NORTH Dakota | Governor Doug Burgum

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EXECUTIVE ORDER 2020-44

WHEREAS, certain Executive Orders issued during the COVID-19 state of emergency have fulfilled the stated objectives or 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 the stated objectives and are hereby terminated, effective immediately.

1. Executive Order 2020-04, issued March 15, 2020, ordered K-12 public schools to close for one week;
2. Executive Order 2020-04.1, issued March 16, 2020, extended school closure order for residential school settings;
3. Executive Order 2020-06, issued March 19, 2020, restricted access to state facilities; limited access to on-site dining establishments and recreational facilities;
4. Executive Order 2020-07, issued March 20, 2020, directed state agencies to identify provisions hindering delivery of services during COVID-19 pandemic;
5. Executive Order 2020-08, issued March 20, 2020, expanded eligibility for benefits for unemployment related to COVID-19;
6. Executive Order 2020-10, issued March 22, 2020, extended school closures and directed K-12 school districts to develop distance learning plans;
7. Executive Order 2020-11, issued March 24, 2020, suspended in-person NDDOT administrative hearings and removed load restrictions on state highways;
8. Executive Order 2020-13, issued March 26, 2020, encouraged counties to approve voting for the June 2020 election by mail ballot; for those counties who approved mail ballot elections, the requirement to establish one physical polling location in the county was waived; counties to approve voting by mail ballot;
9. Executive Order 2020-06.1, issued March 27, 2020, adds salons, tattoo parlors and massage facilities to the businesses closed under Executive Order 2020-06.
10. Executive Order 2020-15, issued March 27, 2020, suspended unemployment taxes and interest charges;
11. Executive Order 2020-10.1 issued March 30, 2020, allowed child care to be provided in public school facilities for children of essential workers in grades K-3;
12. Executive Order 2020-17 issued March 30, 2020, suspended expiration dates for livestock auction licenses and pesticide application certifications; suspended financial aid applications and annual reports for public libraries;

13. Executive Order 2020-06.2, issued April 1, 2020, extended access restrictions for business and state facilities to April 20th;
14. Executive Order 2020-19, issued April 2, 2020, waived physical polling location requirement for general elections in school districts choosing to hold school board elections by mail ballot only; hold choosing to hold mail Physical Polling Location for School District Elections to Allow Mail Ballot Only;
15. Executive Order 2020-21, issued April 6, 2020, required quarantine for individuals testing positive for COVID-19 as well as members of the household;
16. Executive Order 2020-23, issued on April 7, 2020, extended the cutoff date for the sale of Winter grade fuel;
17. Executive Order 2020-24, issued April 7, 2020, suspended the requirement for written performance reviews for K-12 teachers, principals and administrators;
18. Executive Order 2020-27 issued April 10, 2020, modified operating procedures for child care providers;
19. Executive Order 2020-28, issued April 13, 2020, provided a temporary modification for licensing rules for children's psychiatric residential treatment facilities, and qualified residential treatment programs;
20. Executive Order 2020-06.3, issued April 15, 2020, extended access restrictions for businesses and state facilities to April 30th;
21. Executive Order 2020-06.4, issued April 29, 2020, established "*ND Smart Restart*", a set of operational protocols that provided COVID-impacted businesses a path to reopen by adopting appropriate mitigation measures;
22. Executive Order 2020-06.5, issued May 6, 2020, enabled K-12 school districts to hold in-person graduation ceremonies following the *ND Smart Restart* protocols.
23. Executive Order 2020-04.2, issued May 11, 2020, allowed access to K-12 school facilities for defined summer programs and testing;
24. Executive Order 2020-06.6, issued May 15, 2020, enabled large venues to reopen under *ND Smart Restart* operating protocols;
25. Executive Order 2020-04.3 issued May 19, 2020, allowed K-12 District Superintendents school boards to approve use of school buildings for limited purposes during the summer months;
26. Executive Order 2020-32, issued May 19, 2020, suspended certain requirements for scholarships under the Career and Technical Education, Academic and Scholars Programs;

27. Executive Order 2020-32.1, issued May 21, 2020, modified the role of the ND University Systems in monitoring student performance for Career and Technical Education and Academic scholarship programs;
28. Executive Order 2020-23.1, issued May 21, 2020, extended a prior extension for the sale of winter grade fuel;
29. Executive Order 2020-34, issued May 30, 2020, declared a state of emergency in Fargo, West Fargo and Cass County due to illegal protests;
30. Executive Order 2020-13.1, issued October 24, 2020, suspended requirements for processing absentee ballots to ensure timely election results;
31. Executive Order 2020-43, issued November 13, 2020, adopted mitigation measures for banquet facilities and restaurants and bars; adopted temporary suspension of extra-curricular activities in K-12 schools and adult and youth community sporting activities Burgum Enacts Mitigation Measures for Food Service, Events, Sports and Extra-Curricular Activities; replaced by Executive Order 2020-43.1, issued November 19, 2020.

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 18th day of December, 2020.

Doug Burgum
Governor

Attest:

Alvin A. Jaeger
Secretary of State