NORTH Dakota | Governor Doug Burgum

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EXECUTIVE ORDER 2020-43.5

WHEREAS, a state of emergency was declared by Governor Doug Burgum on March 13, 2020, in response to the public health crisis resulting from COVID-19; Executive Order 2020-03 activated the State Emergency Operations Plan (SEOP), implementing appropriate response and recovery actions and future mitigation measures; and,

WHEREAS, with the guidance and assistance of the State Health Officer and the Unified Command, the State is actively responding to the crisis; and,

WHEREAS, in response to a significant surge in coronavirus cases in North Dakota, the State Health Officer issued an order requiring face coverings in indoor public spaces and temporary limitations were imposed upon certain businesses and gatherings; and,

WHEREAS, these measures, together with support from local communities and individual citizens have slowed the spread of COVID-19 across the state; and,

WHEREAS, State Health Officer Order #2020-08.1, requiring face coverings in indoor public spaces will expire at 8:00 a.m., January 18, 2021.

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, and in consultation with the State Health Officer and the Unified Command hereby orders:

1. Capacity limitations and other restrictions for banquets, ballrooms, weddings and event venues, and capacity limitations and other restrictions on bars, restaurants and food service establishments set forth in Executive Order 2020-43.4 (January 7, 2021) are rescinded effective 8:00 a.m., January 18, 2021.

2. All businesses are strongly encouraged to continue to follow the *North Dakota Smart Restart Guidelines*.

This order is issued on the following basis 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 vested with statutory authority to issue executive orders, to minimize or avert the effects of a disaster or emergency pursuant to Chapter 37-17.1 of the North Dakota Century Code.

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 North Dakota State Capitol, this 16th day of January 2021.

Doug Burgum
Governor

ATTEST:

Secretary of State