



HEALTH ORDER 06-20 OF THE MAKAH TRIBAL COUNCIL November 16, 2020

Please read the following Order carefully. Any person or entity violating or failing to comply with this Order may be subject to civil fine of \$500. Persons or entities who commit multiple violations of this order may be subject to criminal prosecution and/or arrest.

Pursuant to the inherent and constitutional authority of the Makah Tribal Council, the Makah Tribal Council hereby **ISSUES THE FOLLOWING ORDER:**

I. Background and Definitions

The virus that causes Coronavirus Disease 2019 (“COVID-19”) is easily transmitted between individuals and can be transmitted even by persons who do not appear to have any symptoms of the disease. Group settings provide optimal conditions for transmittal.

The first Health Order in response to COVID-19 (Health Order 01-20) was issued on March 20, 2020 in light of the existence of over 1,376 confirmed cases of COVID-19 in the State of Washington, as well as at least 74 deaths due to the disease. The Makah Tribal Council has issued subsequent Health Orders 02-20 on June 8, 2020, 03-20 on July 8, 2020, 04-20 on September 24, 2020, and 05-20 on October 14, 2020. As of November 16, 2020, there now exist over 136,000 confirmed cases in Washington State, including 348 cases in Clallam County and 5 cases on the Makah Reservation, and at least 2,530 deaths in Washington State.

The Makah Tribal Council recognizes the need to preserve life and protect all members of the community on the Makah Reservation, especially our members most vulnerable to experiencing serious illness (i.e. seniors aged 60 and older and persons with underlying conditions). Because of the rapid spread of the virus, it is necessary to proactively enforce modifications in community and social behaviors to prevent unnecessary death.

II. Makah COVID-19 Public Health Protocols: Phase 2

Whereas there have been 2 new cases of COVID-19 on the Makah Reservation and multiple Neah Bay community members known to have been recently exposed to COVID-19, and;

Therefore, all individuals anywhere on the Makah Indian Reservation are ordered to follow the Makah COVID-19 Public Health Protocols under Phase 2.

III. Visitors to the Makah Indian Reservation *This Section will be implemented and in full effect on November 20, 2020.*

All Non-Resident Personal and Infrequent Work Visitors, ages 11 and older, including enrolled Makah Tribal Members, must provide proof of a negative COVID-19 test result within the past 5 days prior to accessing the Reservation. Documented proof of the negative test result (i.e. a printout of the lab result) will be required by the Checkpoint Personnel at the border of the Reservation. This is in addition to the Visiting and Traveling Protocols laid out in the Makah COVID-19 Public Health Protocols and the required approval necessary for specific categories of visitors.

Testing is required prior to arrival. It is recommended that visitors utilize the National Test Site locator to identify testing locations near them. Makah Tribe staff are available to assist Makah Tribal Members in locating a testing site near them. If you are a Makah Tribal Member requesting this assistance, call the COVID-19 Question and Concern Line at 1-360-645-7362 and leave your name and phone number. A staff member will return your call within 1 business day.

Regular Non-Resident Workers (those accessing the Reservation on a daily or weekly basis) who work indoors will be required to provide proof of a negative COVID-19 test at least biweekly. Non-tribal organizations must identify testing resources for their own Non-Resident Workers. It is recommended that Non-Resident Workers utilize the National Test Site locator to identify testing locations near them.

Regular Non-Resident Workers who only work outdoors and have zero close-contact with residents on the Reservation do not have to provide proof of a negative COVID-19 test result but must follow all Health Orders and Workplace Safety Protocols.

COVID-19 test results shown at the Reservation border will be considered confidential and will not be shared with the public.

IV. Enforcement

Pursuant to Makah Tribal Council Resolution No. 125-20, the Makah Tribal Council directs the Chief of Police on the Reservation to enforce compliance of this Order. Any person or entity violating or failing to comply with this Order may be subject to civil fine of \$500. Multiple violations of this Order may be subject to criminal prosecution and/or arrest.

Final Statements

The Makah Tribal Council shall publish this Order: (1) by posting it on the Makah Portal, (2) makah.com, (3) at the Village Market, and (4) at be'is. In addition, the Makah Tribal Council must provide a copy of this Order to every business and facility operating within the Makah Reservation. The Makah Tribal Council shall maintain copies to provide to the public free of charge.

This Order shall remain in full force and effect upon the enactment of Resolution 125-20 of the Makah Tribal Council and continues in effect indefinitely unless it is extended, rescinded, superseded, or amended in writing by the Makah Tribal Council. This Health Order supersedes Health Order 05-20 and all previous Makah Health Orders. Makah Tribal Council may revise this Order as the situation evolves, and individuals and facilities must stay updated by checking the Neah Bay Fact Line (360-645-3228) and makah.com.

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.