Coronavirus (COVID-19)

Information

Update 19: April 8, 2020

Good evening,

Late this evening, Governor Murphy issued <u>Executive Order 122</u>, which updates <u>Executive</u> <u>Order 107</u>, and directs all non-essential construction across the state to cease, indefinitely, effective 8 p.m. Friday, April 10. As well, the E.O. provides guidelines for warehouses and manufacturing facilities. The guidelines are in line with what our members are already doing and what we have been advising members to do: "if you are open, regardless if an essential business, social distancing must be practiced to its fullest extent." As well, there is guidance on what to do when an employee appears to have COVID-19 symptoms or tests positive.

Essential Construction Projects covers most work taking place at your facility:

- Projects necessary for the delivery of health care services, including but not limited to hospitals, other health care facilities, and **pharmaceutical manufacturing facilities**;
- Projects involving facilities at which any one or more of the following takes place: the manufacture, distribution, storage, or servicing of goods or products that are sold by online retail businesses or essential retail businesses, as defined by <u>Executive Order No. 107</u> (2020) and subsequent Administrative Orders adopted pursuant to that Order.
- Any work on a non-essential construction project that is required to physically secure the site of the project, ensure the structural integrity of any buildings on the site, abate any hazards that would exist on the site if the construction were to remain in its current condition, **remediate a site**, or otherwise ensure that the site and any buildings therein are appropriately protected and safe during the suspension of the project.

<u>Executive Order 122</u> also has a long list of requirements for essential businesses to perform if they are to remain open, including manufacturing sites. Please review, as you will be required to comply to remain open – even if essential:

Manufacturing businesses, warehousing businesses, and businesses engaged in essential construction projects must adopt policies that include, at minimum, the following requirements:

- Prohibit non-essential visitors from entering the worksite;
- Limit worksite meetings, inductions, and workgroups to groups of fewer than ten individuals;
- Require individuals to maintain six feet or more distance between them wherever possible;
- Stagger work start and stop times where practicable to limit the number of individuals entering and leaving the worksite concurrently;

- Stagger lunch breaks and work times where practicable to enable operations to safely continue while utilizing the least number of individuals possible at the site;
- Restrict the number of individuals who can access common areas, such as restrooms and breakrooms, concurrently;
- Require workers and visitors to wear cloth face coverings, in accordance with CDC recommendations, while on the premises, except where doing so would inhibit the individual's health or the individual is under two years of age, and require workers to wear gloves while on the premises. Businesses must provide, at their expense, such face coverings and gloves for their employees. If a visitor refuses to wear a cloth face covering for non-medical reasons and if such covering cannot be provided to the individual by the business at the point of entry, then businesses must decline entry to the individual. Nothing in the stated policy should prevent workers or visitors from wearing a surgical-grade mask or other more protective face covering if the individual is already in possession of such equipment, or if the businesses is otherwise required to provide such worker with more protective equipment due to the nature of the work involved. Where an individual declines to wear a face covering on the premises due to a medical condition that inhibits such usage, neither the business nor its staff shall require the individual to produce medical documentation verifying the stated condition.
- Require infection control practices, such as regular hand washing, coughing and sneezing etiquette, and proper tissue usage and disposal;
- Limit sharing of tools, equipment, and machinery;
- Provide sanitization materials, such as hand sanitizer and sanitizing wipes, to workers and visitors; and
- Require frequent sanitization of high-touch areas like restrooms, breakrooms, equipment, and machinery.

All essential retail businesses, warehousing businesses, manufacturing businesses, and businesses performing essential construction projects must also adopt policies that include, at minimum, the following requirements:

- Immediately separate and send home workers who appear to have symptoms consistent with COVID-19 illness upon arrival at work or who become sick during the day; and
- Promptly notify workers of any known exposure to COVID-19 at the worksite, consistent with the confidentiality requirements of the Americans with Disabilities Act and any other applicable laws;
- Clean and disinfect the worksite in accordance with CDC guidelines when a worker at the site has been diagnosed with COVID-19 illness;
- Continue to follow guidelines and directives issued by the New Jersey Department of Health, the CDC and the Occupational Health and Safety Administration, as applicable, for maintaining a clean, safe and healthy work environment.

Where a business is authorized to maintain in-person operations, owners of buildings used for commercial, industrial or other enterprises, including but not limited to facilities for warehousing, manufacturing, commercial offices, airports, grocery stores, universities, colleges, government, hotels, and residential buildings with at least 50 units, shall adopt policies that, at minimum, implement the following cleaning protocols in areas where operations are conducted:

- Clean and disinfect high-touch areas routinely in accordance with CDC guidelines, particularly in spaces that are accessible to staff, customers, tenants, or other individuals, and ensure cleaning procedures following a known or potential exposure in a facility are in compliance with CDC recommendations;
- Otherwise maintain cleaning procedures in all other areas of the facility; and
- Ensure that the facility has a sufficient number of workers to perform the above protocols effectively and in a manner that ensures the safety of occupants, visitors, and workers.

Executive Order 122 will go into effect on Friday, April 10 at 8PM.

Governor Murphy also signed the following Executive Orders:

E.O. <u>120</u>: Governor Murphy Announces Postponement of June 2nd Primary Elections until July 7th

E.O. <u>121</u>: Governor Murphy Signs Executive Order Allowing Greater Weight Limit for Vehicles Carrying COVID-19 Relief Supplies

Small Business Emergency Assistance Loan applications will open Monday, April 13, 2020, at 9:00 a.m.

You may now <u>access a copy of the loan application</u> to help you prepare your submission. Completed applications will be considered on a first come, first serve rolling basis. The loan application will go live on April 13 and is expected to be oversubscribed.

The Small Business Emergency Assistance Loan program is designed to provide a direct loan of up to \$100,000 to NJ-based small businesses and non-profits organizations that have been in existence for at least one-year and has less than \$5 million in annual revenue.

To see whether you might qualify for this program, use the <u>NJ COVID-19 Business Support</u> <u>Eligibility Wizard</u>.

Oversize and Overweight Vehicles

Governor Phil Murphy today signed Executive Order No. 121, allowing an increase in the maximum weight limit on certain interstate highways and toll roads from 80,000 pounds (40 tons) tons to 92,000 pounds (46 tons) for vehicles transporting COVID-19 relief supplies. Relief supplies relating to the COVID-19 State of Emergency and Public Health Emergency include but are not limited to, medicine, medical equipment, food supplies including feed for livestock, water, and materials for construction of temporary housing and healthcare facilities.

Permits can be obtained at: https://www.state.nj.us/transportation/freight/trucking/oversize.shtm

<u>"STAY AT HOME" EXECUTIVE ORDER 107 STILL IN PLACE</u>

The "Stay at Home" <u>Executive Order No. 107</u> remains in full effect. "Manufacturing, industrial, logistics, ports, some construction, shipping, food production, food delivery, and other commercial operations may continue to operate...."

Governor continues to remind the private sector that even though the E.O. deems manufacturing and other businesses essential, social distancing and CDC guidelines must be followed at those locations.

As a reminder, <u>Executive Order No. 108</u> invalidates any county or municipal restriction that in any way will or might conflict with any of the provisions of <u>Executive Order No. 107</u>. Earlier today we received notification that Perth Amboy was imposing a "Total Shutdown Order." Realizing that this order was in clear violation of E.O. 108, CCNJ acted quickly to inform all necessary agencies to get the issue resolved. The Perth Amboy order has since been rescinded. If you come across with other orders you feel may violate E.O. 107/108, please reach out to CCNJ or you can report via the state's COVID-19 site.

Employees reporting to work are permitted to travel to and from their place of business. Businesses are encouraged to give each employee a letter indicating that the employee works in an industry permitted to continue operations. Essential employees should have the company letter, and company ID accessible while driving to and from work, so they can present it with their license if necessary. We suggest the <u>DHS Guidance to help with the</u> <u>letter.</u>

Private Sector Essential Employee Registration Project

OEM has established a temporary process to help get critical infrastructure sites approved faster and provide essential employees with a temporary essential employee verification document that will expire in August 2020.

Any CCNJ member company that is deemed <u>critical infrastructure</u> by the Manufacturing and Chemical Sector section in the CISA document, and is not in the system, but would like to be considered for the temporary program, please email Elvin Montero with your contact information.

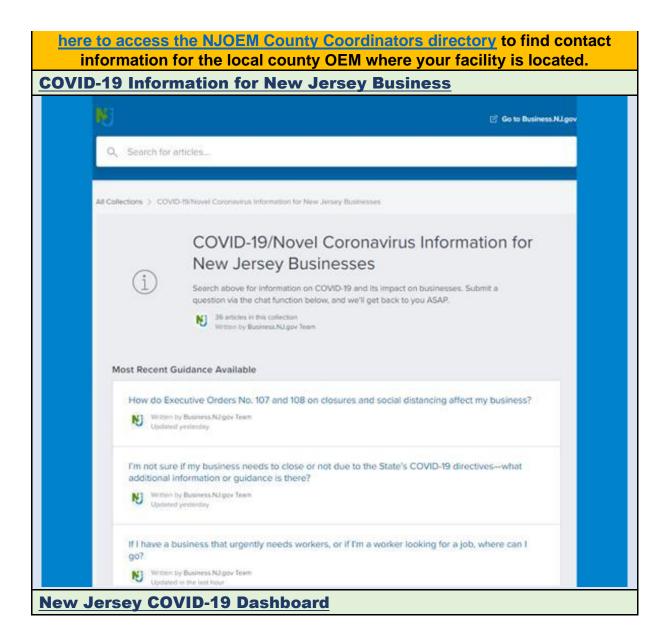
Below you will find new information highlighted in blue added since the last update. As well, take some time and explore the many links and information provided below and in previous updates. The state's main COVID-19 information portal is located at , <u>https://covid19.nj.gov/</u>.

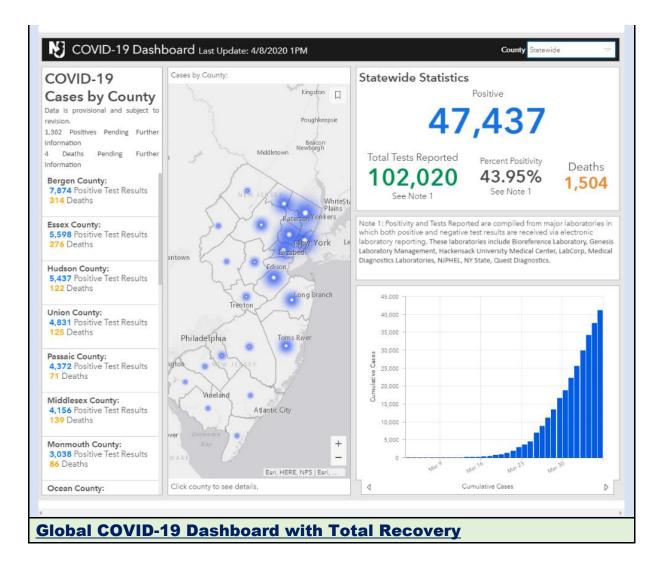
To access previous updates click here.

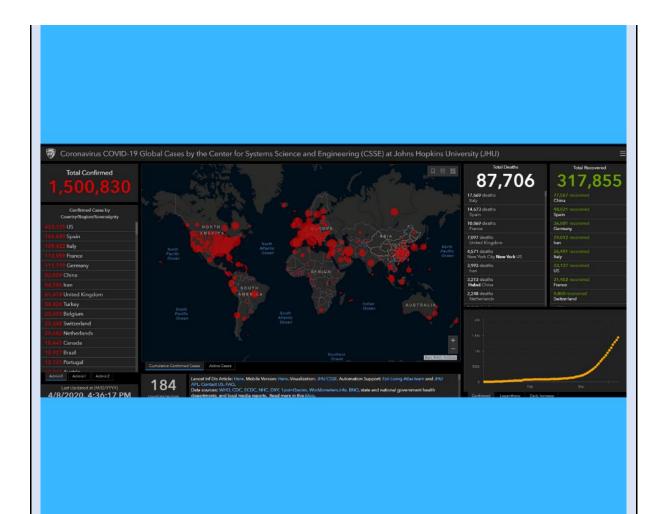
Have general questions about COVID-19? The NJ Poison Control Center and 211 have partnered with the State to provide information to the public on COVID-19:

> Call: <u>2-1-1</u> Call (24/7): <u>1-800-962-1253</u> Text: NJCOVID to 898-211

Visit <u>https://covid19.nj.gov/</u> or <u>nj.gov/health</u> for additional information In support of ongoing COVID-19 efforts, the State Emergency Operations Center has made available an ESF 7 Remote Access Line for private sector inquiries. ESF 7 Remote Access Line: 609-963-6817. For response and resource related requests, OHSP encourages you to work with your local first responder agencies, or your County Office of Emergency Management. Click







New Jersey Governor Updates

<u>Governor Murphy Signs Executive Order to Cease All Non-Essential Construction Projects</u> and Imposes Additional Mitigation Requirements on Essential Retail Businesses and Industries to Limit the Spread of COVID-19

Governor Phil Murphy today signed Executive Order No. 122, ceasing all non-essential construction projects and imposing additional mitigation requirements on essential retail businesses and essential industries to limit the spread of COVID-19 in New Jersey. The order also outlines specific protections and policies for all essential retail, manufacturing, and warehousing businesses, as well as businesses engaged in essential construction projects.

https://nj.gov/governor/news/news/562020/approved/20200408e.shtml

<u>Governor Murphy Signs Executive Order Allowing Greater Weight Limit for Vehicles Carrying</u> COVID-19 Relief Supplies

"Increasing the weight limit for vehicles carrying these critical supplies is a necessary step that will allow more supplies to reach New Jerseyans in need." - Governor Murphy. https://nj.gov/governor/news/1562020/approved/20200408d.shtml

Governor Murphy Announces Postponement of June 2nd Primary Elections until July 7th

Executive Order Allows Retirees to Return to Public Employment Without Impacting Their Retirement Pensions; Removes Restrictions on Law Enforcement's Ability to Temporarily Supplement Their Ranks

https://nj.gov/governor/news/news/562020/approved/20200408a.shtml

<u>CDC (COVID-19) Situation Summary</u> Updated Regularly

Discontinuation of Isolation for Persons with COVID-19 Not in Healthcare Settings (Interim Guidance)

Update CDC guidance providing additional information for asymptomatic persons with laboratory-confirmed COVID-19 on limiting contact and wearing a face covering after isolation to prevent spread.

Click here for update CDC Guidance

Use of Cloth Face Coverings to Help Slow the Spread of COVID-19

CDC recommends wearing cloth face coverings in public settings where other social distancing measures are difficult to maintain (e.g., grocery stores and pharmacies), especially in areas of significant community-based transmission. Click here for CDC Cloth Face Coverings Guidance

Coronavirus Disease 2019 (COVID-19) Situation Summary

CDC is responding to an outbreak of respiratory disease caused by a novel (new) coronavirus that was first detected in China and which has now been detected in more than 100 locations internationally, including in the United States. The virus has been named "SARS-CoV-2" and the disease it causes has been named "coronavirus disease 2019" (abbreviated "COVID-19").

Click here for CDC Situation Summary

Interim Guidance for Businesses and Employers Plan, Prepare and Respond to Coronavirus Disease 2019 Click here for CDC Business Guidance

<u>Get Your Mass Gatherings or Large Community Events Ready Interim Guidance for</u> <u>Coronavirus Disease 2019 (COVID-19)</u>

CDC, in accordance with its guidance for <u>large events and mass gatherings</u>, recommends that for the next 8 weeks, organizers (whether groups or individuals) cancel or postpone inperson events that consist of 50 people or more throughout the United States. Click here for CDC Guidance

HIPPA Privacy, Labor Laws & CDC Reporting Form

Families First Coronavirus Response Act: Employer Paid Leave Requirements

The Families First Coronavirus Response Act (FFCRA or Act) requires certain employers to provide their employees with paid sick leave or expanded family and medical leave for specified reasons related to COVID-19.[1] The Department of Labor's (Department) Wage and Hour Division (WHD) administers and enforces the new law's paid leave requirements. These provisions will apply from the effective date through December 31, 2020. Click here for more information

UPDATEDOVID-19 SCENARIOS & BENEFITS AVAILABLE NJ Labor & Workforce Development This UPDATED chart is an easy guide for several COVID-19 scenarios and what benefits are available for each, such as earned sick leave, unemployment insurance, temporary disability/family leave insurance, and workers' compensation. <u>Click here for document</u>

NJDOL Benefits and the Coronavirus (COVID-19): What You Should Know

New Jersey has among the most comprehensive <u>Earned Sick Leave</u>, <u>Temporary</u> <u>Disability</u> and <u>Family Leave Insurance</u> laws in the country, which cover all employees – fulltime, part-time, temporary and seasonal.

Click here for NJ Labor COVID-19 Site

Office for Civil Rights, U.S. Department of Health and Human Services BULLETIN: HIPAA Privacy and Novel Coronavirus

In light of the Novel Coronavirus (2019-nCoV) outbreak, the Office for Civil Rights (OCR) at the U.S. Department of Health and Human Services (HHS) is providing this bulletin to ensure that HIPAA covered entities and their business associates are aware of the ways that patient information may be shared under the HIPAA Privacy Rule in an outbreak of infectious disease or other emergency situation, and to serve as a reminder that the protections of the Privacy Rule are not set aside during an emergency.

Click here for February 2020 Bulletin

Human Infection with 2019 Novel Coronavirus Person Under Investigation (PUI) and Case Report Form

CDC Personal Under Investigation Form

Click here for Reporting Form

Government Resources

 Enforcement Guidance for Use of Respiratory Protection Equipment Certified under Standards of Other Countries or Jurisdictions During the Coronavirus Disease 2019 (COVID-19) Pandemic

This memorandum provides interim guidance to Compliance Safety and Health Officers (CSHOs) for enforcing the Respiratory Protection standard, 29 CFR § 1910.134, and certain other health standards, with regard to supply shortages of disposable N95 filtering facepiece respirators (FFRs). Specifically, it outlines enforcement discretion to permit the use of FFRs and air-purifying elastomeric respirators that are either:

https://www.osha.gov/memos/2020-04-03/enforcement-guidance-use-respiratoryprotection-equipment-certified-under

EPA Announces Enforcement Discretion Policy for COVID-19 Pandemic

The U.S. Environmental Protection Agency (EPA) is mindful of the health and safety of the public, as well as our staff, and those of Federal Agencies, State and Local Governments, Tribes, Regulated Entities, Contractors, and Non-governmental Organizations during the COVID-19 pandemic. The agency is taking these important considerations into account as we all continue our work to protect human health and the environment. Accordingly, EPA is announcing a temporary policy regarding EPA enforcement of environmental legal obligations during the COVID-19 pandemic. <u>Click here for more information</u>

NJEDA Announces New Initiatives to Support Businesses Impacted by COVID-19

The New Jersey Economic Development Authority (NJEDA) Board today approved a suite of new programs designed to support businesses and workers facing economic hardship due to the outbreak of the novel coronavirus COVID-19. <u>Click here for more information</u>

<u>DEP issues guidance for Public Water Systems and Wastewater Monitoring, Licensed</u>
 <u>Operator and Certified Laboratory issues due to the COVID-19 Pandemic</u>

This advisory affects public drinking water systems and Category A (individual permits for domestic discharge) and ASC (general permit authorizations for school discharge) NJPDES surface water discharge permitted facilities that are required to perform routine monitoring pursuant to the state and federal regulations and their NJPDES permits where applicable.

Click here for guidance

IDENTIFYING CRITICAL INFRASTRUCTURE DURING COVID-19

Functioning critical infrastructure is imperative during the response to the <u>COVID-19</u> emergency for both public health and safety as well as community well-being. Certain critical infrastructure industries have a special responsibility in these times to continue operations.

Click here for CISA Guidance

- OSHA RULE RELAXATION FOR EXPIRED RESPIRATORS
 OSHA has released an FAQ document about OSHA's Rule Relaxation For Fit Testing
 and Use of Expired Respirators.
 Click here to access the document.
- Federal Motor Carrier Safety Administration FAQ: Expanded Emergency Declaration Under 49 CFR § 390.23 No. 2020-002 (Relating to COVID-19) <u>Click here to access FMCSA</u>
- <u>NOTICE OF ENFORCEMENT POLICY REGARDING TRAINING REQUIREMENTS</u> The U.S. Department of Transportation's Pipeline and Hazardous Materials Safety Administration (PHMSA) understands that many hazardous materials (hazmat) employers may be experiencing difficulty in either obtaining or providing recurrent training as required by the Hazardous Materials Regulations (HMR, 49 CFR Parts 171-180) due to the Coronavirus Disease 2019 (COVID-19) outbreak. <u>Click here to access PHMSA document</u>
- <u>New Jersey COVID-19 Information Hub</u> State Official Site for COVID-19 Related Information <u>Click here to access HUB</u>
- <u>Coronavirus Rumor Control</u>
 The purpose of this FEMA page is to help the public distinguish between rumors and facts regarding the response to coronavirus (COVID-19) pandemic. Rumors can easily circulate within communities during a crisis, stay informed with our updated myth vs. facts related to the federal (COVID-19) response.
 Click here for FEMA Rumor Control Site

- OSHA Guidance on Preparing Workplaces for COVID-19
 To reduce the impact of COVID-19 outbreak conditions on businesses, workers, customers, and the public, it is important for all employers to plan now for COVID-19.
 <u>Click here for OSHA Guidance</u>
- <u>COVID-19: Information for Schools and Businesses</u> To prepare for possible community transmission of COVID-19, the most important thing for schools to do now is plan and prepare. As the global outbreak evolves, schools should prepare for the possibility of community-level outbreaks. Schools want to be ready if COVID-19 does appear in their communities.

https://www.nj.gov/health/cd/topics/covid2019 schoolbusiness.shtml

- New Jersey Department of Health COVID-19: A Guide for Businesses March 2, 2020 Many employers and businesses in New Jersey are concerned about the current outbreak of the 2019 Novel Coronavirus (COVID-19) and potential impacts to their business communities and wish to take appropriate steps to mitigate any risks. The Centers for Disease Control and Prevention (CDC) is working hard to learn as much as possible about this COVID-19 so that we can better understand how it spreads and characterize its associated illness. The New Jersey Department of Health is also working hard to develop guidance and education materials, in the face of evolving information. https://www.nj.gov/health/cd/documents/topics/NCOV/Guide%20for%20businesses_3-4-2020.pdf
- Directory of Local Health Departments

Suspected cases should be reported IMMEDIATELY to the local health department (LHD) where the patient resides. If the patient's residence is unknown, report to your own local health department. Local health departments are available 24/7/365. https://www.nj.gov/health/lh/documents/LocalHealthDirectory.pdf

 Interim Exposure Categories for Asymptomatic Individuals with Possible Exposure to <u>COVID-2019</u>

This interim guidance is effective as of February 3, 2020 and does not apply retrospectively to people who have been in China during the previous 14 days and are already in the United States, or those being managed as part of a contact investigation. <u>Click here for guidance document</u>

- <u>Keeping the workplace safe Encourage your employees to</u> What every American and community can do now to decrease the spread of the coronavirus <u>Click here for infographics</u>
- Implementation of Mitigation Strategies for Communities with Local COVID-19
 Transmission

When a novel virus with pandemic potential emerges, nonpharmaceutical interventions, which will be called community mitigation strategies in this document, often are the most readily available interventions to help slow transmission of the virus in communities. <u>Click here for CDC Mitigation Strategies</u>

Industry & Related Resources

<u>COVID-19 Member Response</u>

American Chemistry Council's (ACC) member companies have played critical role in the global battle against COVID-19 by increasing the production and supply of necessary products and materials, such as hand sanitizers, disinfectants, face masks, and other personal protective equipment (PPE). As the demand for health and safety products increase, our members have altered manufacturing facilities, and are working around the clock to provide the world with the essential materials needed to face the coronavirus pandemic.

https://www.americanchemistry.com/covid-19/acc-member-contributions/