



STANDING PUBLIC HEALTH ORDER
Seventh Amended Notice of Public Health Order
“Safer at Home”

This Order supersedes the Standing Public Health Order Related to Events dated March 18, 2020. It restates and expands the guidance and requirements for, as well as limitations on, group gatherings to slow the spread of the COVID-19 virus. Pursuant to section 25-1-506 (2)(a)(I), Colorado Revised Statutes, this Order is effective immediately within the entirety of Pitkin County, including city and towns within the County, until May 27, 2020.

On March 12, 2020, Pitkin County declared a Local Disaster Emergency related to COVID-19. On March 10, 2020, the Governor of Colorado declared a state of emergency related to the presence of COVID-19 in the State. The Colorado Department of Public Health and Environment has confirmed that COVID-19 continues to spread throughout the State of Colorado. The spread of the illness continues in Pitkin County despite the Colorado Governor’s recent Executive Order closing ski resorts, and the Colorado Governor’s recent Public Health Orders closing bars, restaurants, theaters, casinos, nail or hair salons, spas, tattoo and massage parlors statewide and local Public Health Orders limiting event size to no more than 10 people. On March 13, 2020, the President of the United States declared a National Emergency due to COVID-19.

The age and health condition of some members of our Pitkin County community places them at risk for serious health complications, including death, from COVID-19. Although most individuals who contract COVID-19 do not become seriously ill, persons with mild symptoms and asymptomatic persons with COVID-19 may place other vulnerable members of the public at significant risk. A large surge in the number of persons with serious infections can compromise the ability of the healthcare system, particularly in the high country counties currently affected by community transmission, to deliver necessary healthcare to the public and save lives. Colorado is experiencing a rapid increase in COVID-19 transmission that threatens the health of residents and risks overwhelming the healthcare system in the state of Colorado. Local medical experts believe that with medical certainty they are treating patients with this COVID-19 and that extreme medical testing limitations at the local, state and federal level is the reason for the lack of information regarding diagnosis in our community.



The limitations on the size of gatherings as well as the use of social distancing decreases the risk of COVID-19 transmission to our most vulnerable populations. This is especially important for people who are over 65 years old and those with chronic health conditions due to their higher risk of severe illness and death from COVID-19. This Order will reduce the likelihood that many individuals will be exposed to COVID-19 at a single event, and will therefore slow the spread of COVID-19 in our communities.

This Order is adopted pursuant to the legal authority set forth in sections 25-1-506 and 25-1-508, Colorado Revised Statutes. Under these laws, the local Public Health Director has the duty to: 1) investigate and control the causes of epidemic or communicable diseases and conditions affecting public health; 2) to establish, maintain, and enforce isolation and quarantine, and in pursuance thereof; and 3) for this purpose only, to exercise physical control over property and over the persons of the people within the jurisdiction of the agency as the agency may find necessary for the protection of the public health. The Pitkin County Public Health Medical Officer and Public Health Director report that expert, peer-reviewed sources indicate that at this time, the only effective way to combat COVID-19 is with significant travel restrictions and reducing transmission (e.g. quarantine and isolation).

PURPOSE AND INTENT

This Order sets forth the requirements for implementation of Safer at Home, as defined by Colorado Public Health Order 20-28. Individual restrictions remain in place concerning limitations on activities, travel, and public gatherings. Workplace restrictions remain necessary to implement standard Social Distancing Requirements, cleaning standards, and other items necessary to reduce the possibility of disease spread. Additionally, certain businesses and activities require specific guidance based on their business practices, and those are included in the appendices to this Order.

ORDER

Unless otherwise specifically noted in this Order, the requirements of this Order are effective May 9, 2020. This Order supersedes and replaces all previous Public Health Orders.



I. Safer at Home

A. All individuals currently living within Pitkin County are encouraged to stay at home and avoid unnecessary interactions whenever possible in order to reduce the spread of disease. Individuals living in shared or outdoor spaces must at all times, to the greatest extent possible, comply with Social Distancing Requirements, defined in Section IV below, and are encouraged to leave their residences only to perform or utilize Necessary Activities, defined in Section IV below.

B. Non-medical cloth face coverings that cover the nose and mouth are required to be worn in all buildings that are open to the public and all businesses. Face coverings are required to be worn outside whenever there is a risk of being within 6 feet of another person for more than ten minutes who is not of the same household.

C. All public and private gatherings of any number of people occurring outside a residence are limited to no more than (10) individuals, except for the purposes expressly permitted in this Order, which include Necessary Activities. Nothing in this Order prohibits the gathering of members of the same household.

D. People at high risk of severe illness from COVID-19 are urged to stay in their residence at all times except as necessary to seek medical care. Vulnerable Individuals cannot be compelled to work for any business or government function, including a Critical Business or Critical Government Function, during the pendency of this pandemic emergency. People who are sick must stay in their residence at all times except as necessary to seek medical care, and must not go to work, even for a Critical Business, defined in Section III below.

E. Individuals experiencing symptoms of COVID-19 must self-isolate until their symptoms cease or until they have a negative test result. Due to limited testing availability and narrow criteria for testing, if an individual has tested positive for COVID-19 and/or has developed symptoms of COVID-19, including early or mild symptoms (such as cough and shortness of breath), they should be in isolation (staying away from others) until they have had no fever for at least seventy-two (72) hours (that is three full days of no fever without the use of medicine that reduces fevers), other symptoms have improved (such as cough or shortness of breath) and at least ten (10) days have passed since symptoms first appeared.

F. Shelter shall be made available to people experiencing homelessness as soon as possible and to the maximum extent practicable, and all reasonable steps necessary shall be taken to provide non-congregate sheltering along with necessary support services to members of the public as necessary to protect all members of the community. People experiencing homelessness are urged to protect their health and safety by complying with Social Distancing Requirements at all times.

G. Individuals are encouraged to limit travel to Necessary Travel, defined in Section III below, including but not limited to, travel by automobile or public transit. People must use public transit only for purposes of



performing Necessary Activities or to travel to and from work to operate Businesses or maintain Critical Governmental Functions as authorized in Section II of this Order. People riding on public transit must comply with Social Distancing Requirements to the greatest extent feasible.

H. Individuals may participate in local and personal recreation in outside public spaces, as an authorized Necessary Activity, in groups no larger than 10 and practicing social distancing maintaining 6 feet between participants. Travel for recreational purposes should be limited the Roaring Fork, Crystal and Frying Pan River Valleys. Playgrounds and playground equipment shall remain closed. Personal training and classes in any setting are limited to all members of a single household or a mixed group of 4 or fewer individuals complying with Social Distancing Requirements; except for members of a single household, sharing equipment is prohibited.

II. Business Requirements

A. The following places of public accommodation remain closed to ingress, egress, use, and occupancy by members of the public:

1. Restaurants, food courts, cafes, coffeehouses, and other similar places of public accommodation offering food or beverage for on-premises consumption;
2. Bars, taverns, brew pubs, breweries, microbreweries, distillery pubs, wineries, tasting rooms, special licensees, clubs, and other places of public accommodation offering alcoholic beverages for on-premises consumption;
3. Cigar bars;
4. Gyms, except for the limited purpose authorized in Section I.H;
5. Movie and performance theaters, opera houses, concert halls, and music halls;

These restrictions do not apply to any of the following:

1. Health care facilities, residential care facilities, congregate care facilities;
2. Crisis shelters or similar institutions; and
3. Any emergency facilities necessary for the response to these events.

B. All Critical Businesses and Critical Government Functions, as defined in Section IV below, may continue to operate. Critical Businesses must comply with Social Distancing Requirements at all times, adopt work from home or tele-work policies for any operations that can be done remotely, and implement other strategies, such as staggered schedules or re-designing workplaces, to create more distance between workers unless doing so would make it impossible to carry out critical functions. Critical Businesses that serve the



public such as grocery stores and other Critical Retail shall comply with Social Distancing Requirements at all times including, but not limited to, when any customers are standing in line. Critical Business and Critical Government Functions shall continue to promote telecommuting to the greatest extent possible.

C. All places of public accommodation that offer food and beverages may continue to offer food and beverage using delivery service, window service, walk-up service, curbside delivery or any similar manner and in accordance with mandatory Social Distancing Requirements except as prohibited in this Order. These entities include restaurants, food courts, cafes, coffeehouses, and other similar places of public accommodation offering food or beverage for on-premises consumption; and bars, taverns, brew pubs, breweries, microbreweries, distillery pubs, wineries, tasting rooms, special licensees, clubs, and other places of public accommodation offering alcoholic beverages, provided indoor and outdoor seating and gathering areas shall be designated as closed, and made unavailable to the public to prevent public gathering, and so long as they are otherwise in compliance with this Order.

D. All Non-Critical Retail, as defined in Section IV below, may operate and offer goods through delivery service, window service, walk-up service, drive-through service, drive-up service, curbside delivery, or any other manner allowing for strict compliance with mandatory social distancing requirements, similar to the requirements for Critical Retail. Additional requirements for Critical and Non-Critical Retail are contained in Appendix A of this Order.

E. All Field Services, including real estate, may resume operations, in accordance with the requirements of this Order including Appendix B. Real estate includes in-person real estate showings and marketing services which must adhere to Social Distancing Requirements with cleaning and disinfection between each showing, but may not hold open houses.

F. Voluntary or Elective Surgeries or Procedures, in certain limited healthcare settings may resume if done in accordance with the requirements of Appendix E.

G. Non-Critical Retail and limited Personal Services may resume in-person services if they meet the requirements in Section II.I below and the additional requirements outlined for these services in Appendices B and D of this Order.

H. Non-Critical Office-Based Businesses operating in an office and not a production environment, as defined in Section III below, may allow up to fifty (50) percent of their employees to conduct in-person work that takes place outside a private residence in accordance with the requirements in Section II.I below and the additional requirements outlined in Appendix C.

I. Critical Businesses, Critical Government Functions, Non-Critical Office-Based Businesses, Personal Services, Limited Healthcare Settings, and Non-Critical Retail shall all follow the protocols below:



1. Employers and sole proprietors shall take all of the following measures within the workplace to minimize disease transmission, in accord with the CDPHE Guidance:

- a. deputize a workplace coordinator(s) charged with addressing COVID-19 issues;
- b. maintain 6-foot separation between employees and discourage shared spaces;
- c. clean and disinfect all high touch areas;
- d. post signage for employees and customers on good hygiene;
- e. ensure proper ventilation;
- f. avoid gatherings (meetings, waiting rooms, etc.) of more than 10 people;
- g. implement symptom monitoring protocols, conduct daily temperature checks and monitor symptoms in employees at the worksite to the greatest extent possible, or if not practicable, through employee self-assessment at home prior to coming to the worksite. If an employee reports any symptoms, refer symptomatic employees to the Pitkin County Public Health Department and take all of the following steps:
 1. send employee home immediately;
 2. increase cleaning in your facility and require social distancing of staff at least 6 feet apart from one another;
 3. exclude employee until they are fever-free, without medication, for 72 hours and 10 days have passed since their first symptom; and
 4. if multiple employees have these symptoms, contact your local health department; and
- h. eliminate or regularly clean and disinfect any items in common spaces, such as break rooms, that are shared between individuals, such as condiments, coffee makers, vending machines.

2. Employers shall take all of the following measures regarding employees to minimize disease transmission:

- a. require employees to stay home when showing any symptoms or signs of sickness, and connect employees to benefits providers;
- b. provide work accommodations for Vulnerable Individuals, who remain subject to Stay at Home advisement, prioritizing telecommuting, as Vulnerable Individuals shall not be compelled to go to work during the pendency of this pandemic emergency;
- c. provide to the greatest extent possible flexible or remote scheduling for employees who may have child or elder care obligations, or who live with a person who still needs to observe Stay at Home due to underlying condition, age, or other factor;
- d. encourage and enable remote work whenever possible;
- e. encourage breaks to wash hands or use hand sanitizer;



- f. phase shift and breaks to reduce density; and
- g. provide appropriate protective gear like gloves, masks, and face coverings.

3. Employers and sole proprietors shall implement the following measures regarding customers to minimize disease transmission:

- a. create whenever possible special hours for Vulnerable Individuals only;
- b. encourage 6-foot distancing inside of the business for all patrons;
- c. encourage customer use of protection like gloves and face coverings;
- d. provide hand sanitizer at the entrances to the greatest extent possible; and
- e. use contactless payment solutions, no touch trash cans, etc. whenever possible.

4. Employers with over fifty (50) employees in any one location shall, in addition to the above requirements, implement the following protocols:

- a. implement employee screening systems that follow the requirements of Section II.G.1.g above in one of the following ways: i. Set up stations at the worksite for symptom screening and temperature checks; or ii. Create a business policy that requires at-home employee self-screening each work day and reporting of the results to the employer prior to entering the worksite;
- b. close common areas to disallow gatherings of employees;
- c. implement mandatory cleaning and disinfection protocols; and
- d. requires mandatory adherence to Social Distancing Requirements.

J. Work Accommodations. Employers must provide reasonable work accommodations for Vulnerable Individuals who are still under the Stay at Home advisement, such as telecommuting. Employers are encouraged to provide reasonable work accommodations for individuals who reside with or are caring for Vulnerable Individuals, or facing child care needs while schools remain closed.

K. Specific Industry Requirements. Additional requirements for specific industries are included in the following Appendices to this Order:

- 1. Appendix A: Critical and Non-Critical Retail Requirements
- 2. Appendix B: Field Services
- 3. Appendix C: Non-Critical Office-Based Businesses and Offices
- 4. Appendix D: Personal Services
- 5. Appendix E: Limited Healthcare Settings



6. Appendix F: Critical Businesses

III Additional Provisions

The terms of these additional provisions control over all other provisions of this Order:

A. Visitors to Pitkin County are directed to return home immediately by the fastest and safest available means, and persons considering visiting Pitkin County should remain home.

B. There shall be no accommodation, room, or space rented or leased for any short-term lodging. Short term lodging is any lodging, lodging space, room or housing to be used for 30 days or less, and includes, without limitation, developed campgrounds that are not dispersed individual campsites, hotels, motels, Airbnb, VRBO, bed and breakfasts, condo-hotels, lodges, and retreats. Short Term Lodging units must be vacated by guests through the extent of this Order. Short Term Lodging operators must block out their online reservation calendars on all relevant platforms through the extent of this Order. Short Term Lodging Accommodations are not allowed to have any guest occupancy at the business premise prior to the termination of this order except as otherwise provided herein:

a. Short Term Lodging units may be rented to persons traveling into, around, or through Pitkin County if necessary for an Essential Service or Business or for emergency purposes or medical care.

b. Local Residents may remain in Short Term Lodging units. c. Individuals experiencing symptoms or who are under a quarantine or isolation order from Public Health may remain in Short Term Lodging until the order is lifted or it is safe for the individual to return home.

C. Golf courses can remain open for outdoor activities with the submission and approval of a COVID-19 Business Safety plan and adherence to social distancing and hygiene requirements as described in this Order.

D. Construction projects are permitted to go forward only with a submitted and approved COVID-19 Site Safety Plan and adherence to social distancing and hygiene requirements as described in this Order.

E. Landscaping and construction projects not needing building permits are permitted to go forward only with a completed COVID-19 Business Safety Plan and adherence to social distancing and hygiene requirements as described in this Order.

IV Definitions

A. Necessary Activities. For purposes of this Order, individuals are encouraged to only leave their Residence to perform any of the following Necessary Activities, provided they comply at all times and to the greatest extent possible with Social Distancing Requirements below. People at high risk of severe illness



from COVID-19 are urged not to leave their residence except as necessary to receive medical care. People who are sick must not leave their residence except as necessary to receive medical care, and must not go to work, even for a Critical Business. Necessary Activities include:

1. Engaging in activities or perform tasks essential to their health and safety, or to the health and safety of their family or household members, including, but not limited to, pets and livestock, such as, by way of example only and without limitation, obtaining medical supplies, walking your dog, feeding barnyard animals, obtaining durable medical equipment, obtaining medication, visiting a healthcare professional, or obtaining supplies they need to work from home.
2. Obtaining necessary services or supplies for themselves and their family or household members, or to deliver those services or supplies to others, such as, by way of example only and without limitation, food, pet supply, other household consumer products, and products or equipment necessary to maintain the safety, sanitation, and essential operation of a Residence.
3. Engaging in outdoor activity, such as, by way of example and without limitation, walking, hiking, Nordic skiing, snowshoeing, biking or running. For purposes of outdoor activity, County open areas and trails will remain open to the public who live in the vicinity to engage in walking, hiking, biking, running, and similar outdoor activities, basketball and tennis courts may be open for use by individuals or members of the same household only, but all playgrounds, picnic areas, other similar areas conducive to public gathering, and attended areas shall be closed. Additionally, the permitted outdoor activities in this Order do not include activities that would violate the Social Distancing Requirements defined in Section IV, below.
4. Performing work providing for businesses, government entities, and industries authorized in Section II of this Order, or to otherwise carry out activities permitted in this Order.
5. Caring for a family member, a vulnerable person, or pet in another household, or to care for livestock kept at a location other than an individual's home.

B. Necessary Travel. For purposes of this Order, travel is Necessary for any of the following purposes: (1) providing or accessing Necessary Activities, Minimum Basic Operations, Critical Government Functions, and Critical Businesses, and other businesses authorized in Section II of this Order; (2) receiving materials for distance learning, for receiving meals, and any other related services from educational institutions; (3) returning to a place of residence from outside the jurisdiction; (4) travel required by law enforcement or court order; (5) travel to transport children between separate households pursuant to a parenting plan or other agreement governing parental responsibilities; (6) non-residents returning to their place of residence; (7) moving to a new residence, including individuals whose Residence is unsafe due to domestic violence concerns.



C. Critical Business. Any business, including any for profit or non-profit, regardless of its corporate structure, engaged primarily in any of the commercial, manufacturing, or service activities listed in Appendix F, must continue to comply with the guidance and directives for maintaining a clean and safe work environment in this Order. Critical Businesses must comply with Social Distancing Requirements and all Health Orders to the greatest extent possible and will be held accountable for doing so. A list of Critical Businesses is contained in Appendix F to this Order.

D. Critical Government Functions. The provision, operation and support of the following state and local government functions shall continue:

1. Public safety (police stations, fire and rescue stations, emergency vehicle and equipment storage, and, emergency operation centers)
2. Emergency response
3. Judicial operations, including attorneys if necessary for ongoing trials and required court appearances, unless appearances can be done remotely
4. Local government functions
5. Emergency medical (hospitals, ambulance service centers, urgent care centers having emergency treatment functions, and non-ambulatory surgical structures but excluding clinics, doctors' offices, and non-urgent care medical structures that do not provide these functions)
6. Designated emergency shelters
7. Communications (main hubs for telephone, broadcasting equipment for cable systems, satellite dish systems, cellular systems, television, radio, and other emergency warning systems, but excluding towers, poles, lines, cables, and conduits)
8. Public utility plant facilities for generation and distribution (drinking water and wastewater infrastructure, hubs, treatment plants, substations and pumping stations for power and gas, but not including towers, poles, power lines, and oil and gas buried pipelines)
9. Transportation. Airports, airlines, taxis, transportation network companies (such as Uber and Lyft), vehicle rental services, paratransit, and other private, public, and commercial transportation and logistics providers necessary for Necessary Activities
10. Transportation infrastructure (aviation control tower), critical road construction and maintenance
11. Hazardous material safety
12. Services to at-risk populations and Vulnerable Individuals
13. Activities related to federal, state, and local elections, including any required acts of a political party, provided Social Distancing Requirements are observed to the greatest extent possible



14. Any government service, state or local, required for the public health and safety, government functionality, or vital to restoring normal services

E. Field Services means a service that is being provided out in the field as opposed to a company property, including third party private properties, such as a third party household.

F. Gym means a building or room used for indoor sports or exercise, such as fitness, dance, exercise or group classes, exercise studios and centers, recreation centers, bowling alleys, pools, and other indoor athletic facilities.

G. Minimum Basic Operations. The minimum necessary activities to (1) maintain the value of the business's inventory, ensure security, process payroll and employee benefits, or for related functions; or (2) facilitate employees of the business being able to continue to work remotely from their residences are allowable pursuant to this Order; continue filling online product orders and to process customer orders remotely. Any business supporting Minimum Basic Operations must comply at all times with Social Distancing Requirements.

H. Non-Critical Office-Based Business means any commercial business that is conducted in an office and not a production environment and is not included in the list of Critical Businesses in Appendix F.

I. Non-Critical Retail means any retail service that is not included in the list of critical retail services in Appendix F. Examples of Non-Critical Retail include retailers of clothing, home goods, cell phone stores, mattresses, appliances, thrift shops, craft, hobby and fabric stores, fishing tackle retailers, sporting goods, boutiques, etc.

J. Limited Healthcare Settings means those locations where certain healthcare services are provided, including acupuncture (not related to personal services), athletic training (not related to personal services), audiology services, services by hearing aid providers, chiropractic care, massage therapy (not related to personal services), naturopathic care, occupational therapy services, optometry services, podiatry services, physical therapy, and speech language pathology services. These individual services may only be performed with 10 or fewer people in a single location at a maximum of 50% occupancy for the location, whichever is less, including both employees and patients, e.g. 5 chiropractors providing services to 5 customers, with Social Distancing Requirements in place of 6 feet distancing between customers receiving services.

Employees must wear at least a cloth face covering at all times, and patients must wear at least a cloth face covering at all times. Services provided in Limited Healthcare Settings that are ordered by a medical, dental or veterinary practitioner, are subject to the requirements of Reference PHO 20-29; otherwise, the services are subject to the requirements of PHO 20-28.



K. Personal Services means services and products that are not necessary to maintain an individual’s health or safety, or the sanitation or essential operation of a business or residence. Personal Services include, but are not limited to, pastoral services except as specified in Appendix F, personal training, dog grooming, or body art and also applies to noncritical professionals regulated by the Division of Professions and Occupations, within the Department of Regulatory Agencies (DORA) including but not limited to services provided by personal beauty professionals such as hairstylists, barbers, cosmetologists, estheticians, nail technicians, as well as massage therapists, whose work requires these professionals to be less than six feet from the person for whom the services are being provided. Massage therapy services ordered by a healthcare professional should consult State of Colorado Executive Order D 2020 027. These individual services may only be performed with 10 or fewer people in a single location at a maximum of 50% occupancy for the location, whichever is less, including both employees and customers, e.g. 5 hairstylists providing services to 5 customers, with Social Distancing Requirements of at least 6 feet distancing between different customers receiving services. Both employees and customers must wear at least a cloth face covering or a medical grade mask at all times. Only services that can be performed without the customer removing their mask are permitted.

L. “Safer at Home” means individuals stay in your place of residence as much as possible, and avoid unnecessary social interactions.

M. Social Distancing Requirements. To reduce the risk of disease transmission, individuals shall maintain at least a six-foot distance from other individuals, wash hands with soap and water for at least twenty seconds as frequently as possible or using hand sanitizer, cover coughs or sneezes (into the sleeve or elbow, not hands), regularly clean high-touch surfaces, and not shake hands.

N. Stay at Home means to stay in your place of residence and not leave unless necessary to provide, support, perform, or operate Necessary Activities, Minimum Basic Operations, Critical Government Functions, and Critical Businesses.

O. “Vulnerable Individual” means:

1. Individuals who are 65 years and older;
2. Individuals with chronic lung disease or moderate to severe asthma;
3. Individuals who have serious heart conditions;
4. Individuals who are immunocompromised;
5. Pregnant women; and
6. Individuals determined to be high risk by a licensed healthcare provider.



V Severability

If any provision of this Order or the application thereof to any person or circumstance is held to be invalid, 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.

VI. GENERAL INFORMATION FOR ALL PERSONS AFFECTED BY THIS ORDER

The Pitkin County Public Health Department is tasked with protecting the health and welfare of the residents and visitors of Pitkin County, Colorado by investigating and controlling the causes of epidemic and communicable disease. This Order is necessary to control any potential transmission of disease to others. See section 25-1-508, Colorado Revised Statutes. Immediate issuance of this Order is necessary for the preservation of public health, safety, or welfare.

Any person aggrieved and affected by this Order has the right to request judicial review by filing an action with the Pitkin County District Court within 90 days of the date of this Order, pursuant to section 25-1-515, Colorado Revised Statutes. However, you must continue to obey the terms of this Order while your request for review is pending.

FAILURE TO COMPLY WITH THIS ORDER IS SUBJECT TO THE PENALTIES CONTAINED IN SECTIONS 25-1-516 AND 18-1.3-501, COLORADO REVISED STATUTES, INCLUDING A FINE OF UP TO FIVE THOUSAND (5,000) DOLLARS AND IMPRISONMENT IN THE COUNTY JAIL FOR UP TO EIGHTEEN MONTHS.

Karen Koeneman
Public Health Director

May 8, 2020

Date



APPENDIX A. CRITICAL AND NON-CRITICAL RETAIL REQUIREMENTS

I. Non-Critical Retail may open at fifty percent (50%) capacity for in-person services if the business can demonstrate compliance with all of the following requirements:

A. Critical and Non-Critical Retail must continue implementing the measures within the workplace listed in Section I.A of this Appendix A, and in addition: 1. maintain 6 foot distancing between patrons and employees; 2. effectively symptom monitor employees as listed in Section II.I; 3. provide face coverings, and gloves as necessary and appropriate, to employees; 4. ensure ability to adequately clean and disinfect both back-room and retail spaces; and 5. provide dedicated, in-store hours for vulnerable or at-risk individuals.

B. Critical and Non-Critical Retail must implement the following measures regarding employees to minimize disease transmission: 1. Provide guidance and encouragement on maintaining 6-foot distancing between both employers and employees and customers. 2. Provide appropriate face coverings and gloves to all employees whenever possible, and also allow employees who can to provide their own appropriate face coverings and gloves for work activities. Employees without face coverings shall not perform tasks that require engagement with the public or with other coworkers. 3. Encourage frequent breaks to allow employees to wash or sanitize their hands. 4. Require employees to stay home when showing any symptoms or signs of sickness. 5. Provide personal protective equipment (PPE) for employees who are managing deliveries, returns, etc.

C. Critical and Non-Critical Retail must implement the measures to minimize disease transmission for customers listed in Section I.C of this Appendix A in addition to the following measures: 1. limit the number of customers on the premises as needed to make 6 foot distancing between customers attainable; 2. provide decals and demarcation for waiting area in lines that meet social distancing criteria; 3. create signage encouraging vulnerable and at-risk individuals to refrain from shopping outside of dedicated hours set aside for those who are more vulnerable or at-risk; 4. create signage to encourage the use of masks and gloves by customers while on the premises; and provide hand sanitizer and wipes at entrances and other high-traffic locations to the greatest extent possible.



APPENDIX B: FIELD SERVICES

I. Field Services may resume if the business can demonstrate compliance with the requirements in Section II.I of this Order, in addition to the following requirements specific to Field Services:

A. Employers must implement the following measures regarding employees to minimize disease transmission:

1. adhere to all general rules or guidance on social gathering limitations when working out of the office;
2. implement procedures for field-based employees to monitor for symptoms and report-in to management daily on health status.
3. comply with the Social Distancing Requirements and maintain a 6-foot distance between employees and from their customers;
4. provide gloves and masks for any customer interactions or work being done in third-party home or office spaces;
5. When scheduling or conducting field services, either the employer or an employee must inquire whether third-party homes have individuals symptomatic for COVID-19 or have been in contact with known positive cases, and exercise caution when inside the home and interacting with anyone in the home if they do;
6. maintain a detailed log of customer interactions to enable contact tracing if it becomes necessary. The log should include name, date, and location of contact, as well as the contact's phone number and/or email address;
7. require that all tools or equipment be sanitized after each customer visit;
8. prioritize work accommodations for Vulnerable Individuals, prioritizing telecommuting;
9. provide guidance and encouragement on personal sanitation, including frequently washing hands. This guidance should include all of the following: a. frequently and thoroughly wash your hands with soap and water for at least 20 seconds. If soap and water are not available, use hand sanitizer with at least 60% alcohol; b. cover coughs and sneezes with a tissue, then throw the tissue in the trash, or use your inner elbow or sleeve; c. avoid touching your eyes, nose, and mouth with unwashed hands; d. stay home if you're sick, and keep your children home if they are sick; and e. clean high touch surfaces in your home, and personal items such as cell phones, using regular household products.



B. Employers must implement the following measures regarding customers to minimize disease transmission:

1. provide estimates, invoices, receipts, and other documentation electronically to negate the need for paper;
2. provide contactless payment options in the field whenever possible;
3. encourage customers to maintain 6-foot distancing from field service employees; and
4. encourage customers to use facial coverings when field services are being conducted.



APPENDIX C: NON-CRITICAL OFFICE-BASED BUSINESSES

I. Non-Critical Office-based Businesses may resume at fifty percent (50%) of their in-office occupancy if the business can demonstrate compliance with the requirements of this Order, including Section II.I, and all of the following:

A. Employers must implement the following measures within the workplace to minimize disease transmission:

1. ensure a minimum of 6 feet of space between all desks and workspaces;
2. modify the flow of people traffic to minimize contacts, such as identifying doors for entry or exit only;
3. conduct standard office cleaning with increased frequency and supplement with sanitization of high touch areas, in accord with CDPHE guidelines;
4. provide employees with cleaning and disinfecting products and guidance on daily workspace cleaning routines; and
5. post signage for employees and customers on good hygiene and new office practices.

B. Employers must implement the following measures regarding employees to minimize disease transmission:

1. maintain in-office occupancy at no more than 50% of total by maximizing use of telecommuting and developing in-office rotation schedules;
2. minimize the number of in-person meetings and maintain 6-foot distancing in those meetings;
3. provide guidance and encouragement on maintaining 6-foot distancing and taking breaks to wash hands;
4. require gloves and masks for any customer interactions; and
5. allow telecommuting to the greatest extent possible.

C. Employers must implement the following measures regarding customers to minimize disease transmission:

1. require 6-foot distancing measures wherever possible, such as marked space in check-out lines;
2. encourage customers to use facial coverings when on the business premises;
3. provide hand sanitizer at entrances and other high-traffic locations; and



4. implement hours where service is only provided to Vulnerable Individuals if possible.

APPENDIX D: PERSONAL SERVICES

I. Personal Services may resume if the business can demonstrate compliance with the requirements of this Order, including Section II.I, and all of the following:

A. Employers and sole proprietors must implement the following measures within the workplace to minimize disease transmission:

1. Employ strict hygiene guidelines and cleaning and disinfection procedures for all contact surfaces and tools, in accordance with CDPHE Worker and Customer Protection Guidelines for Non-Healthcare Industries
2. Ensure a minimum of 6 feet of separation between clients and customers, including services for pets, when not directly performing service;
3. Post signage for employees and customers on good hygiene and safety measures being taken; and
4. Minimize in-home and in-facility services with remote alternatives whenever possible, such as drive-by services or virtual meetings.

B. Employers must implement the following measures regarding employees to minimize disease transmission:

1. Services with close personal contact, such as beauty professionals, massage, etc., must implement the following: a. wear a face covering and gloves at all times, or, if wearing gloves is not feasible or appropriate, meticulous hand washing; c. change gloves and wash hands between every individual or pet served; d. clean and disinfect all shared equipment and tools between every individual or pet served; and e. maintain a detailed log of customer interactions to enable contact tracing if it becomes necessary. The log should include name, date, details of services performed, and location of contact, as well as the contact's phone number and/or email address.
2. Personal services with low personal contact, such as movers or repair services, must implement the following: a. maintain a minimum of 6 feet of separation between customers and adhere to social gathering limits of no more than 10 people. For real estate work, open houses are prohibited; b. require face coverings and, if feasible, gloves for any customer interactions; and c. provide guidance on strict hygiene precautions to employees.

C. Personal Services must implement the following measures regarding customers to minimize disease transmission:



1. provide customer services by appointment only, do not allow walk-ins or waiting for an appointment, and limit all pet training classes or other activities associated with picking up pets to no more than 10 customers at a time and all following Social Distancing Requirements;
2. require customers to wear face coverings; if a customer does not have a mask, a "disposable mask" could be provided;
3. conduct symptoms check for all customers of services with close personal contact and decline to provide services to anyone who has symptoms; and
4. provide contactless payment options whenever possible.



APPENDIX E: LIMITED HEALTHCARE SETTINGS

I. Limited Healthcare Settings may resume if the healthcare entity can demonstrate compliance with the requirements of this Order, including Section II.I and may restart voluntary and elective surgeries and procedures in limited healthcare facilities and offices with required personal protective equipment (PPE) in accord with the priorities, requirements, and specific criteria below.

A. Employers and sole proprietors of Limited Healthcare Settings must implement the following measures within the overall workplace, including administrative and front office operations, to minimize disease transmission:

1. The practice must have access to adequate PPE in order to sustain recommended PPE use for its workforce for two weeks without the need for emergency PPE-conserving measures. If a practice proposes to extend the use of or reuse PPE, it must follow CDC guidance.
2. The practice must implement strict infection control policies as recommended by the CDC.
3. The practice must ensure a minimum of 6 feet of separation between clients and patients, when not directly performing service, with no more than ten (10) people in the facility;
4. The practice must post signage for employees and patients on good hygiene and safety measures being taken; and
5. The practice must minimize in-home and in-facility services with remote alternatives whenever possible, such as drive-by services or virtual meetings.
6. Practices must maintain a plan to reduce or stop voluntary and elective surgeries and procedures should a surge/resurgence of COVID-19 cases occur in their region.

B. Employers of Limited Healthcare Settings must implement the following measures regarding employees to minimize disease transmission:

1. Services with close, direct personal contact must implement the following: a. wear medical grade mask and gloves at all times; b. change gloves and wash hands between every patient; c. clean and disinfect all shared equipment and tools between every patient; and d. maintain a detailed log of patient interactions to enable contact tracing if it becomes necessary. The log should include name, date, details of services performed, and location of contact, as well as the contact's phone number
2. Services with low personal contact must implement the following: a. maintain a minimum of six 6 feet of separation between customers and limit to no more than ten (10) people in the facility. b. require face coverings and, if feasible, gloves for any customer interactions; and c. provide guidance on strict hygiene precautions to employees.



3. The practice must require all administrative personnel to wear a facemask, that can be cloth if necessary. Masks may be removed when social distancing of at least 6 feet if possible (e.g., after entering a private office). In order to ensure staff can take off their masks for meals and breaks, scheduling and location for meals and breaks should ensure that at least a 6-foot distance can be maintained between staff when staff needs to remove their mask. It is important for healthcare settings to emphasize that hand hygiene is essential to maintaining employee safety, even if staff are wearing masks. If the facemask is touched, adjusted or removed, hand hygiene should be performed.

C. Limited Healthcare Settings must implement the following measures regarding customers to minimize disease transmission:

1. The practice must provide services by appointment only, do not allow walk-ins or waiting for an appointment;
2. The practice must require patients to wear face coverings; if a patient does not have a mask, a "disposable medical mask" could be provided;
3. The practice must conduct symptoms checks for all patients, decline to provide services to anyone who has symptoms, and refer them to their primary care physician. A sample form can be found here; and
4. The practice must provide contactless payment options whenever possible;
5. The practice must follow social distancing protocols of maintaining at least a 6-foot distance between individuals wherever possible such as in waiting rooms and other small spaces, and should use physical barriers within patient care areas when possible.
6. The practice must appropriately schedule patients, so that providers have sufficient time to change PPE and ensure rooms and equipment can be cleaned and disinfected between each patient.
7. The practice should continue to maximize the use of telehealth and virtual office or clinic visits.
8. The practice should use virtual waiting rooms when possible, with patients who are able to wait in their cars not entering the office until they can be moved immediately to an exam room.
9. The practice should implement source control for everyone entering the office or clinic, including requiring all patients and visitors to wear a cloth mask when entering any healthcare building, and if they arrive without a mask, one should be provided.

D. As best practice, it is recommended that once voluntary and elective surgeries and procedures resume, Limited Healthcare Settings reassess their operations every two weeks, in order to ensure:

1. All of the above approaches and criteria are being met;
2. Procedures are prioritized based on whether their continued delay will have an adverse health outcome. a. Voluntary and elective surgeries and procedures should be prioritized based on indication and urgency;



3. Strong consideration is given to the balance of risks versus benefits for patients in higher-risk groups such as those over age 65 and those with compromised immune systems or lung and heart function;
4. All patients are pre-screened for COVID-19 risk factors and symptoms prior to delivering care, via telehealth when applicable; and
5. Compliance with the guidance and directives for maintaining a clean and safe work environment issued by the CDPHE and any applicable local health department for critical businesses is maintained, including compliance with Social Distancing Requirements and all PHOs currently in effect to the greatest extent possible.



APPENDIX F: CRITICAL BUSINESSES

Critical Business. Any business, including any for profit or non-profit, regardless of its corporate structure, engaged primarily in any of the commercial, manufacturing, or service activities listed below, may continue to operate as normal. Critical Businesses must comply with the guidance and directives for maintaining a clean and safe work environment issued by the Colorado Department of Public Health and Environment (CDPHE) and this Order. Critical Businesses must comply with Social Distancing Requirements and all PHOs currently in effect to the greatest extent possible and will be held accountable for doing so. Critical Businesses do NOT include health clubs as defined in C.R.S. § 6-1-102(4.6), fitness and exercise gyms, and similar facilities, or any of the other businesses required to close by this Order.

“**Critical Business**” means:

1. **Healthcare Operations, Including:**

- Hospitals, clinics, and walk-in health facilities
- Medical and dental care, including ambulatory providers
- Research and laboratory services
- Medical wholesale and distribution
- Home health care companies, workers and aides
- Pharmacies
- Pharmaceutical and biotechnology companies
- Behavioral health care providers
- Veterinary care and livestock services
- Nursing homes, residential health care, or congregate care facilities
- Medical supplies and equipment manufacturers and providers, including durable medical equipment technicians and suppliers
- Blood banks

2. Critical Infrastructure, Including:

- Utilities and electricity, including generation, transmission, distribution and fuel supply
- Road and railways
- Oil and gas extraction, production, refining, storage, transport and distribution
- Public water and wastewater
- Telecommunications and data centers

Transportation and infrastructure necessary to support critical businesses

- Businesses and organizations that provide food, shelter, social services, and other necessities of life for economically disadvantaged, persons with access and functional needs, or otherwise needy individuals
- Food and plant cultivation, including farming crops, livestock, food processing and manufacturing, animal feed and feed products, rendering, commodity sales, and any other work critical to the operation of any component of the food supply chain

Any business that produces products critical or incidental to the construction or operation of the categories of products included in this subsection

- Flight schools, but only for the purpose of FAA-required pilot proficiency, and currency activities and practical checkrides, not for elective routine flight instruction

3. **Critical Manufacturing, Including:**

- Food processing, manufacturing agents, including all foods and beverages
- Computers and computer components
- Medical equipment, components used in any medical device, supplies or instruments



Telecommunications • Microelectronics/semiconductor • Agriculture/farms • Household paper products • Any business that produces products critical or incidental to the processing, functioning, development, manufacture, packaging, or delivery of any of the categories of products included in this subsection • Any manufacturing necessary to support a Critical Business

4. Critical Retail, Including:

• Grocery stores including all food and beverage stores • Farm and produce stands • Gas stations and convenience stores • Restaurants and bars (for take-out/delivery only as necessary under Executive Order D 2020 011 and PHO 20-22, as amended) • Marijuana dispensary • Liquor stores • Firearms stores • Hardware, farm supply, and building material stores • Establishments engaged in the retail sale of food and any other household consumer products (such as cleaning and personal care products), excluding retailers of only health and nutrition-related products (vitamins, minerals, supplements, herbs, sports nutrition, diet and energy products) • Establishments engaged in the sale of products that support working from home (this exclusion does not include businesses that primarily sell hobby craft supplies)

5. Critical Services, Including:

• Trash, compost, and recycling collection, processing and disposal • Mail and shipping services, and locations that offer P.O. boxes • Self-serve laundromats and garment and linen cleaning services for critical businesses • Building cleaning and maintenance • Child care services • Automobile rental, automobile online sales with no touch delivery service, auto supply and repair (including retail dealerships that include repair and maintenance, but not in person retail sales) • Warehouse/distribution and fulfillment, including freight distributors • Funeral homes, crematoriums, and cemeteries, with strict compliance with Social Distancing Requirements for employees and any attendees of services • In-person pastoral services for individuals who are in crisis or in need of end of life services provided social distancing is observed to the greatest extent possible. Houses of worship may remain open, however, these institutions are encouraged to implement electronic platforms to conduct services whenever possible or to conduct smaller (10 or fewer congregants while ensuring 6 feet in between congregants), more frequent services to allow strict compliance with Social Distancing Requirements. • Storage for Critical Businesses • Animal shelters, animal boarding services, animal rescues, zoological facilities, animal sanctuaries, and other related facilities • Moving services • In person group counseling or recovery meetings for substance abuse or behavioral health following social distancing of 6 feet and no more than 10 participants

6. News Media

• Newspapers • Television • Radio • Other media services

7. Financial and Professional Institutions, Including:



- Banks and credit institutions
- Insurance and payroll
- Services related to financial markets
- Professional services, such as legal, title companies, or accounting services, real estate appraisals and transactions

8. Providers of Basic Necessities to Economically Disadvantaged Populations, Including:

- Homeless shelters and congregate care facilities
- Food banks
- Human services providers whose function includes the direct care of patients in State-licensed or funded voluntary programs; the care, protection, custody and oversight of individuals both in the community and in State-licensed residential facilities; those operating community shelters and other critical human services agencies providing direct care or support

9. Construction, including but not Limited to:

- Housing and housing for low-income and vulnerable people
- Skilled trades such as electricians, plumbers
- Other related firms and professionals who provide services necessary to maintain the safety, sanitation, and critical operation of residences and other Critical Businesses or Critical Government Functions, and other essential services

10. Critical Services Necessary to Maintain the Safety, Sanitation and Critical Operations of

Residences or Other Critical Businesses, Including:

- Law enforcement
- Fire prevention and response
- Building code enforcement
- Security
- Emergency management and response
- Building cleaners or janitors
- General maintenance whether employed by the entity directly or a vendor (including maintenance and repair of ordinary household and business appliances but not in-person retail sales of such products)
- Automotive and bicycle repair
- Disinfection
- Snow removal
- Bail bonds agents
- Pest control

11. Vendors that Provide Critical Services or Products, Including Logistics and Technology Support, Child Care and Services:

- Logistics
- Technology support for online and telephone services
- Child care programs and services
- Government owned or leased buildings
- Critical Government Functions

12. Educational Institutions that Provide Critical Services to Students and the General Public:

- P-12 public school and private schools for the purpose of providing meals, housing, facilitating or providing materials for distance learning, and providing other essential services to students, provided that Social Distancing Requirements are observed.
- Postsecondary institutions, including private and public colleges and universities, for the purpose of facilitating distance learning, providing in person classroom or laboratory education for less than 10 students per classroom or lab in medical training fields only, or performing essential functions, provided that Social Distancing Requirements are observed, such as security, medical and mental health services, housing, food services, and critical research.