NORTH Dakota | Governor Doug Burgum

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EXECUTIVE ORDER 2021-05

WHEREAS, certain Executive Orders issued during the COVID-19 state of emergency have fulfilled the stated objectives and are no longer necessary.

NOW THEREFORE, Doug Burgum**,** Governor of North Dakota, by virtue of the authority under Article V, Section 1 of the North Dakota Constitution and North Dakota Century Code 37-17.1, orders that the following Executive Orders have fulfilled their stated objectives and are hereby terminated, effective immediately.

1. Executive Order 2020-05 was issued on March 19, 2020, in the interest of public health and safety to ensure that qualified, licensed providers from other states could operate in North Dakota. The Order suspended certain licensing requirements for health care professionals licensed and in good standing in other states and available to provide COVID-related care to North Dakota citizens. The Order also suspended licensing requirements for hospitals and health care facilities, subject to temporary emergency requirements established by the State Health Officer and the Adjutant General.

   The temporary licensing process for health care professionals, licensed and in good standing in other states but working in North Dakota, defined in Executive Order 2020-05.1, remains in effect.

2. Executive Orders 2020-12, 2020-12.1 and 2020-12.2.

   a. Executive Order 2020-12 was issued March 25, 2020, to reduce the risk of economic hardship resulting from medical costs and wage loss due to exposure to the COVID-19 virus. The Order suspended workers compensation eligibility requirements for first responders and health care workers exposed to COVID-19 in the course of active response, recovery and mitigation efforts during the public health emergency.

   b. Executive Order 2020-12.1 was issued April 16, 2021, to reduce the risk of economic hardship resulting from medical costs and wage loss due to exposure to COVID-19 virus. The Order extended the suspension of workers compensation eligibility requirements for funeral directors and others employed in funeral homes, responsible for the care and final disposition of deceased individuals infected with COVID-19.

   c. Executive Order 2020-12.2 was issued on July 29, 2020, to reduce the risk of economic hardship resulting from medical costs and wage loss due to exposure to COVID-19. The Order further extended the suspension of workers compensation eligibility requirements for individuals providing treatment, care and services to individuals with intellectual or developmental disabilities, including individuals employed at the Life Skills and Transition Center.

   Ninety-nine percent of the claims filed with WSI under these Executive Orders have been filed by first responders and health care professionals – individuals who have now received or been offered the COVID-19 vaccine.

3. Executive Order 2020-26 was issued on April 8, 2020, to allow state surplus property to be efficiently transferred from agency to agency. The Order enabled state agencies to transfer medical supplies and personal protective equipment vital to the COVID-19 response to other state agencies, to political subdivisions and to charitable organizations.
4. Executive Order 2020-06.7 was issued on May 22, 2020, with an effective date of June 1. The Order enabled bars, restaurants, recreational and athletic facilities and personal care businesses to reopen on June 1, 2020; this Order strongly encouraged all North Dakota businesses to follow the *North Dakota Smart Restart* protocols.
5. Executive Order 2020-08.2 reinstated the work registration requirement for individuals seeking COVID-related unemployment benefits. The Order was replaced by Executive Order 2020-08.3, issued December 31, 2020, which remains in effect.

   Anyone seeking unemployment benefits, including individuals whose claims are related to COVID-19, must register for work under NDCC 52-06-01(2).
6. Executive Order 2020-31 was issued on May 8, 2020, in the interests of public health and safety. The Order granted a temporary suspension of statutes governing the location of public hearings conducted by the Department of Environmental Quality on permit applications, which allowed the hearings to be conducted by remote means.

This order is issued pursuant to the following authority and for the following reasons:

1. The Governor is vested with the executive authority pursuant to Article V, Section 1, of the North Dakota Constitution.
2. The Governor is authorized to issue executive orders to minimize or avert the effects of a disaster or emergency pursuant to NDCC Chapter 37-17.1, and to terminate any executive orders that have fulfilled the intended purposes and are no longer necessary.
3. A coordinated and effective effort of appropriate government departments is required to minimize the impact of emergencies and disasters in this state.

Executed at the State Capitol in Bismarck, North Dakota, this 22nd day of February, 2021.

Doug Burgum
Governor

Attest:

Alvin A. Jaeger
Secretary of State