**An Order of the County of Madison, Missouri**

**County Health Officer**

**MADISON COUNTY HEALTH OFFICER ORDER NO. 2020-01**

JURISDICTIONAL NOTE – This Order and the Rules and Regulation

of the Order apply to all areas within Madison County, Missouri

**2019 Novel Coronavirus (“COVID-19”) Order and Issuance of Rules and Regulations**

**EMERGENCY HEALTH ORDER**

**WHEREAS,** the novel coronavirus disease (COVID-19) is an infectious, highly contagious, communicable, and dangerous disease for the purposes of Sections 192.020.1, 192.139 and 192.300 RSMo, and on March 11, 2020, was declared by the World Health Organization as a global pandemic; And

**WHEREAS**, on March 13, 2020, the President of the United States declared the outbreak of COVID-19 in the United States constitutes a national emergency and on March 23, 2020, the Governor of the State of Missouri declared a state of emergency within the State of Missouri; And

**WHEREAS,** the State of Missouri has issued an Executive Stay at Home Order on April 3, 2020 effective 12:01 A.M., Monday, April 6, 2020 and shall remain in effect until 11:59 P.M., Friday, April 24, 2020, unless extended by further order of the Director of the Department of Health and Senior Services with said extension not to exceed the duration of the effective period of Executive Order 20-02 (May 15, 2020); And

**WHEREAS,** The State of Missouri Stay at Home Order states, any entity that does not employ individuals to perform essential worker functions, as set forth in guidance provided by the U.S. Department of Homeland Security, Cybersecurity & Infrastructure Security Agency (CISA) outlined at[**www.cisa.gov/sites/default/files/publications/CISA\_Guidance\_on\_the\_Essential\_Critical\_**](http://www.cisa.gov/sites/default/files/publications/CISA_Guidance_on_the_Essential_Critical_)**Infrastructure\_Workforce\_Version\_2.0\_Updated.pdf** shall adhere to the limitations on social gatherings and social distancing requirements**.** Entities that do not employ individuals to perform essential worker functions may request a waiver from the limitation on social gatherings, as set for in the State of Missouri Stay at Home Order dated April 3, 2020, from the Director of the Department of Economic Development, on a form prescribed by the Director. For offices and workplaces that remain open, individuals shall practice good hygiene and, where feasible, work from home in order to achieve optimum isolation from COVID-19; And

**WHEREAS**, the Madison County Health Department Administrator is the “local health authority” as contemplated in 19 CSR 20-20.010 and in Section 192.300 RSMo. The terms of this Order shall apply to all areas of Madison County, Missouri; And

**WHEREAS**, the Madison County Commission designated the County Health Administrator as the County Health Officer annually; And

**WHEREAS,** all person(s) who are within the borders of Madison County, Missouri shall avoid leaving their homes or places of residence. When person(s) need to leave their homes or places of residence to are required to practice Social Distancing Requirement at all times by maintaining a distance of at least six (6) feet from non-household person(s), wash hands frequently for at least 20 seconds, cover their cough and/or sneeze using their elbow or a disposable tissue and dispose of the tissue in a trash receptacle and stay home if they are ill; And

**This Order No 2020-01** supersedes and replaces prior County Orders for COVID-19.

**Article 1. Effective date and applicability**

This Order replaces and supersedes conflicting Orders and their Rules and Regulations contained in prior orders relating to COVID-19 control and shall be effective at 12:01 a.m. on the 9th day of April 2020, and shall remain effective until 11:59 P.M., Friday, April 24, 2020, unless extended by further order of the Madison County Health Officer.

**Article 2. Intent**

The overall intent of this Order is meant for that purpose to prevent the spread of the COVID-19 disease and reduce the number of people infected with the virus; for citizens to travel and conduct business only for the most essential and/or necessary items and reasons as set forth herein, but otherwise shall remain home.

By enacting this Order, it is our express intent to ensure that person(s) who are diagnosed with COVID-19 are isolated from the general public until their health has improved to a manner of which they can safely return to daily activities; that person(s) who are deemed at risk of disease are quarantined in an effective manner to reduce or eliminate the potential spread of the disease and the maximum number of people stay at home to reduce the spread of COVID-19 while safeguard our local jobs and economy. All provisions of this Order shall be interpreted to effectuate this intent.

**Article 3. Isolation and Quarantine**

The isolation or quarantine shall be by the least restrictive means necessary to prevent the spread of a communicable or possible communicable disease to others and may include, confinement to private home, other private premises, or public premises.

All person(s) who are under Isolation and/or Quarantine Order must report this to the 911 Dispatch Operator when requesting Emergency Services including Ambulance, Law Enforcement or Fire Services. All person(s) who utilize public transportation including Southeast Missouri Transportation Service (SMTS) must inform the transportation entity that they or someone in their home are under Isolation and/or Quarantine Order.

**Section 3.01 Isolation**

All person(s) who are positive for COVID-19 shall be isolated. Isolated individuals shall be confined to their private residences with restrictions of access to health care services only until the individual’s health has improved to a manner of which they can safely return to daily activities.

Any person(s) who has been tested for COVID-19, must maintain isolation. Isolated individuals shall be confined to their private residences with restrictions of access to health care services only until **negative** test results are available. Person(s) should stay at home, monitor your health, and practice social distancing within the household.

Contact your employer and follow their requirements as to returning to the workplace.

**Section 3.02 Quarantine**

Quarantine individual(s) shall comply with restrictions of movement based on the individual(s) reasons of confinement.

**Level 1 Quarantine: Known Contact of a Positive Person**

Any person(s) who is a known contact of a person(s) who has tested positive for COVID-19, must maintain quarantine for 14 days. Person(s) should stay at home, monitor your health, and practice social distancing. Should the person(s) become symptomatic, they must contact their medical provider for further evaluation. Social distancing means staying out of crowded places, avoiding group gatherings of any size, and maintaining distance of 6 feet or more from others. Contact your employer and follow their requirements as to returning to the workplace

**Level 2 Quarantine: Household member of an Isolation Person(s)**

Any household member of a person(s) who is positive for COVID-19 must maintain quarantine until 14 days after the last household member has been released from isolation. Person(s) should stay at home, monitor your health, and practice social distancing for 14 days **AFTER** the last household member has been released from isolation. Social distancing means staying out of crowded places, avoiding group gatherings of any size, and maintaining distance of 6 feet or more from others. Contact your employer and follow their requirements as to returning to the workplace.

**Article 4. Stay at Home; Continuity of Operations**

**Section 4.1 Stay at home or place of residence**. All person(s) currently living within Madison County are ordered to stay at home or their place of residence except as allowed in this Order. All person(s) may leave their home or place of residence, or if visiting the County as a non-resident, only for the amount of time to complete necessary actions to sustain their household. Only the required number of individual(s) to complete the task shall leave the home.

To the extent individual(s) are using shared outdoor spaces when outside their residences, they must at all times adhere to Social Distancing Requirements by maintaining at least six (6) feet from non-household person(s), wash hands frequently for at least 20 seconds, cover their cough and/or sneeze using their elbow or a disposable tissue and dispose of the tissue in a trash receptacle and stay home if they are ill.

Person(s) experiencing homelessness are exempt from this Order but are urged to obtain shelter and must maintain Social Distancing Requirements at all times by maintaining at least six (6) feet from non-household person(s), wash hands frequently for at least 20 seconds, cover their cough and/or sneeze using their elbow or a disposable tissue and dispose of the tissue in a trash receptacle and seek medical assistance if they are sick. Person(s) whose residence is unsafe or becomes unsafe, such as victims of domestic violence, are urged to leave their home and seek alternative shelter. For purposes of this Order, shelter includes hotels, motels, campgrounds, shared rental units, public or non-profit shelters and similar facilities.

**Section 4.2 Continuity of Operations.**

The State of Missouri Stay at Home Order states, any entity that does not employ individuals to perform essential worker functions, as set forth in guidance provided by the U.S. Department of Homeland Security, Cybersecurity & Infrastructure Security Agency (CISA) outlined at[**www.cisa.gov/sites/default/files/publications/CISA\_Guidance\_on\_the\_Essential\_Critical\_**](http://www.cisa.gov/sites/default/files/publications/CISA_Guidance_on_the_Essential_Critical_)**Infrastructure\_Workforce\_Version\_2.0\_Updated.pdf** shall adhere to the limitations on social gatherings and social distancing requirements. Entities that do not employ individuals to perform essential worker functions may request a waiver from the limitation on social gatherings, as set for in the State of Missouri Stay at Home Order dated April 3, 2020, from the Director of the Department of Economic Development, on a form prescribed by the Director. For offices and workplaces that remain open, individuals shall practice good hygiene and, where feasible, work from home in order to achieve optimum isolation from COVID-19. The CISA defines business as Essential Critical Infrastructure Workforce as Communications, Chemical, Critical Manufacturing, Commercial Facilities, Dams, Defense Industrial Base, Emergency Services, Energy, Financial, Food & Agriculture, Government Facilities, Healthcare & Public Health, Transportation Systems, Information Technology, Water and Nuclear Reactors, Materials & Waste.

Any entity that employs individuals to perform essential worker functions, and that is engaged in retail sales to the public, shall limit the number of individuals in any particular retail location as follows:

1. Twenty-five (25) percent or less of the entity’s authorized fire or building code occupancy, as set by local authorities for a retail location with square footage of less than ten thousand square feet (10,000 sq ft); Or
2. Ten (10) percent or less of the entity’s authorized fire or building code occupancy, as set by local authorities, for a retail location with square footage of ten thousand square feet (10,000 sq ft) or more; Or
3. For jurisdictions that do not have fire or building code occupancy limitations,
4. Building square feet divided by 30 = Quotient
5. Quotient x 0.25 = Occupancy Limit

All business and operations within the County of Madison, Missouri are required to implement practices that reduce transmission among employees, maintain healthy business operations, and maintain a healthy work environment. Businesses include all public and private, and governmental agencies.

It is recommended that business and operations implement a Continuity of Operations plan and procedures based on the Interim Guidance for Businesses and Employers to Plan and Respond to Coronavirus Disease 2019 (COVID-19) published and updated by the Centers for Disease Control (CDC). [www.cdc.gov/coronavirus/2019-ncov/community/guidance-business-response.html](http://www.cdc.gov/coronavirus/2019-ncov/community/guidance-business-response.html). A template for the Business Continuity of Operations Plan and Procedures is available for businesses operating in the City of Fredericktown, City of Marquand, and Madison County through the Madison County Health Officer at 573-783-2747 or at [Becky.Hunt@lpha.mo.gov](mailto:Becky.Hunt@lpha.mo.gov).

Business Continuity of Operations Plan can be submitted for review to the Madison County Health Officer. The preferred means to submit plans is by email at [Becky.Hunt@lpha.mo.gov](mailto:Becky.Hunt@lpha.mo.gov) or fax at 573-783-8039. Plans may be mailed or dropped off at 806 West College Avenue, Fredericktown, Missouri 63645.

The Madison County Health Officer shall review all plans submitted and make recommendations to improve on the business’ operations for the safeguard of their employees and customers.

**Section 4.3 Restaurants, Retail Food, Catering and Bar Establishments.** Establishments that normally prepare food or serve drinks or alcohol for on-site consumption are prohibited from conducting any dine-in food, drink, or alcohol service; however, such businesses may provide pickup, drive-through, curb side or delivery services so long as such products are not consumed onsite and the business otherwise complies with this Order and does not violate existing Fredericktown or Marquand City ordinances, or state or Federal statues, including liquor licensing requirements.

**Section 4.4 Prohibited Activities**. All public and private intentional gatherings, whether indoors or outdoors, of any number of people occurring outside a single household or living unit are prohibited, except for the limited purposes permitted by this Order. Any intentional gathering of more than ten (10) people in a single space or room is prohibited unless exempted by this Order. Nothing in this Order prohibits the gathering of members of a household or residence of individuals who reside in such residence.

No person(s) shall be permitted to utilize the Fredericktown or Marquand City parks, playgrounds, ball parks, soccer, field, walking trails, basketball courts, tennis courts, volleyball courts, and pavilions as aligning with the city ordinance.

All places of amusement, whether indoors or outdoors, locations with amusement rides, carnivals, amusement parks, water parks, roller or ice skating rinks, museums, arcades, fairs, music halls, coin operated games, coin operated candy, gum or toy machines, social clubs and organized sports and hobbies shall be closed to the public.

**Section 4.5 Approved Activities.** All person(s) may participate in outdoor recreation areas as long as they are open. Participants must adhere to social distancing requirements and restrictions of the number of people occurring outside a single household unit. Person(s) may play golf where there is not shared equipment by the participants and driving ranges where Social Distancing Requirements are strictly enforced, and the facilities have an approved Continuity of Operations Business plan. Outdoor walking and exercise is permitted provided people maintain social distancing of at least six feet from any other person(s) of which they encounter.

**Section 4.6 Schools and Social Services Providing Food.** Schools and other entities that ordinarily provide food services to students or members of the public may continue to do so under this Order provided that the food is provided to students or members of the public on a delivery or pick-up and take-away basis only. Schools and other entities, other than childcare facilities, that provide food service under this paragraph shall not permit the food to been eaten onsite.

**Section 4.7 Access to City, County or State Governmental Functions.** Nothing in this Order shall prohibit any person(s) from performing or accessing any Fredericktown City, Marquand City or Madison County governmental service. When seeking governmental services, person(s) who are under isolation or quarantine must inform the agency of such as to provide the governmental service the opportunity to provide the service(s) needed in a protected environment.

**Article 5. Innovation Clause**

American innovation is what made our Country the world leader it is today. Historically, Americans have always been able to improvise improvements on how things were done. Now is a wonderful opportunity to continue this ability.

**Article 6. Enforcement; Severability**

**Section 6.1 Application with Other Laws**. Unless otherwise specifically provided or suspended in this Order, or any Executive Order, this Order shall not supplant, supersede, replace, rescind, amend or modify any other law, ordinance, rule, regulation, or permit condition or requirement, including but not limited to those that may apply to Continuity of Operations and Sustainment of the Household.

**Section 6.2 Enforcement.** Violation of, or failure to comply with, this Order is a Class A Misdemeanor punishable by up to ninety (90) days in jail, up to five hundred dollars ($500.00) fine, or both such jail time and fine. Sections 192.300.4 and 192.320 RSMo.

**Section 6.3 Savings Clause**. If any provision of the Order, or its application to any person or circumstance, is held to be invalid or unenforceable by a court of competent jurisdiction, then the remainder of this Order (including the application of such party or provision to other person(s) or circumstances) shall not be affected and shall continue in full force and effect. To this end, the provisions of this Order are severable.

All public offices and employees of Madison County, Missouri, City of Fredericktown and City of Marquand, are hereby directed to exercise the utmost diligence in discharge of duties required of them for the duration of the emergency and in the execution of emergency laws, regulations, and directives of state and local government.

All citizens are called upon and directed to comply with necessary emergency measures; to cooperate with public officials and the County of Madison, Missouri; to cooperate with the Madison County Health Department and Madison County Emergency Management Director; and also to obey and comply with the lawful directions of properly identified public offices.

Admonition by the County Health Officer: Our citizens are encouraged to purchase locally and to use the carry-out, drive-thru or delivery services of our many restaurants and other local businesses. These are trying times for all involved and local businesses are the lifeblood of our local economy. Many of these businesses now offer on-line shopping and ordering for your convenience. Please consider these business owners and their employees as we navigate through this trying time.

The primary purpose of this Order is to “stick together to stay apart”. If we all do this, we will conquer COVID-19.

The County Health Officer is directed to print this Order and make it available for distribution to the public, and request that a copy of this Order be published in the ***Democrat News,*** the local newspaper in Madison County in three successive weeks, not later than thirty days after entry of this order.

In witness, we have hereunto set our hand at \_\_\_\_\_\_\_A.M. this 6th day of April, 2020.

COUNTY HEALTH OFFICER OF MADISON, MISSOURI

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Rebecca L. Hunt, Administrator

Madison County Health Department

County of Madison, Missouri

**Addenda to this Order:**

**Addenda Number 1: Definitions**

**Addenda Number 2: Rules**

**Addenda Number 3: Template for Business Continuity of Operations Plan**