



Tohono O'odham Nation
Office of the
Chairman and Vice Chairwoman

Ned Norris Jr. Wavalene M. Saunders
Chairman Vice Chairwoman



Executive Order

No. 2020-07

WHEREAS, on March 13, 2020, the Chairman issued a Declaration of the Tohono O'odham Nation Proclaiming a State of Emergency in response to the nationwide spread of COVID-19, therein establishing the Unified Command to centralize all Nation's resources and efforts in response to the potential devastating effects of COVID-19 on the Nation; and

WHEREAS, on March 16, 2020, the Tohono O'odham Legislative Council passed Resolution No. 20-094 which, in part, authorizes the Chairman or Vice-Chairwoman to enforce quarantine orders, restrict the movement of people within the Nation, and prohibit gatherings of people in groups within the Nation and "require compliance with public health orders or directives issued by the State of Arizona or local governments that would not otherwise apply within the Nation"; and

WHEREAS, on June 17, 2020, Arizona Governor Doug Ducey issued the State of Arizona Executive Order #2020-40, *Containing the Spread of COVID-19, Continuing Arizona Mitigation Efforts*, which, in part, delegated authority to local governments to implement policies regarding face covering requirements in public spaces. Following the AZ Executive Order city mayors began implementing face covering requirements within each of their respective jurisdictions, including but not limited to the Arizona cities of Flagstaff, Phoenix, Scottsdale, Tucson, Tempe, and Tolleson; and

WHEREAS, by Executive Order No. 2020-05, the Chairman established new orders, in part, removing the Stay at Home Order, Executive Order No. 2020-03, and replaced the existing orders with modified social distancing guidelines, expanded social gathering numbers to 25 persons, adopted minimum requirements for Wakes and Funerals held on the Nation, and encouraged proper hygiene and social distancing practices; and

WHEREAS, in recent weeks COVID-19 cases in the state of Arizona have risen to exponential numbers largely due to reduced social distancing by individuals. The Nation is also seeing an increased number of cases linked to community spread, which has put the health and safety of Nation's members at heightened risk.

NOW, THEREFORE BE IT RESOLVED, by the authority vested in the Chairman of the Nation, the Chairman orders the amendment of Executive Order No. 2020-05, Section 4 and 5.

1. Section 4(a)-(f) shall be replaced in full with the following:
Effective June 5, 2020 at 6:00 AM, Executive Order No 2020-03, Stay at Home Order, shall expire. The following Social Distancing measures shall replace Stay at Home Orders within the exterior boundaries of the Tohono O'odham Nation:

- a. When leaving the home, physically distance yourself from others who do not reside in your household by maintaining a 6ft distance from others, when possible.
- b. With the exception of persons residing in the same household, all social gatherings are hereby prohibited until further notice.
- c. Individuals are *required* to wear face coverings in all public spaces where physical distancing is not possible.
 - i. “Public Spaces” means any place that is accessible by the general public (indoor and outdoor), including but not limited to: all governmental facilities, grocery stores, gas stations, convenience stores, post offices, establishments serving food or beverages, establishments offering recreational activities or entertainment and places that offer medical or health services or transportation to the general public.
 - ii. “Face masks or coverings” means cloth, fabric or other soft material that covers the nose and mouth. Coverings may be homemade or factory-made, or may be improvised from ordinary materials such as a scarf or bandana.
 - iii. *Limited Exceptions.* Face coverings are not required for children under the age of six (6); individuals who should not wear face coverings due to medical conditions, mental health conditions, or developmental disabilities; or first responders where face covering would interfere with their duties.
- d. Individuals should wash hands and/or use hand sanitizer regularly, avoid touching their face, and disinfect frequently touched surfaces regularly.
- e. Individuals are discouraged from unnecessary travel.
- f. Individuals who become ill and demonstrate signs and symptoms related to COVID-19 should remain out of the public, however, are encouraged to seek treatment and testing.

2. Section 5 shall be amended as follows:

Tribal enterprises and businesses, operating within the exterior boundaries of the Nation, are required to implement guidelines consistent with CDC Guidelines to protect the health and safety of employees and the general public, including implementation of face covering requirements for employees and customers/visitors at all time in public spaces.

All other sections of Executive Order No. 2020-05 and No. 2020-06 not inconsistent with this order shall remain in full force and effect until rescinded or amended by a subsequent Executive Order.

ORDERED this 23rd Day of June, 2020 in Sells, Arizona.



Chairman, Tohono O’odham Nation