

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

Order regarding restriction

RESTRICTION:

Employers, Businesses, and Individuals in Ada 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 steady decline in cases seen over recent weeks has brought indicators to the threshold of when relaxation of orders would be recommended under the CDH Criteria for Determining Quarantine and Restriction Orders for Ada County.

3. Close monitoring of existing outbreaks and clusters, rapid investigation of newly reported cases, and responsible actions on the part of the public will be crucial to ensure that relaxation of orders does not result in an increase of illness levels in the community.

4. 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. Large venue gatherings (concert venues, sporting venues, parades, festivals, etc.) are hereby prohibited.

2. Gatherings of 50 or more, both public and private, are hereby prohibited. Social gatherings of more than ten people are prohibited. Social gatherings are defined as private gatherings of people for the common purpose of relaxation or social interaction convening more than ten people in a single indoor room or outdoor space at the same time, where

physical distancing of six feet is not maintained. Social gatherings do not include persons patronizing theaters, restaurants, retail establishments, or similar private businesses where social distancing is practiced, or attending places of worship for the purpose of exercising religious activities.

3. Individuals not residing within the same household shall maintain at least six-foot physical distancing from other individuals whenever possible.

4. 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 is 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.

5. All employers shall:

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

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

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

6. Visits to senior living facilities, the Ada County Jail 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 hygiene and infection prevention.

7. When Central District Health designates Ada County as category 2 (Yellow) for schools, all bars and nightclubs previously closed by order of quarantine are allowed to open to the public for on-site consumption of beverages after the district approves their individual plans for reopening that includes the following protocols or alternatives:

A. Occupancy will be limited to maintain six feet physical distancing:

- Businesses with occupancy permits under 200 shall not exceed 50% of posted occupancy.
- Those permitted for 200-500 shall not operate beyond 30% capacity.
- Those permitted above 500 shall not operate above 20% capacity.

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

C. All employees will wear a compliant face covering for the entirety of their shift.

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

E. 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.

F. Ordering beverages and food will be permitted at stand-up bars, consistent with enforcement of physical distancing. All consumption of beverages or food will be by seated patrons at occupied tables, chairs, booths or other designated areas.

G. All tables, chairs, booths or seating areas will be arranged in such manner as to provide at least six foot physical distancing of patrons or groups of patrons, using spacing, screening barriers, air sanitizing devices or other COVID transmission prevention procedures.

H. Where outside seating is available, patrons will be encouraged to use outside seating to the maximum extent possible.

I. All dance floors will be closed.

J. All patrons seeking entrance shall be required to enter and exit through a single door so that capacity limits will be maintained.

K. Signs posted on the front door or window will state that any customer, who has a fever or other COVID-19 symptoms, must refrain from entering.

L. Upon notification of any patron, guest, or employee experiencing COVID-19 symptoms or testing positive, the owner will promptly notify all employees, prevent said person or persons from entering the premises, report the facts to Central District Health Communicable Disease Control Program, and take appropriate steps to prevent further transmission of COVID-19.

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.

Plans for reopening of each bar and nightclub must be submitted to and approved by Central District Health prior to a business opening to the public.

8. 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.

9. 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.

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

11. 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.

12. Ada 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 4th September, 2020.

A handwritten signature in black ink, appearing to read "Russell A. Duke", written over a horizontal line.

Russell A. Duke, District Director