

EHR 2020-02**EMERGENCY HEALTH RULE RELATING TO REOPENING DURING COVID-19**

WHEREAS, Section 50-2-116(2)(c)(i) provides that a local board of health may adopt regulations that do not conflict with 50-50-126, Montana Code Annotated (MCA) or rules adopted by the Montana Department of Public Health and Human Services;

WHEREAS, the World Health Organization has declared a pandemic from COVID-19; and

WHEREAS, an epidemic of the Coronavirus Disease (COVID-19) has occurred across the United States, including the State of Montana; and

WHEREAS, Teton County Health Department Incident Command has activated response plans and protocols to prepare for cases of COVID-19 in Teton County with success thus far; and

WHEREAS, the Teton County Health Department has also worked to identify, contact and test individuals in Teton County who have been potentially exposed to COVID-19 in coordination with the State of Montana DPHHS and the CDC;

WHEREAS, proactively implementing mitigation measures to slow the spread of the virus is in the best interest on Teton County and its people;

WHEREAS, however, the reignition of the economy and the status of the community's mental health is also vital and in the best interest of Teton County and its people; and

WHEREAS, safeguards have been implemented to mitigate the circumstances of this outbreak's impact on the services, personnel, equipment, supplies and facilities of Teton County; and

WHEREAS, based upon all of the above, the Governor of the State of Montana, in consultation with public health authorities, on April 22, 2020 implemented a plan titled "Reopening the Big Sky: A Phased Approach" ("Plan"); and

WHEREAS, the Plan provides specific, phased circumstances under which it is expected the State of Montana and its people may begin the process of opening previously closed or altered businesses, organizations and workplaces; and

WHEREAS, the Teton County Board of Health has determined that the Governor's Plan aligns with the County's priorities, needs, and circumstances as of this date;

WHEREAS, pursuant to Section 50-2-118 of the Montana Code Annotated, a local health officer in carrying out the purpose of the public health system shall take steps to limit contact between people in order to protect the public health from imminent threats; and

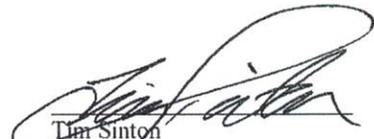
WHEREAS, to provide additional enforcement mechanisms under 50-2-124, MCA, the Teton County Board of Health desires to adopt an emergency health rule;

NOW, THEREFORE, IT IS HEREBY ORDERED, pursuant to Title 50, Chapter 2, Part 1, and specifically Section 50-2-116 and 50-2-118 of the Montana Code Annotated,



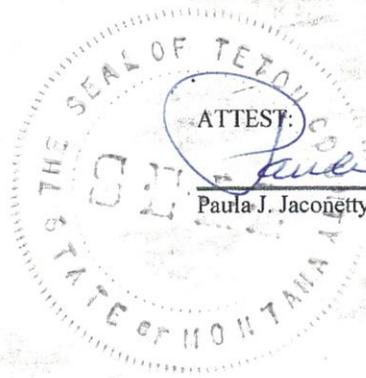
1. The Teton County Health Officer or its designee, at their discretion, may require written plans of actions for establishments, events, or activities to reduce the risk of COVID-19 exposure during the Governor of Montana's phased reopening to be submitted to the Teton County Health Department.
2. The Teton County Health Department will review submitted plans for approval, and provide a written response. If a plan of action is not approved by the Teton County Health Department, the establishment, event, or activity may be prohibited or restricted. This decision can be appealed to the Teton County Board of Health.
3. The establishment, event, or activity will be held to the standard of operation, as written in their plan, or they may be required by the Teton County Board of Health to cease to operate.
4. Violations of this rule shall be punished pursuant to Sections 50-2-122, 50-2-123, and 50-2-124, Montana Code Annotated.

PASSED AND ADOPTED by the TETON COUNTY BOARD OF HEALTH this 24th day of April, 2020.



Tim Sinton

Teton County Board of Health Chair



ATTEST:



Paula J. Jaconetty, Teton County Clerk and Recorder

