

**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 2 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. 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 the face without large side-gaps and must cover the nose and mouth. Acceptable face coverings include: Cloth masks made of tightly woven fabrics, such as cotton

and cotton blends, and medical and non-medical disposal masks. 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.
3. 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.
4. Visits to long term care facilities, jails and state correctional facilities are prohibited and those employees and providers who do interact with residents, patients and inmates must adhere to strict protocols regarding masking, hygiene and infection prevention.
5. Businesses must implement delivery/curb-side services when possible.
6. Organized youth and adult sports and activities in which physical distancing of 6 feet is not possible are prohibited.
7. Restaurants, breweries, taprooms, wineries, and distilleries must adhere to the following:
  - A. Bar tops must be closed. Patrons sitting or standing at a bar for any reason is prohibited.
  - B. 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;
  - C. Seating must be arranged and maintained so that tables are spaced at least 6-feet apart;
  - 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; and
  - E. No more than 10 people are allowed at a table.
8. Bars and nightclubs must adhere to the following:
  - A. Bar tops must be closed. Patrons sitting or standing at a bar for any reason is prohibited;
  - B. 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;
  - C. Seating must be arranged and maintained so that tables are spaced at least 6-feet apart;
  - 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 2. of this order for the entirety of their shift.

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

K. All consumption of beverages or food will be by seated patrons at occupied tables, chairs, booths or other designated areas.

L. All dance floors will be closed.

M. 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.

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

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

9. 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 must be maintained between people at all times. Class instructors must maintain a distance of at least 6-feet from participants at all times.

10. This Order shall become effective at 12:00 am on Sunday, December 6, 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.

11. 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.

12. 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.

13. 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.

14. 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.

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Russell A. Duke, District Director