



**The City of New York  
BUSINESS INTEGRITY COMMISSION**

100 Church Street · 20th Floor  
New York · New York 10007  
Tel. (212) 437-0500 · Fax (646) 500-7096  
[www.nyc.gov/bic](http://www.nyc.gov/bic)

Noah D. Genel  
*Commissioner and Chair*

March 21, 2020

***BIC NOTIFICATION RE: GOVERNOR'S  
EXECUTIVE ORDERS RELATED TO COVID-19***

To all trade waste licensees and registrants:

On March 7, 2020, New York State Governor Andrew M. Cuomo issued Executive Order Number 202, declaring a State disaster emergency for the entire State of New York. Executive Order Number 202 stated, among other things, that “both travel-related cases and community contact transmission of COVID-19 have been documented in New York State and more are expected to continue,” and “New York State is addressing the threat that COVID-19 poses to the health and welfare of its residents and visitors.”

On March 18 and 19, 2020, Governor Cuomo issued Executive Order Numbers 202.6 and 202.7, and on March 20, 2020, the Governor announced that he is signing another executive order (collectively, the “March 18-20 Executive Orders”). The March 18-20 Executive Orders require all non-essential businesses in the state to utilize telecommuting or work-from-home procedures. The March 18-20 Executive Orders require each non-essential business to reduce the in-person workforce by 50% from pre-state of emergency declaration employment levels no later than March 20 at 8:00 p.m., by 75% no later than March 21 at 8:00 p.m., and by 100% no later than March 22 at 8:00 p.m.

The March 18-20 Executive Orders specify that these telecommuting and work-from-home requirements do not apply to any “essential business or entity providing essential services or functions.” Specifically, the Orders state, “*Any essential business or entity providing essential services or functions shall not be subject to the in-person restrictions.*”

The New York State Department of Economic Development d/b/a Empire State Development (“ESD”) issued guidance related to this issue. Among the businesses designated as essential in that New York State guidance are essential health care operations, essential infrastructure, essential manufacturing, essential services, construction, and essential services necessary to maintain the safety, sanitation and essential operations of residences and other essential businesses. “**Trash and recycling collection, processing and disposal**” is specified as included among “essential services.” The full ESD guidance can be found at <https://esd.ny.gov/guidance-executive-order-2026>.

Each individual business must determine if it is an “essential business or entity providing essential services or functions,” and thus not subject to the requirements set forth in the Executive Orders. Essential businesses should consider having this notice, along with Executive Order Number 202.6, which identified certain essential businesses, available at your business locations and placed inside each vehicle being used while the state of emergency is in effect.

Executive Order Number 202.6 can be found at <https://www.governor.ny.gov/news/no-2026-continuing-temporary-suspension-and-modification-laws-relating-disaster-emergency>.