

ORDER OF THE DISTRICT BOARD OF HEALTH CENTRAL DISTRICT HEALTH, STATE OF IDAHO - **DRAFT**

Order regarding restriction

RESTRICTION:

Employers, Businesses, and Individuals in Valley County, 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. The number of new COVID-19 infections within the District and reported to Central District Health since July 1, 2020, has on most days exceeded 100.
3. Many Ada county residents commute to Valley County weekly to recreate and engage in social interaction and frequent the various private businesses and public spaces in Valley County. The Commissioners of Valley County have unanimously resolved to ask Central District Health to act in the interests of the citizens of Valley County by issuing a county-wide mask order.
4. An immediate danger to the public health, safety and welfare of the people in Valley County, requires the imposition of this emergency restriction Order, which is authorized by Idaho Code and Rules.

NOW, THEREFORE, IT IS HEREBY ORDERED:

1. Every person is required to wear a face covering that completely covers the person's nose and mouth when the person is in a public place, or on the property of a public or private or charter school, or technical school or college or university, and others are present and physical distancing of 6 feet cannot be maintained. However, 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. "Public place" shall mean any place open to all members of the public without specific invitation, including but not necessarily limited to, retail business establishments, government offices, medical, arts, educational and recreational institutions, public transportation, including taxi cabs and ridesharing vehicles, outdoor public areas, including but not limited to public parks, trails, streets, sidewalks, lines for entry, exit, or service, when a distance of at least six feet cannot be maintained from any non-household member.

B. Facial coverings are not required to be worn under the following circumstances:

a. Children under the age of 2.

b. Persons with medical conditions, mental health condition, or disability that prevent them from wearing a face covering. A person is not required to provide documentation demonstrating that the person cannot tolerate wearing a face covering.

c. Persons 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.

d. Persons, including on-duty law-enforcement officers, 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.

e. Persons who are obtaining a service involving the nose, face, or head for which temporary removal of the face covering as necessary to Perform the service.

f. Persons who are eating or drinking at a restaurant or other establishment that offers food or beverage service, so long as they engage in physical distancing.

g. Persons actively engaged in athletic competition, training or practice when wearing a face covering is not feasible.

2. This Order shall become effective immediately, 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.

3. 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.

4. To decrease the spread of COVID-19, the cities of Valley County may enact more stringent public health orders than those set out in this Order.

5. 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.

6. Valley County 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 11th day of August 2020.

Russell A. Duke, District Director