STATE OF NORTH DAKOTA
DEPARTMENT OF HEALTH

STATE HEALTH OFFICER CONFINEMENT ORDER RELATING TO DISEASE CONTROL MEASURES TO PREVENT THE SPREAD OF 2019-nCoV/COVID-19 PURSUANT TO NORTH DAKOTA CENTURY CODE § 23-01-05(12)

ORDER # 2020-06.1

SECTION A: SUBJECT PERSONS

ALL PERSONS IN THE STATE OF NORTH DAKOTA WHO HAVE BEEN IDENTIFIED BY THE DEPARTMENT OF HEALTH AS A CLOSE CONTACT OF AN INDIVIDUAL WHO HAS TESTED POSITIVE FOR 2019-nCoV/COVID-19. A CLOSE CONTACT IS SOMEONE WHO WAS WITHIN SIX FEET OF AN INFECTED PERSON WHEN THE CUMMULATIVE EXPOSURE EQUALS FIFTEEN MINUTES WITHIN A 24 HOUR PERIOD STARTING TWO DAYS BEFORE ILLNESS ONSET, OR TWO DAYS PRIOR TO SPECIMEN COLLECTION FOR ASYMPTOMATIC PATIENTS, UNTIL THE TIME THE PATIENT IS ISOLATED. CLOSE CONTACTS DO NOT INCLUDE INDIVIDUALS WHO HAVE BEEN DIAGNOSED WITH 2019-nCoV/COVID-19 WITHIN THE LAST NINETY DAYS.

ESSENTIAL CRITICAL INFRASTRUCTURE WORKERS, AS DEFINED BY THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY, ARE EXEMPT FROM THIS ORDER SO LONG AS THEY REMAIN ASYMPTOMATIC AND ADDITIONAL PRECAUTIONS, AS RECOMMENDED BY THE CENTERS FOR DISEASE CONTROL AND PREVENTION, ARE IMPLEMENTED TO PROTECT THE WORKER AND THE COMMUNITY.

ADDITIONAL PRECAUTIONS AS RECOMMENDED BY THE CENTERS FOR DISEASE CONTROL AND PREVENTION CAN BE LOCATED AT THE FOLLOWING WEBSITE:

https://www.cdc.gov/coronavirus/2019-ncov/community/critical-workers/implementing-safety-practices.html

A LIST OF ESSENTIAL CRITICAL INFRASTRUCTURE WORKERS IS AVAILABLE AT THE FOLLOWING WEBSITE:

https://www.cisa.gov/publication/guidance-essential-critical-infrastructure-workforce

SECTION B: FINDINGS

1. The Director General of the World Health Organization has declared that the 2019-nCoV/COVID-19 constitutes a Public Health Emergency of International Concern. The Secretary of the U.S. Department of Health and Human Services has declared that 2019-nCoV/COVID-19 constitutes a public health emergency.

2. On March 13, 2020, President Donald Trump issued a declaration of national emergency due to the growing 2019-nCoV/COVID-19 crisis in the United States.

3. On March 13, 2020, Governor Doug Burgum declared a state of emergency in response to the public health crisis resulting from 2019-nCoV/COVID-19; Executive Order 2020-03

activated the State Emergency Operation Plan (SEOP), implementing appropriate response and recovery actions and future mitigation measures.

4. Both travel related cases and community transmission of 2019-nCoV/COVID-19 have been documented in North Dakota and are expected to continue.

5. The State Health Officer reasonably believes the subject persons have been exposed to 2019-nCoV/COVID-19 due to close contact with an individual who has tested positive for 2019-nCoV/COVID-19. As a result, the subject persons pose a substantial threat to public health as they may be infectious, or may become infectious, and be able to transmit the disease to other people, even with mild symptoms.

6. Increased transmission poses a substantial threat to the public health and the health care system.

7. Quarantine is necessary and the least restrictive alternative to protect and preserve the public health and to reduce the significant burden on the health care system.

8. Delay in imposing this Order would significantly jeopardize the ability of the Department of Health to prevent or limit the transmission of 2019-nCoV/COVID-19, a contagious disease, to others.

9. Quarantine is authorized pursuant to N.D.C.C. 23-01-05(12).

SECTION C: PLACE AND TIME OF QUARANTINE

All subject persons, as defined by SECTION A, who have previously been identified by the Department of Health as a close contact of an individual who has tested positive for 2019-nCoV/COVID-19 are subject to quarantine immediately upon execution of this order and for a period of fourteen days since last contact with the contagious individual.

All subject persons, as defined by SECTION A, who are identified by the Department of Health as a close contact of an individual who has tested positive for 2019-nCoV/COVID-19 are subject to quarantine immediately upon receiving notification from the Department of Health and for a period of fourteen days since last contact with the contagious individual.

The place of confinement for all subject persons, as defined by SECTION A, is the subject person's home or residence, including hotels, motels, rented lodging, shelters, and similar facilities to the extent they are used for lodging.

SECTION D: REQUIREMENTS

1. You are required to remain under quarantine at the location and for the period specified in SECTION C.

2. While under quarantine, you must take precautions, as directed by healthcare staff and Department of Health personnel, to prevent the possible spread of 2019-nCoV/COVID-19.

3. You must cooperate with the efforts of state or local health authorities to contact other exposed people to prevent the possible spread of 2019-nCoV/COVID-19. This includes

providing information regarding people you have had contact with, places you visited or traveled to, and your medical history.

4. Only immediate household members are allowed to be at the place of quarantine. No other individuals are allowed at the place of quarantine unless approved by the North Dakota Department of Health.

5. You are only authorized to leave quarantine for reasons approved by the Department of Health. Prior to leaving quarantine for an approved reason, such as an essential physician appointment, you must coordinate your plan with the state or local health authority.

6. If you, or any immediate household members at the place of quarantine, have any symptoms suggestive of 2019-nCoV/COVID-19 you must contact the state or local health department immediately. Symptoms may include fever, cough, shortness of breath, body aches, headache, chills, or sore throat.

7. If you, or any immediate household members at the place of quarantine, become ill or are diagnosed with 2019-nCoV/COVID-19, it is necessary for the North Dakota Department of Health to investigate and trace any persons who may have been in contact with you while you were infectious with 2019-nCoV/COVID-19. You are required to cooperate with this investigation and provide complete and true information to the investigator. This includes providing information regarding people you had contact with, places you visited or traveled to, and your medical history.

SECTION E: FAILURE TO ADHERE TO ORDER

Notice is hereby given that a person is guilty of a class B misdemeanor if that person fails to cooperate with this order to quarantine. N.D.C.C. § 23-07.6-02(3).

Notice is further given that a person is guilty of an infraction if that person violates or fails to obey any order issued by the State Health Officer. N.D.C.C. § 23-07-21(1).

SECTION F: REVOCATION AND EFFECTIVENESS

This Order revokes and supersedes *Order # 2020-06: State Health Officer Confinement Order Relating to Disease Control Measures to Prevent the Spread of 2019-nCoV/COVID-19 Pursuant to North Dakota Century Code § 23-1-05(12),* dated April 10, 2020.

The requirements of this Order are effective until revocation by the State Health Officer.

SECTION G: STATE HEALTH OFFICER EXECUTION

Dated this 23rd day of September, 2020.

Paul Mariani, M.D.
State Health Officer
North Dakota Department of Health