

**PUBLIC HEALTH ORDER
NAVAJO DEPARTMENT OF HEALTH
NAVAJO OFFICE OF ENVIRONMENTAL HEALTH & PROTECTION PROGRAM**

March 10, 2021

Public Health Emergency Order No. 2021-005

Public Health Emergency Order Declaring “Orange Status” for Businesses

- I. Paragraphs I – IX from Public Health Emergency Order No. 2020-004 are incorporated herein, addressing the various Navajo Nation (Nation) authorities related to the current COVID-19 Public Health Emergency as well as escalating incidents and community spread of COVID-19 on the Nation.
- II. In response to COVID-19, the Navajo Nation has established the “Navajo Nation Reopening Plan,” to declare the Nation’s “status” according thereto, and to guide businesses in proper compliance with the plan. All provisions of this Order are to be interpreted to effectuate this intent. Failure to comply with any provision of this Order constitutes an imminent threat and menace to public health.
- III. The Navajo Nation is experiencing a gradual downward trajectory of new cases, with a slowed infection rate and no sustained rebound. The Nation remains vigilant as neighboring states are reducing restrictions rapidly and new COVID variants are present and being monitored in states surrounding the Navajo Nation. As coronavirus vaccines are being made available on the Navajo Nation, all preventative precautions should continue to be adhered to after receiving the vaccine.
- IV. The safest place continues to be at home. According to the Centers for Disease Control and Prevention, “COVID-19 cases and deaths have been reported in all 50 states, and the situation is constantly changing especially due to emerging variants (B.1.1.7 UK, B.1.351 South Africa, P.1 Brazil). Because travel increases your chances of getting infected and spreading COVID-19, **staying home is the best way to protect yourself and others from getting sick.**”
- V. According to the Centers for Disease Control and Prevention, “Limiting face-to-face contact with others is the best way to reduce the spread of coronavirus disease 2019 (COVID-19)” and **“the more closely you interact with others and the longer that interaction, the higher the risk of COVID-19 spread.”**
- VI. The Nation’s roads remain closed to Visitors for the duration of the declared public health emergency, and Visitors are advised to refrain from traveling to the Navajo Nation. Tribal parks will not be accessible to Visitors and Tourists during this time. Visitors and Tourists will be informed when the Navajo Nation can safely welcome Visitors back to the Nation.

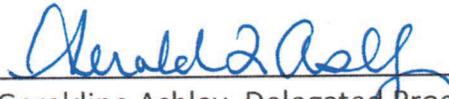
THEREFORE, NOTICE IS GIVEN that pursuant to the power and authority set forth in the NDOH enabling legislation (NNC Resolution No. CO-50-14) and in conjunction with the Navajo Nation Public Health State of Emergency Declaration (CEM Resolution No. 20-03-11):

- A. The Navajo Nation Reopening Plan is declared binding on all businesses on the Navajo Nation. Available at <https://www.navajoreopening.navajo-nsn.gov/>.
- B. Per the Plan's "reopening status schedule," the Navajo Health Command and Operations Center ("NHCOC"), having evaluated the current state of the Navajo Nation per the gating criteria and public health considerations provided in the Plan, declares the Nation to be in **Orange status**. All businesses shall be bound to the conditions and requirements of Orange status. The NHCOC will announce any future status changes by Public Health Emergency Order.
- C. Orange status is defined as: 25% of maximum occupancy allowed for most businesses. Restaurants and Dining facilities: drive-thru and curbside permissible. Restaurants with permanent outdoor dining may provide outdoor dining at 25% of maximum capacity, as long as social distancing between tables is enforced; Restaurants without permanent outdoor dining are allowed up to 10 outdoor tables (max 4 persons per table), as long as social distancing between tables is enforced. Personal Care and Services: service by appointment only and allow time for cleaning between appointments. Marinas and parks: appointment only. Casinos and video poker: Navajo casinos are allowed to open to Navajo Nation residents and employees only. Not Allowed in Orange Phase: youth programs, museums, flea markets, roadside markets, gyms, recreation facilities, movie theaters.
- D. All businesses will be required to submit a COVID-19 Reopening Plan to the Navajo Nation Division of Economic Development before reopening in Orange Status. Reopening plans can be emailed to: navajoeconomy@navajo-nsn.gov

NOTICE IS FURTHER GIVEN that this Order shall not abrogate any disease-reporting requirements (consistent with HIPAA privacy standards).

NOTICE IS FURTHER GIVEN that this Order shall take effect Monday, March 15, 2021 at 5:00 A.M. MDT, and shall remain in effect until amended or rescinded by the Health Command Center.

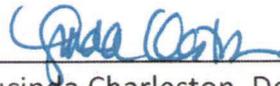
ADDITIONAL ADVISORIES AND ORDERS WILL FOLLOW AS CONDITIONS WARRANT. SO ORDERED THIS 10th Day of March, 2021.



Geraldine Ashley, Delegated Program Supervisor III
Navajo Office of Environmental Health &
Protection Program
Navajo Department of Health



Dr. Jill Jim, Executive Director
Navajo Department of Health



Lucinda Charleston, Deputy Incident Manager
Dikos Ntsaaigii-19
Health Command Operations Center
Navajo Department of Health