

**REVISED 12/4/2020 DRAFT - ORDER OF THE DISTRICT BOARD OF HEALTH
CENTRAL DISTRICT HEALTH, STATE OF IDAHO**

Order regarding restriction

RESTRICTION:

Employers, Businesses, and Individuals in Ada, Boise, Elmore, and Valley Counties of Idaho

**THE DISTRICT BOARD OF CENTRAL DISTRICT HEALTH HEREBY FINDS AND DECLARES
AS FOLLOWS:**

1. The virus that causes Coronavirus 2019 Disease (“COVID-19”) is easily transmitted, especially in group settings, and it is essential that the spread of the virus be slowed to protect the ability of public and private health care providers to handle the influx of new patients and safeguard public health and safety.

2. An immediate danger to the public health, safety and welfare of the people of the Central District Health region, requires the imposition of this Restriction Order which is authorized by Idaho Code § 39-414(2).

RESTRICTIONS

NOW, THEREFORE, IT IS HEREBY ORDERED:

1. Gatherings of 10 or more people, both public and private, are hereby prohibited.

A. Gatherings for political expression and religious activities for the specific purpose of worship services are not subject to the provisions this Section; provided, however, that gatherings for purposes of political expression and religious activities for worship services must adhere to the requirements of Section 3 of this order.

B. Gatherings as defined in this Section do not include "educational activities." The term "educational activities" means activities involving students taught by an educator in a school or equivalent setting.

2. Extracurricular activities including athletics, practices, matches, performances and games may continue. Participants necessary for the extracurricular activity to occur include, but are not limited to, players, instructors, coaches, officials and personnel to broadcast the activity. Attendance by non-participants, including spectators, remains subject to the requirements in Sections 1 and 3 of this order.

3. Every person is required to wear a face covering that completely covers the person's nose and mouth when physical distancing of 6-feet cannot be maintained from others who are not members of the same household both indoors and outdoors. When any person is inside a primary or secondary school facility, facial coverings as described above shall be worn irrespective of whether physical distancing can be maintained unless a person is alone in a private office with doors closed or for educators when providing instruction to students and a distance of 10-feet can be maintained.

A. A face covering must fit close to your face without large side-gaps that covers the nose and mouth. Acceptable face coverings include: Cloth masks made of tightly woven fabrics, such as cotton and cotton blends, medical and non-medical disposal masks, and religious face coverings that otherwise comply with these requirements. Any mask that incorporates a valve or vent, or contains openings, holes, or visible gaps is non-compliant.

B. Face coverings are not required to be worn by the following groups of people:

- a. Children under the age of 2 years;
- b. People who have trouble breathing;
- c. People who cannot remove the mask without assistance;
- d. People who are obtaining a service involving the nose, face, or head for which temporary removal of the face covering is necessary to perform the service;
- e. People who are deaf and hard of hearing, or communicating with a person who is deaf and hard of hearing, where the ability to see the mouth is essential for communication unless a mask with a clear window can be obtained;
- f. People for whom wearing a face covering would create a risk to the person related to their work, as determined by local, state, or federal regulators or workplace safety guidelines; and
- g. People who are eating or drinking at a restaurant or other establishment that offers food or beverage service.

4. Visits to jails and state correctional facilities are prohibited and those employees and providers who do interact with inmates must adhere to strict protocols regarding masking, hygiene and infection prevention.

5. Visits to long-term care facilities are allowed based on the following parameters:

A. Facilities and visitors must be able to adhere to the core principles and staff must provide monitoring for those who may have difficulty adhering to core principles, such as children; Core Principles of COVID-19 Infection Prevention include:

- a. Screening of all who enter the facility for signs and symptoms of COVID-19 (e.g., temperature checks, questions or observations about signs or symptoms), and denial of entry of those with signs or symptoms or if they cannot adhere to the core principles;

- b. Hand hygiene (use of alcohol-based hand rub is preferred);
 - c. Face covering or mask (covering mouth and nose);
 - d. Social distancing at least six feet between persons;
 - e. Instructional signage throughout the facility and proper visitor education on COVID-19 signs and symptoms, infection control precautions, other applicable facility practices (e.g., use of face covering or mask, specified entries, exits and routes to designated areas, hand hygiene);
 - f. Cleaning and disinfecting high frequency touched surfaces in the facility often, and designated visitation areas after each visit;
 - g. Appropriate staff use of Personal Protective Equipment (PPE);
 - h. Effective cohorting of residents (e.g., separate areas dedicated COVID-19 care); and
 - i. Surveillance testing is conducted on staff.
- B. Outdoor visits must be given priority, but it is recognized that it is not always practical for a number of reasons including weather and the health of the resident.
- a. Facilities should create accessible and safe outdoor spaces for visitation, such as in courtyards, patios, or parking lots, including the use of tents, if available. When conducting outdoor visitation, facilities must have a process to limit the number and size of visits occurring simultaneously to support safe infection prevention actions (e.g., maintaining physical distancing).
- C. Indoor visits can occur when:
- a. There has been no new onset of COVID-19 cases in the last 14 days among staff or residents and the facility is not currently conducting outbreak testing;
 - b. Facilities must limit the number of visitors per resident at one time and limit the total number of visitors in the facility at one time based on the size of the building and physical space. Facilities must consider scheduling visits for a specified length of time to help ensure all residents are able to receive visitors;
 - c. Facilities must limit movement of visitors in the facility. For example, visitors should not walk around different halls of the facility. Rather, they should go directly to the resident's room or designated visitation area. Visits for residents who share a room should not be conducted in the resident's room; and
 - d. Facilities should use the COVID-19 county positivity rate, found on the Centers for Medicare and Medicaid Services COVID-19 Nursing Home Data site, as additional information to determine how to facilitate indoor visitation. If positivity is greater than 10%, visitation should only occur for compassionate care situations according to the core principles and COVID-19 infection prevention and facility policies.
6. All employers shall:
- A. Ensure that employees work from home whenever possible.

B. Ensure measures are in place so that employees and customers maintain at least 6-foot physical distancing from other individuals whenever possible.

C. Provide adequate sanitation and personal hygiene for employees, vendors, and patrons; and

D. Frequently clean and disinfect commonly touched and high-traffic areas and regularly clean those areas.

7. Businesses must implement delivery/curb-side services when possible.

8. Restaurants, breweries, taprooms, wineries, and distilleries must adhere to the following:

A. All patrons must remain seated while consuming food or drink or when otherwise remaining on the premises, except for when entering, exiting, or using the restroom;

B. Seating must be arranged and maintained so that tables are spaced at least 6-feet apart; and

C. For businesses with bar tops, if the bar top remains open, a clear physical barrier must be placed between the patrons and the servers.

D. All horizontal and high-touch surfaces will be sanitized on a daily basis upon opening and after closing as well as immediately after patron usage is completed and at intervals of every thirty (30) minutes whether or not in use during business hours.

9. Bars and nightclubs must adhere to the following:

A. All patrons must remain seated while consuming food or drink or when otherwise remaining on the premises, except for when entering, exiting, or using the restroom;

B. Seating must be arranged and maintained so that tables are spaced at least 6-feet apart;

C. A clear physical barrier must be placed between the patrons and the servers for bar seating;

D. All horizontal and high-touch surfaces will be sanitized on a daily basis upon opening and after closing as well as immediately after patron usage;

E. Businesses with occupancy permits under 200 shall not exceed 50% of posted occupancy.

F. Those permitted for 200-500 shall not operate beyond 30% capacity.

G. Those permitted above 500 shall not operate above 20% capacity.

H. Each business employee illness policy will be updated and staff of the business will be provided with COVID-19 training.

I. All employees will wear a compliant face covering per Section 3 of this order for the entirety of their shift.

J. All employees will have access to hand washing, hand sanitizers, gloves, and utilize them frequently and for such purposes as are appropriate.

K. All dance floors must be closed.

L. Easily visible signs must be posted at all entrances that state that any customer, who has a fever or other COVID-19 symptoms, must refrain from entering.

M. Each premises will utilize security personnel to enforce COVID-19 safety protocols, including physical distancing.

N. Signage will be posted throughout the business reminding patrons to practice physical distancing and proper hand hygiene.

10. Gyms and other fitness or group exercise facilities/studios (e.g., spin, dance, yoga, pilates, gymnastics) must limit capacity to not more than 50% and physical distancing of 6-feet must be maintained between people at all times. Class instructors must maintain a distance of at least 6-feet from participants at all times.

11. This Order shall become effective at 12:00 am on Friday, December 11, and will continue to be in effect until rescinded, superseded, or amended in writing by the authorized representative of the Board of Health, Russell A. Duke, District Director.

12. Please read this Order carefully. Violation of or failure to comply with this Order could constitute a misdemeanor punishable by fine, imprisonment, or both. Idaho Code § 39-419.

13. To decrease the spread of COVID-19, the cities of Ada, Boise, Elmore, and Valley Counties may enact more stringent public health orders than those set out in this Order.

14. If any provision of this Order or its application to any person or circumstance is held to be invalid, then the remainder of the Order, including the application of such part or provision to other persons or circumstances, shall not be affected and shall continue in full force and effect. To this end, the provisions of this Order are severable.

15. Ada, Boise, Elmore, and Valley Counties and each city within must promptly provide copies of the Order as follows: (1) by posting the Order on its website, (2) by posting the Order at the county courthouse and each city hall, and (3) by providing a copy to any member of the public requesting it. The Order will also be posted on the website of Central District Health.

DATED this ____ December, 2020.

Russell A. Duke, District Director