster-stricken municipality within this State, nor to any disaster-stricken municipality outside this State, unless and until such aid has been directed by the county emergency management coordinator or their deputies in consultation with the State Director of Emergency Management.

12. This Order shall take effect at 6:00 p.m. on August 9, 2024, and shall remain in effect until such time as it is determined by the Governor that an emergency no longer exists.

GIVEN, under my hand and seal this
 9th day of August,
 Two Thousand and Twenty-Four,
 and of the Independence of the
 United States, the Two Hundred
 and Forty-Ninth.

[seal]

/s/ Tahesha L. Way

Acting Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 365

WHEREAS, Executive Order No. 364, declaring a State of Emergency, was issued on August 9, 2024, due to the potential for severe weather impacts from the remnants of Tropical Storm Debby; and

WHEREAS, the severity of the conditions necessitating the State of Emergency declaration have eased;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and the Statutes of this State, hereby ORDER and DIRECT:

1. The State of Emergency declared pursuant to Executive Order No. 364 (2024) is terminated effective 5:00 p.m., Eastern Standard Time, on August 12, 2024.

GIVEN, under my hand and seal this
12th day of August,
Two Thousand and Twenty-Four,
and of the Independence of the
United States, the Two Hundred
and Forty-Ninth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 366

WHEREAS, United States Representative Bill Pascrell was born William James Pascrell Jr. on January 25, 1937, in Paterson, New Jersey; and

WHEREAS, the grandson of Italian immigrants, Representative Pascrell was the first member of his family to complete high school, having graduated from St. John the Baptist High School in Paterson in 1955; and

WHEREAS, Representative Pascrell went on to attend Fordham University, earning a bachelor's degree in journalism in 1959 and a master's degree in philosophy in 1961; and

WHEREAS, Representative Pascrell served honorably in the United States Army and the United States Army Reserve; and

WHEREAS, before embarking on his career in elected office, Representative Pascrell was a devoted educator and community leader who served as a high school teacher in Paramus, an adjunct professor at Fairleigh Dickinson University, the President of the Paterson Board of Education, and a member of Passaic County Community College's Board of Trustees; and

WHEREAS, in 1987, Representative Pascrell was elected to the New Jersey General Assembly to represent the 35th Legislative District; and

WHEREAS, in 1990, Representative Pascrell was elected as Mayor of the City of Paterson; and

WHEREAS, Representative Pascrell continued to serve as the Mayor of Paterson and as a Member of the General Assembly until 1997, including service as minority leader pro tempore in the General Assembly; and

WHEREAS, Representative Pascrell's remarkable 14-term tenure in Congress began with his election in 1996 to the United States House of Representatives to represent New Jersey's former 8th

Congressional District, and continued with his election in 2012 to represent New Jersey's 9th Congressional District; and

WHEREAS, as a Member of Congress, Representative Pascrell was an unwavering champion of our most vulnerable neighbors who promoted policies designed to enhance economic opportunity, improve health care access and affordability, protect the safety of families attending houses of worship, and establish fairer tax policies; and

WHEREAS, Representative Pascrell also was a tireless advocate for servicemembers and first responders and families who lost loved ones in the terrorist attacks of September 11, 2001; and

WHEREAS, Representative Pascrell took great pride in serving the people and values of the City of Paterson and helped establish Paterson's Great Falls as a national historical park; and

WHEREAS, Representative Pascrell was a loving husband to Elsie, his wife of six decades, father to their three children - Bill, David, and Glenn - and grandfather to six grandchildren; and

WHEREAS, it is with immense sadness that we mourn the passing of Representative Pascrell, who will be sorely missed by his family, friends, colleagues, and the people of New Jersey's 9th Congressional District and his beloved City of Paterson; and

WHEREAS, it is appropriate to honor the life, legacy, friendship, and many accomplishments of Representative Pascrell, and to mark his passing;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours from Tuesday, August 27, 2024, through Wednesday, August 28, 2024, in recognition and mourning of a dedicated legislator and public servant, Representative Bill Pascrell.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this
26th day of August,
Two Thousand and Twenty-Four,
and of the Independence of
the United States, the Two
Hundred and Forty-Ninth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 367

WHEREAS, on September 11, 2001, unprecedented acts of terrorism were committed in New York, Washington, D.C., and Pennsylvania; and

WHEREAS, these horrific attacks caused the largest loss of life from a foreign attack on American soil, and the largest single loss of rescue personnel in U.S. history; and

WHEREAS, approximately one quarter of the victims of the September 11, 2001 attacks were New Jerseyans, with nearly 700 residents of our State killed in the attacks; and

WHEREAS, the terrorist attacks on our nation not only caused an immense loss of life, but also inflicted immeasurable agony and anguish on those who lived through the events, which include hundreds of New Jersey families whose lives have been forever altered by the loss of a parent, spouse, child, or other loved one; and

WHEREAS, many New Jerseyans, including thousands of police, fire, military, emergency, and construction personnel bravely responded to this tragedy, and many first responders continue to deal with chronic health effects to this day; and

WHEREAS, twenty-three years later, September 11, 2001 will continue to be remembered by New Jerseyans across the State, both privately and at public remembrances and memorials, and we will reflect on this occasion upon the patriotism and compassion that define us as Americans and as New Jerseyans; and

WHEREAS, it is also important to remember all those who have served in the U.S. military and intelligence agencies defending our nation during the 23 years since the September 11th attacks, including the thousands of servicemembers who have lost their lives in overseas engagements; and

WHEREAS, we remain grateful to our law enforcement officers, armed forces, and intelligence officers for their extraordinary sacrifices in the protection of our country and our State; and

WHEREAS, it is appropriate and fitting that this day be observed with full solemnity, in honor of the victims of the attacks;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of the State of New Jersey shall be flown at half-staff at all State departments, offices, agencies, instrumentalities, and all public buildings during appropriate hours on Wednesday, September 11, 2024, in recognition and in mourning of the victims of the attacks of September 11, 2001, including those from our home State.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this
10th day of September,
Two Thousand and Twenty-four,
and of the Independence of
the United States, the Two
Hundred and Forty-Ninth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 368

WHEREAS, on October 7, 2023, nearly 50 years to the day of the attack on Israel that started the Yom Kippur War, Hamas terrorists undertook a coordinated series of horrific attacks on Israel as Israelis were celebrating Shabbat and the Jewish holiday of Simchat Torah; and

WHEREAS, the terrorists targeted civilians with thousands of rockets launched from the Gaza Strip and infiltrated Israel by land, sea, and air, brutally murdering nearly 1200 innocent people, mostly civilians, including over 40 Americans; and

WHEREAS, Hamas abducted more than 240 people from Israel and took them into Gaza as hostages, including 19-year-old Edan Alexander of Tenafly, New Jersey and children as young as 9 months old; and

WHEREAS, at least 97 of the hostages remain in Gaza, including Edan Alexander and at least six other Americans; and

WHEREAS, we mourn for all of the victims of these terrorist attacks by Hamas and the escalation of the conflict caused by these attacks that has led to the loss of tens of thousands of innocent lives in Gaza, and now Lebanon, for their families, and for the people of the region, who all deserve peace and security; and

WHEREAS, New Jersey has an unbreakable relationship with the State of Israel, beginning with the founding of modern Israel and continuing through our Sister State Agreement of 1988 to the present day; and

WHEREAS, New Jersey is the proud home of some of the largest Jewish, Israeli American, Muslim, and Palestinian American communities in the United States and strives to ensure our State is a safe and welcoming place for all communities; and

WHEREAS, one year after the horrific attacks of October 7, 2023, in the midst of the Jewish community observing its High Holy Days and Iran's missile bombardment on Israel in recent days, we continue to hope for a swift end to the war and restoration of peace throughout the region;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours on Monday, October 7, 2024, in recognition and mourning of all of the lives lost and shattered by the terrorist attacks on Israel on October 7, 2023, and by the escalation of the conflict caused by these attacks.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this
4th day of October,
Two Thousand and Twenty-Four,
and of the Independence of
the United States, the Two
Hundred and Forty-Ninth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 369

WHEREAS, throughout my tenure in office, my Administration has strived to build a stronger and fairer economy for all New Jersey residents; and

WHEREAS, in pursuit of this critical endeavor, my Administration has consistently collaborated with residents, communities, businesses, legislative partners, and public and private industry stakeholders to leverage the talent, ideas, and relationships necessary to reestablish New Jersey as an economic and innovation leader; and

WHEREAS, one of my first acts as Governor was to issue Executive Order No. 12 (2018), establishing the Jobs and Economic Opportunity Council, which was tasked with conducting a landscape analysis of then-existing economic trends and conditions, and developing new strategies to spur economic growth, reopen pathways to the middle class, and promote a sustainable economy of the future; and

WHEREAS, in 2018, with the support of the Economic Development Authority ("EDA") and key stakeholders, my Administration issued an economic development strategic plan - "The State of Innovation: Building a Stronger and Fairer Economy in New Jersey" (the "Strategic Plan"); and

WHEREAS, the Strategic Plan outlined a vision for a new and inclusive state economy driven by innovation and growth, with a focus on building sustainable jobs of the future for all residents, and fostering a more supportive business climate where small business owners, entrepreneurs, and corporate partners can thrive; and

WHEREAS, among other initiatives, the Strategic Plan proposed reforming tax incentive programs to stimulate investment in high-wage, high-growth sectors such as life sciences, financial technology, film and digital media, and clean energy; and

WHEREAS, initial efforts to implement the Strategic Plan were hampered by the global Coronavirus disease 2019 ("COVID-19") pandemic, which imposed unprecedented and massive burdens on the State's health care infrastructure and economy, and ultimately caused more economic harm than the Great Recession; and

WHEREAS, as a result of the significant emergency measures we adopted, the State made significant progress in responding to COVID-19 over time, and, as circumstances began to stabilize, my Administration undertook to reopen the economy in a manner consistent with public health guidance; and

WHEREAS, with the support of our partners in the Legislature, I was proud to sign the New Jersey Economic Recovery Act ("the Act") of 2020, P.L.2020, c.156, to put the State on a path of economic recovery from COVID-19 and beyond; and

WHEREAS, through the Act, New Jersey has been able to restore equity and accountability in its tax incentives programs while investing billions in the State's innovation economy, such as the film and offshore wind industries, and in small businesses and community development projects; and

WHEREAS, because of these programs, New Jersey has already realized significant economic benefits and a resurgence of development in historically distressed communities; and

WHEREAS, since 2018, New Jersey has seen small businesses increase by over 40,000 or 19%, despite a global pandemic; and

WHEREAS, in 2022 alone, the film industry injected over \$650 million and an estimated 8,500 jobs into our State economy; and

WHEREAS, throughout my second term, my Administration has continued to engage with legislative partners and industry stakeholders on policies designed to improve the role and function of government in facilitating economic development; and

WHEREAS, these efforts culminated in certain reforms that make the legal and regulatory framework for construction permits and related approvals more transparent, P.L.2023, c.27, and allow for a streamlined permitting process when local officials cannot complete an inspection in a timely manner, P.L.2022, c.139; and

WHEREAS, more recently, I was proud to sign landmark affordable housing legislation that will streamline the process for municipalities to meet their affordable housing obligations and reduce litigation-related delays to the construction of new affordable housing, P.L.2024, c.2; and

WHEREAS, in recognition of these and other accomplishments made possible through the collaboration of public and private stakeholders, including community leaders, legislative partners, and business, economic, and trade associations, it is appropriate to establish a formal working group that can build upon these efforts, and further harmonize and implement shared economic goals and reforms; and

WHEREAS, the establishment of a New Jersey Economic Council will provide an effective and efficient mechanism for the continued growth of New Jersey's innovation economy, including continued progress in implementing the Strategic Plan and other priority projects that aim to benefit New Jersey residents and communities;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. There is hereby established the New Jersey Economic Council (the "Council"), which shall be responsible for facilitating the identification and promotion of economic opportunities for New Jersey and its businesses and residents.

2. The Council shall consist of the following seven members: the Governor's Chief of Staff, or designee; the Governor's Chief Counsel, or designee; the Governor's Chief Policy Advisor, or designee; the Governor's Deputy Chief of Staff for Economic Growth, or designee; the State Treasurer, or designee; the Executive Director of the New Jersey Business Action Center, or designee; and the Chief Executive Officer of the New Jersey EDA, or designee.

3. The Council shall be co-chaired by the Governor's Deputy Chief of Staff for Economic Growth and the Chief Executive Officer of the New Jersey EDA, or their designees. The Chairpersons shall establish such rules of operation as the Council may require.

4. The Chairpersons shall designate members of the public whose backgrounds include a diverse range of business, economic, land use, environmental, and trade experience in different geographic regions of the State to participate in one or more working groups to consult with and advise the Council in performing its functions.

5. All members of the Council shall serve without compensation and at the pleasure of the Governor.

6. The Council shall organize and meet as soon as practicable after the appointment of its members. The Council shall meet each quarter of the fiscal year and as more frequently and practical as may be requested by the Governor or Chairpersons.

7. The purposes of the Council shall be to: (a) identify and pursue opportunities and strategies to attract, expand and retain business, development and employment in New Jersey, including, but not limited to, continued efforts to implement and expand upon the 2018 Economic Development Strategic Plan; (b) develop, promote, support, and review progress on priority projects that advance New Jersey's innovation economy and long-

term economic future; and (c) facilitate cross-sector partnerships with a variety of public and private stakeholders, research and academic institutions, developers, labor unions, and non-profit and community-based organizations, with a focus on continuing growth and investment in high-wage, high-growth industries.

8. There is hereby established a Development Coordination Committee to support and inform the goals of the Council as it relates to advancing development projects that require a multitude of State, county, and local government approvals. The purpose of the Development Coordination Committee shall be to identify and implement administrative processes designed to: (a) streamline the intergovernmental review of complex development projects in a timely, efficient, and transparent manner; (b) improve communication amongst State, county, and local government financing, and permitting entities with respect to projects that require a coordinated sequencing of review between such entities; and (c) enhance information sharing by and between government agencies and project developers or applicants. The Development Coordination Committee shall also periodically report to the Council on recommended policies, initiatives, or reforms that may be undertaken to reduce barriers to development and/or construction project disruptions or delays.

9. The Development Coordination Committee shall consist of the Governor's Deputy Chief of Staff for Economic Growth, or designee; the State Treasurer, or designee; the Commissioner of the Department of Community Affairs, or designee; the Commissioner of the Department of Environmental Protection, or designee; the Commissioner of the Department of Transportation, or designee; the Chief Executive Officer of the New Jersey EDA, or designee; the Executive Director of the New Jersey Housing and Mortgage Finance Agency, or designee; the Executive Director of the New Jersey

Schools Development Authority, or designee; and the Executive Director of the New Jersey Infrastructure Bank, or designee. The Development Coordination Committee shall be co-chaired by the Governor's Deputy Chief of Staff for Economic Growth and the Chief Executive Officer of the New Jersey EDA, or their designees. All members of the Development Coordination Committee shall serve without compensation and at the pleasure of the Governor.

10. The Council Chairpersons may establish and coordinate among any other committees or sub-committees they deem necessary to achieve the purposes of this Order.

11. The Council and the Development Coordination Committee are authorized to call upon any department, office, division, agency or other instrumentality of this State to supply it with information or other assistance as the Council or the Development Coordination Committee deem necessary to discharge its duties under this Order. Each Executive Branch department, office, division, agency or other instrumentality of this State is hereby required, to the extent not inconsistent with law, to cooperate fully with the Council or the Development Coordination Committee and to furnish the Council and the Development Coordination Committee with such assistance on as timely as basis as is necessary to accomplish the purposes of this Order. To the extent necessary, the EDA and the Department of State shall provide professional and clerical staff to the Council and any of its committees or sub-committees.

12. The Council and the Development Coordination Committee shall be purely advisory in nature and shall provide advice to the Governor and other Executive Branch departments and agencies as appropriate.

13. For purposes of this Order, "Executive Branch departments and agencies" shall mean any of the principal departments in the Executive Branch of State government and any agency, authority, board, bureau, commission, division, institution, office, or other instrumentality within or created by any such department, and any independent State authority, commission, instrumentality, or agency over which the Governor exercises executive authority, as determined by the Attorney General.

14. Executive Order No. 12 (2018) is hereby rescinded.

15. Nothing in this Order shall be construed to supersede any federal, State, or local law.

16. This Order shall take effect immediately.

GIVEN, under my hand and seal this
29th day of October,
Two Thousand and Twenty-Four,
and of the Independence of
the United States, the Two
Hundred and Forty-Ninth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 370

WHEREAS, Chuck Haytaian, a former Speaker of the New Jersey General Assembly, was born Garabed Haytaian on January 28, 1938, in New York City, New York; and

WHEREAS, the son of survivors of the Armenian genocide, Zakia and David Haytaian, Speaker Haytaian grew up in the Bronx and graduated from Public School Number 83 and Christopher Columbus High School; and

WHEREAS, Speaker Haytaian studied engineering at City College of New York, and went on to earn a Bachelor of Science degree in electrical engineering from the University of Alabama in 1961; and

WHEREAS, prior to embarking on his storied political career, Speaker Haytaian worked as an electrical engineer at Grumman Aerospace in Long Island, working on the Lunar Excursion Module; operated a dry-cleaning business in Hackettstown, New Jersey; and served as a marketing executive for several companies; and

WHEREAS, Speaker Haytaian began his career in politics in 1972 with his election to the Mansfield Township Board of Education; and

WHEREAS, in 1975 Speaker Haytaian was elected Warren County Freeholder, a position that he held from 1976 until 1981; and

WHEREAS, as Warren County Freeholder, Speaker Haytaian championed the creation of Warren County Community College; and

WHEREAS, in 1981 Speaker Haytaian was elected to serve in the New Jersey General Assembly, where he represented the 24th Legislative District from 1982 to 1992 and the 23rd Legislative District from 1992 to 1996; and

WHEREAS, Speaker Haytaian served as the Speaker of the General Assembly from 1992 through 1996; and

WHEREAS, in 1994 Speaker Haytaian was the Republican nominee for the United States Senate; and

WHEREAS, in 1995 Governor Christine Todd Whitman appointed Speaker Haytaian as New Jersey Republican State Chairman, a position he held for six years until 2001; and

WHEREAS, Speaker Haytaian worked on a number of important issues, including tax reform and making New Jersey one of the first states to mandate that its public schools teach the history of the Holocaust and other genocides, including the Armenian and Cambodian genocides; and

WHEREAS, Speaker Haytaian was a dedicated public servant, and a giant in New Jersey politics; and

WHEREAS, Speaker Haytaian was a loving husband to Joan, his wife of 48 years, who predeceased him in 2010, and he is survived by his brother John; his children, David, Debbie, and Darrell; and his six grandchildren and two great-grandchildren; and

WHEREAS, Speaker Haytaian passed away on November 1, 2024, at the age of 86; and

WHEREAS, it is with great sadness that we mourn the passing of Speaker Haytaian, who will be deeply missed by his family, friends, former colleagues, and the people of New Jersey; and

WHEREAS, it is appropriate to honor the life, legacy, friendship, and many accomplishments of Speaker Haytaian, and to mark his passing;

NOW, THEREFORE, I, TAHESHA L. WAY, Acting Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours from Friday, November 8, 2024, through Sunday, November 10, 2024, in recognition and mourning of a dedicated legislator and public servant, Speaker Chuck Haytaian.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this
7th day of November,
Two Thousand and Twenty-Four,
and of the Independence of
the United States, the Two
Hundred and Forty-Ninth.

[seal]

/s/ Tahesha L. Way

Acting Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 371

WHEREAS, former New Jersey State Senator and Assemblyman Jim Wallwork was born James Harold Wallwork on September 17, 1930, in East Orange, New Jersey; and

WHEREAS, Senator Wallwork graduated from Montclair High School in 1948, from the U.S. Military Academy at West Point in 1952, and from the General Staff War College in 1960, where he graduated first in his class; and

WHEREAS, Senator Wallwork served in the U.S. Army, departing as a second lieutenant, and then served in the New Jersey National Guard for over a decade, retiring with the rank of major; and

WHEREAS, in addition to his military career, Senator Wallwork was a successful businessman who ran Wallwork Brothers, an HVAC supply company started by his grandfather; and

WHEREAS, in 1963 Senator Wallwork was elected to serve in the New Jersey General Assembly, where he represented Essex County from 1964 to 1966; and

WHEREAS, in 1967 Senator Wallwork was elected to serve in the New Jersey Senate, where he represented the 11th Legislative District from 1968 to 1974 and the 25th Legislative District from 1974 to 1982; and

WHEREAS, Senator Wallwork served as the Senate Minority Whip in 1978 and 1979, and as the Assistant Minority Leader in 1980 and 1981; and

WHEREAS, as a legislator, Senator Wallwork supported environmental causes, including enactment of the Pinelands Protection Act, and wrote the legislation that established New Jersey's first Advanced Life Support ambulances for emergency medical services; and

WHEREAS, Governor Christine Todd Whitman later appointed Senator Wallwork to serve as New Jersey's Commissioner on the Waterfront Commission of New York Harbor; and

WHEREAS, Senator Wallwork was a dedicated public servant, known for his integrity and principled values; and

WHEREAS, Senator Wallwork was a loving husband to Lark, his wife of 59 years, who predeceased him in September 2024, and he is survived by his daughter Lyric Winik; his two grandsons, Nathaniel and Evan; his two nephews, Matt and Mark Sheeleigh; and their respective families; and

WHEREAS, Senator Wallwork passed away on October 23, 2024, at the age of 94; and

WHEREAS, it is with great sadness that we mourn the passing of Senator Wallwork, who will be deeply missed by his family, friends, former colleagues, and the people of New Jersey; and

WHEREAS, it is appropriate to honor the life, legacy, friendship, and many accomplishments of Senator Wallwork, and to mark his passing;

NOW, THEREFORE, I, TAHESHA L. WAY, Acting Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours on Tuesday, November 19, 2024, in recognition and mourning of a dedicated legislator and public servant, Senator Jim Wallwork.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this
18th day of November,
Two Thousand and Twenty-Four,
and of the Independence of the
United States, the Two Hundred
and Forty-Ninth.

[seal]

/s/ Tahesha L. Way

Acting Governor

Attest:

/s/ Kate E. McDonnell

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 372

WHEREAS, former Newark City Council President Mildred Coleman Crump was born on November 3, 1938, in Detroit, Michigan; and

WHEREAS, after graduating from public school in Detroit, Council President Crump attended Wayne State University, where she earned a Bachelor of Science degree in special education for persons who are blind or visually impaired, and subsequently received a master's degree in public administration from Rutgers University; and

WHEREAS, in 1965, Council President Crump moved to New Jersey with her beloved husband, Cecil Crump, and became the first Black Braille teacher in the State; and

WHEREAS, while teaching in New Jersey, Council President Crump became a dedicated community advocate and champion of women's equality, helping to organize support for women candidates seeking election to public office in Newark; and

WHEREAS, in 1994, Council President Crump became the first Black woman elected to the Newark City Council, where she initially served the people of Newark until 1998 before returning to the City Council in 2006 and serving until 2021; and

WHEREAS, after returning to the City Council in 2006, Council President Crump became the first woman to serve as President of the Newark City Council -- a position she would hold for over a decade -- furthering her legacy as a trailblazer; and

WHEREAS, during her tenure, Council President Crump deftly advocated for the most vulnerable in her community, working to uplift New Jersey's women, children, senior citizens, families, and residents with disabilities; and

WHEREAS, in addition to her extraordinary service on the Newark City Council, Council President Crump served in leadership

roles with several community organizations throughout her lifetime, including Habitat for Humanity; Integrity House; Bridge to Recovery; the National Museum of African American History and Culture; and the National Association for the Advancement of Colored People (NAACP); and

WHEREAS, Council President Crump was the founder of the Newark Women's Conference, Inc., an organization with a mission to promote women's empowerment, and a founding member of the New Jersey Coalition of 100 Black Women, Inc.; the National Political Congress for Black Women of Newark; and the Global Women's Leadership Collaborative of New Jersey; and

WHEREAS, Council President Crump was well known for her tenacity, leadership, kindness, integrity, and tireless commitment to improving the lives of those in her Newark community, throughout the State, and beyond; and

WHEREAS, Council President Crump passed away on December 1, 2024, at the age of 86; and

WHEREAS, Council President Crump was a loving wife to her husband Cecil, who predeceased her, and she is survived by her sister, Jean Abernathy Smith; her son, Cecil Lawrence ("Larry") Crump; her daughter, Sheri E. ("Sage") Crump; and her grandchildren; and

WHEREAS, it is with great sadness that we mourn the passing of Council President Crump, who will be deeply missed by her family, friends, former colleagues, the City of Newark and its residents, and the people of New Jersey; and

WHEREAS, it is appropriate to honor the life, legacy, friendship, and many accomplishments of Council President Crump, and to mark her passing;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours from Friday, December 13, 2024, through Sunday, December 15, 2024, in recognition and mourning of a dedicated public servant, former Newark City Council President Mildred Coleman Crump.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this
10th day of December,
Two Thousand and Twenty-Four,
and of the Independence of
the United States, the Two
Hundred and Forty-Ninth.

[seal]

/s/ Philip D. Murphy
Governor

Attest:

/s/ Kate E. McDonnell

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 373

WHEREAS, President Jimmy Carter was born James Earl Carter, Jr. on October 1, 1924, in Plains, Georgia, to James Earl Carter, Sr. and Bessie Lillian Carter (née Gordy); and

WHEREAS, President Carter graduated from Plains High School, and after beginning his undergraduate studies at Georgia Southwestern College and the Georgia Institute of Technology, was admitted to the U.S. Naval Academy in 1943 and graduated in 1946, when he was commissioned as an ensign; and

WHEREAS, shortly after graduation, President Carter married Rosalynn Smith, beginning a loving marriage that would last for over 77 years; and

WHEREAS, President Carter served on active duty in the U.S. Navy from 1946 to 1953, during which time he was deployed in the Atlantic and Pacific fleets and was assigned to work with the Navy's nuclear submarine program; and

WHEREAS, on December 12, 1952, during a partial meltdown of a nuclear reactor at Chalk River Laboratories in Deep River, Canada, President Carter led a U.S. maintenance crew to assist in the shutdown of the reactor, and went into the reactor for 90 seconds to assist with disassembly, exposing himself to a level of radiation that is approximately 1,000 times greater than the permissible limit today; and

WHEREAS, after his father died of pancreatic cancer in 1953, President Carter left active duty at the rank of Lieutenant and moved back to Plains to manage the family's peanut business; and

WHEREAS, despite initial struggles to keep the farm afloat, President Carter and Rosalynn were eventually able to grow the peanut business and become financially successful; and

WHEREAS, in 1962, President Carter was elected to the State Senate in Georgia, where he would serve for four years and help to expand statewide education funding; and

WHEREAS, after running unsuccessfully for Governor of Georgia in 1966, President Carter was elected to that position in 1970; and

WHEREAS, in his inaugural address as Governor, President Carter declared "the time of racial discrimination is over," and he went on to expand the number of Black employees in state government and to take other steps to address the persistence of racial discrimination in Georgia; and

WHEREAS, as Governor, President Carter also signed legislation providing equal aid to schools in wealthy and poor areas and supporting early childhood development; and

WHEREAS, with Georgia having a one-term limit for governors at the time, President Carter announced in late 1974 that he would run for the Democratic nomination for President of the United States in the 1976 election; and

WHEREAS, despite having little national name recognition at the time of his announcement, President Carter campaigned intensely across the country and surprised many by winning the Democratic nomination; and

WHEREAS, after selecting then-U.S. Senator Walter Mondale as his running mate, President Carter defeated the incumbent President, Gerald Ford, and was inaugurated as President on January 20, 1977; and

WHEREAS, responding to an energy crisis that began in 1973, President Carter made energy reform the centerpiece of his domestic agenda, and in 1978 signed comprehensive legislation, which deregulated the sale of natural gas and created tax credits to

encourage energy conservation and discourage the use of fossil fuels; and

WHEREAS, President Carter also signed legislation expanding the Head Start program, deregulating the airline industry and opening air fares up to competition, and creating the Superfund program, which was designed to clean up sites contaminated with hazardous substances; and

WHEREAS, President Carter's administration was the first to recognize the problem of global warming, decades before any sustained action was taken to confront this existential threat; and

WHEREAS, during a time of high inflation, President Carter named Paul Volcker as Chair of the Federal Reserve Board, who pursued a tight monetary policy that was able to successfully bring down inflation and restore price stability over a period of years outlasting President Carter's tenure; and

WHEREAS, President Carter was the first President to appoint women and people of color to the federal judiciary in significant numbers, and his federal circuit court appointees included Stephen Breyer and Ruth Bader Ginsburg, both of whom would go on to serve on the United States Supreme Court; and

WHEREAS, President Carter placed a new emphasis on human rights in foreign policy, limiting support to a number of dictatorships in Latin America and strongly opposing white minority rule in Rhodesia and South Africa; and

WHEREAS, in September 1978, President Carter invited Israeli Prime Minister Menachem Begin and Egyptian President Anwar Sadat to Camp David, and personally conducted 13 days of intense mediation between the two leaders that resulted in the Camp David Accords, under which Israel returned territory in the Sinai

Peninsula to Egypt in exchange for normal diplomatic relations between the two countries, which have lasted until this day; and

WHEREAS, the end of President Carter's term in office was overshadowed by crises in foreign affairs -- Iranian revolutionaries taking Americans hostage at the U.S. Embassy in Tehran and the Soviet Union invading Afghanistan -- which complicated ratification of a nuclear limitation treaty that President Carter had negotiated; and

WHEREAS, facing a number of challenges at home and abroad, President Carter was defeated for re-election in the 1980 presidential election; and

WHEREAS, despite his defeat, President Carter spent much of the transition negotiating a release of the remaining American hostages in Iran, and an agreement was reached on January 19, 1981, which allowed the 52 American hostages to be returned to the United States safely; and

WHEREAS, following his presidency, President Carter founded the Carter Center, a non-governmental organization founded to advance human rights and alleviate human suffering; and

WHEREAS, among its many achievements, the Carter Center worked alongside the World Health Organization to nearly eradicate Guinea worm disease, reducing the number of cases from 3.5 million in the mid-1980s to 10 in 2021; and

WHEREAS, throughout his post-presidency, President Carter and his wife Rosalynn volunteered with Habitat for Humanity, working alongside 104,000 volunteers in 14 countries to build, renovate, and repair 4,390 homes, including homes in Union Beach, New Jersey that were damaged by Superstorm Sandy; and

WHEREAS, in 2002, President Carter was awarded the Nobel Peace Prize "for his decades of untiring effort to find peaceful

solutions to international conflicts, to advance democracy and human rights, and to promote economic and social development", and today he is one of only four U.S. Presidents to have won the award; and

WHEREAS, after leaving the White House and returning to Plains, President Carter taught Sunday school regularly for nearly 40 years, well into his 90s; and

WHEREAS, Rosalynn Carter passed away on November 19, 2023, at the age of 96; and

WHEREAS, on December 29, 2024, President Carter passed away at the age of 100 at his home in Plains; and

WHEREAS, President Carter leaves behind an unparalleled legacy as a global statesman, devoted citizen and volunteer, and model of decency and humility; and

WHEREAS, the world is a safer and more humane place because of President Carter's decades of service in public and private life; and

WHEREAS, it is fitting and appropriate to extend our sincerest sympathies to President Carter's friends and family, including his four children, and to honor and celebrate his life;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities until sunset on January 28, 2025, consistent with federal law and directives, in recognition and mourning of a dedicated public servant and global statesman, President Jimmy Carter.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this
31st day of December,
Two Thousand and Twenty-Four,
and of the Independence of
the United States, the Two
Hundred and Forty-Ninth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Kate E. McDonnell

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 374

WHEREAS, beginning in the early morning hours and continuing through the evening on Monday, January 6, 2025, the Southern portion of the State of New Jersey is forecasted to experience potentially significant winter weather causing hazardous weather conditions including heavy snow, sleet, freezing rain, high wind gusts, and freezing temperatures; and

WHEREAS, the National Weather Service has issued Winter Storm Warnings for Atlantic, Burlington, Camden, Cape May, Cumberland, Gloucester, and Salem Counties; and

WHEREAS, precipitation is expected with snow accumulations ranging as high as 6-8 inches in the southernmost counties, creating dangerous outdoor conditions that may make travel very difficult to impossible and impact the morning or evening commute; and

WHEREAS, these serious weather conditions may make it difficult or impossible for citizens to obtain the necessities of life, as well as essential services such as police, fire, and first aid; and

WHEREAS, this impending winter storm and subsequent drop in temperature constitutes an imminent hazard that threatens and presently endangers the health, safety, and resources of the residents of Atlantic, Burlington, Camden, Cape May, Cumberland, Gloucester, and Salem Counties; and

WHEREAS, this situation may become too large in scope to be handled in its entirety by the normal county and municipal operating services in some parts of this State, and this situation may spread to other parts of the State; and

WHEREAS, as part of the State's response to this winter storm, the Commissioner of the New Jersey Department of Transportation (the "Commissioner") has issued an Administrative Order(s) regarding vehicle travel restrictions pursuant to

N.J.S.A. 27:1A-5, N.J.S.A. 27:3A-3, and N.J.S.A. 39:4-8.3; and

WHEREAS, the Constitution and statutes of the State of New Jersey, particularly the provisions of N.J.S.A. App. A:9-33, et seq., N.J.S.A. 38A:3-6.1, N.J.S.A. 38A:2-4, and all amendments and supplements thereto, confer upon the Governor of the State of New Jersey certain emergency powers;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, in order to protect the health, safety, and welfare of the people of the State of New Jersey DO DECLARE and PROCLAIM that a State of Emergency exists in Atlantic, Burlington, Camden, Cape May, Cumberland, Gloucester, and Salem Counties, effective at 10:00 p.m. on Sunday, January 5, 2025; and I hereby ORDER and DIRECT the following:

1. I authorize and empower the State Director of Emergency Management, who is the Superintendent of State Police, to implement the State Emergency Operations Plan and to direct the activation of county and municipal emergency operations plans, as necessary, and to coordinate the recovery effort from this emergency with all governmental agencies, volunteer organizations, and the private sector.

2. I authorize and empower, in accordance with N.J.S.A. App. A:9-33, et seq., as supplemented and amended, the State Director of Emergency Management, who is the Superintendent of State Police, through the police agencies under his control, and with consideration of any Administrative Order issued by the Commissioner, to determine and control the direction of the flow of vehicular traffic on any State or interstate highway, municipal or county road, and any access road, including the right to detour, reroute, or divert any or all traffic and to prevent ingress or egress from any area that, in the State Director's discretion, is deemed necessary for the protection of the health, safety, and

welfare of the public, and to remove parked or abandoned vehicles from such roadways as conditions warrant.

3. I authorize and empower the Attorney General, pursuant to the provisions of N.J.S.A. 39:4-213, acting through the Superintendent of State Police, and with consideration of any Administrative Order issued by the Commissioner, to determine and control the direction of the flow of vehicular traffic on any State or interstate highway, municipal or county road, and any access road, including the right to detour, reroute, or divert any or all traffic, to prevent ingress or egress, and to determine the type of vehicle or vehicles to be operated on such roadways. I further authorize all law enforcement officers to enforce any such order of the Attorney General or Superintendent of State Police within their respective municipalities.

4. I authorize and empower the State Director of Emergency Management to order the evacuation of all persons, except for those emergency and governmental personnel whose presence the State Director deems necessary, from any area where their continued presence would present a danger to their health, safety, or welfare because of the conditions created by this emergency.

5. I authorize and empower the State Director of Emergency Management to utilize all facilities owned, rented, operated, and maintained by the State of New Jersey to house and shelter persons who may need to be evacuated from a residence, dwelling, building, structure, or vehicle during the course of this emergency.

6. I authorize and empower the executive head of any agency or instrumentality of the State government with authority to promulgate rules to waive, suspend, or modify any existing rule, where the enforcement of which would be detrimental to the public welfare during this emergency, notwithstanding the provisions of the Administrative Procedure Act or any law to the contrary for

the duration of this Order, subject to my prior approval and in consultation with the State Director of Emergency Management. Any such waiver, modification, or suspension shall be promulgated in accordance with N.J.S.A. App. A:9-45.

7. I authorize and empower the Adjutant General, in accordance with N.J.S.A. 38A:2-4 and N.J.S.A. 38A:3-6.1, to order to active duty such members of the New Jersey National Guard who, in the Adjutant General's judgment, are necessary to provide aid to those localities where there is a threat or danger to the public health, safety, and welfare and to authorize the employment of any supporting vehicles, equipment, communications, or supplies as may be necessary to support the members so ordered.

8. In accordance with the N.J.S.A. App. A:9-34 and N.J.S.A. App. A:9-51, I reserve the right to utilize and employ all available resources of the State government and of each and every political subdivision of the State, whether of persons, properties, or instrumentalities, and to commandeer and utilize any personal services and any privately-owned property necessary to protect against this Emergency.

9. In accordance with N.J.S.A. App. A:9-40, no municipality, county, or any other agency or political subdivision of this State shall enact or enforce any order, rule, regulation, ordinance, or resolution which will or might in any way conflict with any of the provisions of this Order, or which will in any way interfere with or impede the achievement of the purposes of this Order.

10. It shall be the duty of every person or entity in this State or doing business in this State and of the members of the governing body and every official, employee, or agent of every political subdivision in this State and of each member of all other governmental bodies, agencies, and authorities in this State of

any nature whatsoever, to cooperate fully with the State Director of Emergency Management in all matters concerning this State of Emergency.

11. In accordance with N.J.S.A. App. A:9-34, N.J.S.A. App. A:9-40.6, and N.J.S.A. 40A:14-156.4, no municipality or public or semipublic agency shall send public works, fire, police, emergency medical, or other personnel or equipment into any non-contiguous disaster-stricken municipality within this State, nor to any disaster-stricken municipality outside this State, unless and until such aid has been directed by the county emergency management coordinator or their deputies in consultation with the State Director of Emergency Management.

12. This Order shall take effect at 10:00 p.m. on Sunday, January 5, 2025, and shall remain in effect until such time as it is determined by me that an Emergency no longer exists.

GIVEN, under my hand and seal this
5th day of January,
Two Thousand and Twenty-Five,
and of the Independence of
the United States, the Two
Hundred and Forty-Ninth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Kate E. McDonnell

Chief Counsel to the Governor