

CITY OF RIVERBANK

URGENCY ORDINANCE NO. 2020-006

AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVERBANK, CALIFORNIA, (1) ADOPTING THE STANISLAUS COUNTY HEALTH OFFICER'S MARCH 31, 2020, ORDER DIRECTING ALL INDIVIDUALS LIVING IN THE COUNTY TO SHELTER AT THEIR PLACE OF RESIDENCE; (2) ADOPTING THE GOVERNOR'S EXECUTIVE ORDER N-33-20, DIRECTING ALL INDIVIDUALS IN THE STATE TO SHELTER AT THEIR PLACE OF RESIDENCE; (3) ADOPTING ANY SUBSEQUENT ORDERS THAT THE STANISLAUS COUNTY HEALTH OFFICER OR ANY OFFICIAL OF THE STATE OF CALIFORNIA MAY ISSUE TO LIMIT THE SPREAD OF COVID-19 DURING THE DURATION OF THE COVID-19 STATE OF EMERGENCY; AND (4) ORDERING ALL INDIVIDUALS IN THE CITY OF RIVERBANK TO SHELTER AT THEIR PLACE OF RESIDENCE AND SETTING FORTH ENFORCEMENT RULES

WHEREAS, the Centers for Disease Control and Prevention considers the novel coronavirus ("COVID-19") to be a very serious public health threat with outcomes ranging from mild sickness to severe illness and death; and

WHEREAS, COVID-19 is easily transmissible from person to person and has spread globally to approximately one hundred ninety-nine (199) countries, infected more than five hundred ninety-seven thousand (597,000) people and killed more than twenty-seven thousand (27,000) people worldwide as of March 27, 2020, according to the World Health Organization; and

WHEREAS, on March 4, 2020, the Governor of the State of California (the "Governor"), declared a state of emergency in the State of California (the "State") due to the number of confirmed cases of COVID-19 in the State; and

WHEREAS, on March 11, 2020, the Governor announced that State public health officials have determined that gatherings of more than two hundred fifty (250) people should be postponed or canceled across the State until at least the end of March; and

WHEREAS, on March 11, 2020, the County of Stanislaus (the "County") proclaimed a local emergency due to COVID-19; and

WHEREAS, on March 13, 2020, the President of the United States declared a national emergency due to COVID-19; and

WHEREAS, on March 16, 2020, the City of Riverbank (the “City”) declared a local emergency due to COVID-19, which was ratified by the City Council on March 18, 2020; and

WHEREAS, on March 19, 2020, to prevent the spread of COVID-19, the Governor issued Executive Order N-33-20 ordering all State residents to shelter at their place of residence except as needed to ensure continuity of operations in essential critical infrastructure sectors and additional sectors as directed by the State Public Health Officer; and

WHEREAS, March 22, 2020, the State Public Health Officer has designated a list of “Essential Critical Infrastructure Workers”, which can be found at <https://covid19.ca.gov/img/EssentialCriticalInfrastructureWorkers.pdf>; and

WHEREAS, on March 31, 2020, the Stanislaus County Health Officer issued an order to implement Executive Order N-33-20, by directing all County residents to shelter at home or at their place of residence except when leaving to provide or receive certain essential services; and

WHEREAS, many individuals who contract the COVID-19 have no symptoms or have mild symptoms, but can still transmit the disease; and

WHEREAS, because scientific evidence shows the disease is easily spread; gatherings can result in preventable transmission of the virus; and

WHEREAS, the age, condition, and health of a significant portion of the population of the City places it at risk for serious health complications, including death, from COVID-19; and

WHEREAS, as of April 2, 2020, there are (2) cases of COVID-19 in the City and there are forty-four (44) confirmed cases of COVID-19 in the County; and

WHEREAS, the scientific evidence shows that at this stage of the emergency, it is essential to slow virus transmission as much as possible to protect the most vulnerable and to prevent the health care system from being overwhelmed; and

WHEREAS, Government Code section 8634 authorizes, during a local emergency, the City Council, or officials designated thereby, to promulgate orders and regulations necessary to provide for the protection of life and property; and

WHEREAS, Government Code section 53069.4 authorizes the City by ordinance to make any violation of any ordinance enacted by the City subject to an administrative fine or penalty; and

WHEREAS, pursuant to Section 36937 of the California Government Code, the City may adopt an urgency ordinance if it is for the immediate preservation of the public peace, health or safety.

NOW, THEREFORE, THE CITY OF RIVERBANK CITY COUNCIL DOES ORDAIN AS FOLLOWS:

Section 1. Stanislaus County Health Officer’s March 31, 2020, Order Adopted in Full.

The City hereby adopts in full the Stanislaus County Health Officer’s March 31, 2020, Order entitled, “Order of the Stanislaus County Health Officer Directing All Individuals Living In The County To Stay At Home Or At Their Place Of Residence Except That They May Leave To Provide Or Receive Certain Essential Services Or Engage In Certain Essential Activities And Work For Essential Businesses And Governmental Services; Exempting Individuals Experiencing Homelessness From This Order But Urging Them To Find Shelter And Government Agencies To Provide It; Directing All Businesses And Governmental Agencies To Cease Non-Essential Operations At Physical Locations In The County; Prohibiting All Non-Essential Gatherings Of Any Number of Individuals; And Ordering Cessation of All Non-Essential Travel” (the “County March 31 Order”). A true and correct copy of the County March 31 Order is attached hereto as **Exhibit “A”** and incorporated herein by this reference.

Section 2. Governor’s Executive Order N-33-20 Adopted in Full.

The City hereby adopts in full the Governor’s Executive Order N-33-20 (the “Executive Order”). A true and correct copy of the Executive Order is attached hereto as **Exhibit “B”** and incorporated herein by this reference.

Section 3. All Subsequent Orders of The Stanislaus County Health Officer Issued During the Emergency Period Are Adopted.

All orders that will be issued by the Stanislaus County Health Officer subsequent to the County March 31 Order (Exhibit A) during the term stated in Section 7, shall be deemed automatically adopted by the City as of the date of issuance without any further action required by the City Council or the Director of Emergency Services, and shall be binding on all individuals living within the City, unless the City Council passes an ordinance or resolution, or the Director of Emergency Services issues a rule or regulation abrogating, modifying or

otherwise clarifying said order from the Stanislaus County Health Officer or limiting its application with respect to the City.

Section 4. All Subsequent Orders of The State of California Issued During the Emergency Are Adopted.

All orders that will be issued by the Governor of California or the State Public Health Officer subsequent to the Executive Order (Exhibit B) to limit the spread of COVID-19 during the term stated in Section 7, shall be deemed automatically adopted by the City as of the date of issuance without any further action required by the City Council or the Director of Emergency Services, and shall be binding on all individuals living within the City, unless the City Council passes an ordinance or resolution, or the Director of Emergency Services issues a rule or regulation abrogating, modifying or otherwise clarifying said order from the State of California or limiting its application with respect to the City.

Section 5. Shelter In Place.

All individuals currently living within the City are ordered to shelter at their place of residence in accordance with all terms and conditions imposed by the County March 31 Order (Exhibit A) and the Executive Order (Exhibit B). To the extent individuals must use shared or outdoor spaces, they must at all times, as reasonably possible, maintain social distancing of at least six feet from any other person when they are outside their residence. Individuals experiencing homelessness are exempt from this Section but are strongly urged to obtain shelter, and governmental and other entities are strongly urged to make such shelter available as soon as possible and to the maximum extent practicable and to utilize social distancing requirements in their operation.

All public and private gathering of any number of people occurring outside a household or living units are prohibited, except for the limited purposes as expressly permitted in the County March 31 Order (Exhibit A).

Section 6. Enforcement.

A. The Chief of Police, or his or her designee and all peace officers, are authorized to enforce and ensure compliance with this Ordinance. The violation of any provision of this Ordinance constitutes an imminent threat to the public health and is hereby declared to be a public nuisance in accordance with the Riverbank Municipal Code (the "RMC"). It is unlawful to violate any of the provisions of this Ordinance, or to do any act prohibited by this Ordinance, or to omit or fail to do any act required by this Ordinance.

B. The purpose of this Section is to provide remedies to address acts or omissions set forth in this Ordinance. Violations may be corrected or addressed

in a number of ways and it is the intent of this Ordinance to provide the City with an administrative process for correcting violations and to penalize violators for failure to comply with this Ordinance.

C. This Section provides for administrative citations which are in addition to all other legal and equitable remedies and provides an alternative to any criminal prosecutions which may be pursued by the City to address any violation of this Ordinance, or of any regulations adopted under the authority of the RMC.

D. Use of the remedies and procedures of this Section shall be at the sole discretion of the enforcement officer authorized to proceed under this Ordinance and shall not limit or preclude the use of criminal or civil injunctive code enforcement proceedings.

E. For purposes of this section, the following words and phrases shall have the meanings respectively ascribed to them:

1. "Enforcement officer" means the City Manager, the Chief of Police, or any City employee, or agent of the City, designated by the City Manager or the Chief of Police with the authority to enforce any provision of this Ordinance.

2. "Responsible party" means the owner, agent, manager, lessee, tenant or any other person having control or possession of a property where a violation of this Ordinance occurs and any individual who violates any provision of this Ordinance. In the event that the responsible person who is in violation of this Ordinance is a minor, then the minor and the parents, or guardians of that minor, will be jointly and severally liable for any fine imposed.

F. Whenever an enforcement officer determines that a violation of any provision of this Ordinance has occurred, the enforcement officer, in his or her sole discretion, may issue a warning to any person responsible for the violation. The warning shall serve as a written or verbal warning of responsibility. The warning requires immediate action by the person responsible for the violation to correct or cease the violation.

G. Whenever an enforcement officer charged with the enforcement of this Ordinance determines that a violation of this Ordinance has occurred, the enforcement officer shall have the authority to issue an administrative citation to the person or entity responsible for the violation pursuant to the procedures in Chapter 99, Administrative Remedies, of Title IX, General Provisions, of the RMC. Chapter 99, Administrative Remedies, of Title IX, General Provisions, of the RMC, shall be followed; provided, that:

1. A first violation of this Ordinance shall result in an administrative citation with a two hundred fifty dollar (\$250.00) fine;

2. A second violation of this Ordinance shall result in an administrative citation with a five hundred dollar (\$500.00) fine;

3. A third and subsequent violation of this Ordinance shall result in an administrative citation with a one thousand dollar (\$1000.00) fine.

H. The remedies, fines, penalties and fees provided for under this Ordinance or in the RMC are cumulative and shall not restrict the City from any other remedy to which it is entitled under law or equity. Nothing in this Ordinance shall be deemed to preclude the imposition of any criminal penalty under State law or this Ordinance, nor shall anything in this Ordinance be deemed to conflict with any penalty or provision under State law, or to prohibit any conduct authorized by the California and United States Constitution. This Ordinance shall not be interpreted in any manner that conflicts with the laws or Constitutions of the United States or California.

I. Notwithstanding any other provision of this Ordinance, whenever the enforcement official determines real property or any building, structure or condition thereon is dangerous or constitutes an immediate threat to life, public health or safety, the enforcement official may immediately and forthwith abate such public nuisance. Actions taken to abate immediately or potentially dangerous nuisances may include, but are not limited to, removal of the condition creating the danger and/or the restriction from use or occupancy of the property on which the condition exists, or any other abatement action determined by the enforcement official to be necessary. Notice of the emergency abatement shall be provided to the owner and/or responsible party as provided for in this Ordinance the same day or as soon as practical.

Section 7. Term. This Ordinance remains in full force and effect until the Governor ends the state of emergency in response to the COVID-19 outbreak or until the Ordinance is rescinded by the City Council, whichever occurs first.

Section 8. Severability. If any section, subdivision, sentence, clause, phrase or portion of this Ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof and shall continue to be in full force and effect.

Section 9. Urgency Finding. The City hereby finds, determines and declares that this Ordinance is necessary to the immediate preservation of the public peace, health or safety, because there is an urgent need to slow COVID-19 transmission as much as possible to protect the most vulnerable and to prevent

the health care system from being overwhelmed. Therefore, the City further finds, determines and declares that this Ordinance takes effect immediately upon adoption pursuant to the authority conferred upon the City Council by California Government Code section 36937.

Section 10. The City Clerk is hereby directed to certify to the passage of this Ordinance and to cause it to be published one time pursuant to GC § 36933 in a newspaper of general circulation within fifteen (15) days after its adoption.

PASSED, ADOPTED, AND ORDERED, by a four-fifths vote at a meeting of the City Council of the City of Riverbank held on the 14th day of April, 2020, motioned by Vice Mayor (CM-D1) Luis Uribe, seconded by Councilmember District 3 Cal Campbell; moved said Urgency Ordinance for adoption by a City Council roll call vote of 5-0:

AYES: Barber-Martinez, Campbell, Fosi, Uribe, and Mayor O'Brien
NAYS: None
ABSENT: None
ABSTAINED: None

ATTEST:

APPROVED:

(THE ORIGINAL DOCUMENT IS ON FILE WITH THE CITY CLERK

**Annabelle H. Aguilar, CMC
City Clerk**

**Richard D. O'Brien
Mayor**

APPROVED AS TO FORM:

XXXXXXXXXXXXXXXXXXXX
Tom P. Hallinan, City Attorney

Attachments: Exhibits A and B



HEALTH SERVICES AGENCY

Public Health Services
820 Scenic Drive, Modesto, CA 95350-6194

Julie Vaishampayan, MD, MPH
Public Health Officer

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**ORDER OF THE STANISLAUS COUNTY
PUBLIC HEALTH OFFICER
DIRECTING**

ALL INDIVIDUALS LIVING IN THE COUNTY TO STAY AT HOME OR AT THEIR PLACE OF RESIDENCE EXCEPT THAT THEY MAY LEAVE TO PROVIDE OR RECEIVE CERTAIN ESSENTIAL SERVICES OR ENGAGE IN CERTAIN ESSENTIAL ACTIVITIES AND WORK FOR ESSENTIAL BUSINESSES AND GOVERNMENTAL SERVICES; EXEMPTING INDIVIDUALS EXPERIENCING HOMELESSNESS FROM THIS ORDER BUT URGING THEM TO FIND SHELTER AND GOVERNMENT AGENCIES TO PROVIDE IT; DIRECTING ALL BUSINESSES AND GOVERNMENTAL AGENCIES TO CEASE NON-ESSENTIAL OPERATIONS AT PHYSICAL LOCATIONS IN THE COUNTY; PROHIBITING ALL NON-ESSENTIAL GATHERINGS OF ANY NUMBER OF INDIVIDUALS; AND ORDERING CESSATION OF ALL NON-ESSENTIAL TRAVEL

DATE OF ORDER: MARCH 31, 2020

Please read this Order carefully. Violation of or failure to comply with this Order is a misdemeanor punishable by fine, imprisonment, or both. (California Health and Safety Code sections 120295, et seq.)

UNDER THE AUTHORITY OF CALIFORNIA HEALTH AND SAFETY CODE SECTIONS 101040, 101470, 101475, 101085, 120175, 120200, 120210 AND 120215 THE HEALTH OFFICER OF THE COUNTY OF STANISLAUS ("HEALTH OFFICER") ORDERS:

1. This Order incorporates by reference the directive from the California State Public Health Officer designating Essential Critical Infrastructure Workers. For more information on Essential Critical Infrastructure Workers, see <https://covid19.ca.gov/img/EssentialCriticalInfrastructureWorkers.pdf>
2. The intent of this Order is to implement Executive Order N-33-20, issued by Governor Newsom on March 19, 2020, and to ensure that the maximum number of people self-isolate in their homes or places of residence to the maximum extent feasible, while enabling essential services to continue, to slow the spread of COVID-19 to the maximum extent possible. When people need to leave their homes or places of residence, whether to obtain or perform vital services, or to otherwise facilitate authorized activities necessary for continuity of social and commercial life, they should at all times as reasonably possible comply with Social Distancing Requirements as defined in Section 11 of this Order. All provisions of this Order should be interpreted to effectuate this intent. Failure to comply with any of the provisions of this Order constitutes an imminent threat to public health.
3. All individuals currently living within the County of Stanislaus (the "County") are ordered to

stay at home or place of residence. To the extent individuals are using shared or outdoor spaces, they must at all times as reasonably possible maintain social distancing of at least six feet from any other person when they are outside their residence. All persons may leave their residences only for Essential Activities as defined in Section 11, or to work as an Essential Critical Infrastructure Worker as defined by the State Public Health Officer. Individuals experiencing homelessness are exempt from this Section but are strongly urged to obtain shelter. Persons experiencing homelessness that are unable to locate shelter should refrain from being in encampments of more than 10 people, and governmental and other entities are strongly urged to make such shelter available as soon as possible and to the maximum extent practicable (and to utilize Social Distancing Requirements in their operation).

4. This Order is issued based on evidence of escalating occurrence of COVID-19 within the County and throughout California indicating that current efforts are not producing the desired result of reducing spread.
 - 4.1 Due to the outbreak of the COVID-19 virus in the general public, which is now a pandemic according to the World Health Organization, there is a public health emergency throughout the County. In addition, some individuals who contract the COVID-19 virus have no symptoms or have mild symptoms and they may not be aware they carry the virus. Because even people without symptoms can spread COVID-19, and because evidence shows the disease is easily spread, public activities can result in preventable transmission of the virus. The scientific evidence shows that at this stage of the emergency, it is essential to slow virus transmission as much as possible to protect the most vulnerable and to prevent the health care system from being overwhelmed. County residents must minimize public activities and interactions. By reducing the spread of the COVID-19 virus, this Order helps preserve critical and limited healthcare capacity in the County and prevent more deaths.
5. All businesses with facilities located in the County are required to cease all activities within this County, except as needed to maintain continuity of operations of essential critical infrastructure sectors and additional sectors as designated by the State Public Health Officer. Those businesses remaining open to maintain continuity of operations of essential critical infrastructure sectors shall comply with Social Distancing Requirements as defined in Section 11 below, including, but not limited to, when customers are standing in line.
6. All public and private gatherings of any number of people occurring outside a household or living unit are prohibited, except for the limited purposes as expressly permitted in Section 11. All bars, wine tasting rooms, and brewpubs shall close, all in-dining at restaurants shall cease, except for home delivery and curbside takeout, and all pet grooming, gyms, bingo halls, golf course, and cardrooms shall close. Nothing in this Order prohibits the gathering of members of a household or living unit.
7. All travel is prohibited except Essential Travel and Essential Activities as defined in Section 11. People must use public transit only for purposes of performing Essential Activities. People riding on public transit must comply with Social Distancing Requirements as defined in Section 11, to the greatest extent feasible. This Order allows travel into or out of the County **only** to perform Essential Activities.

8. This Order also is issued in light of the existence, as of March 31, 2020, of 35 cases of COVID-19 in the County, and likely further significant increases in transmission. This Order is necessary to slow the rate of spread and the County will re-evaluate it as further data becomes available.
9. This Order is issued in accordance with, and incorporates by reference, the March 4, 2020 Proclamation of a State of Emergency issued by Governor Gavin Newsom, the Declarations of Local Health Emergency issued by the Health Officer on March 11, 2020, The Proclamation of a Local Emergency on March 11, 2020, and the March 17, 2020 Resolution of the Board of Supervisors of the County of Stanislaus Ratifying the Declarations of Local Health Emergency and Local Emergency Proclamation, Governor Newsom's March 12, 2020 Executive Order N-25-20, Governor Newsom's March 19, 2020 Executive Order N-33-20, and the designation by the State Public Health Officer of Essential Critical Infrastructure Workers issued March 22, 2020.
10. This Order comes after the release of substantial guidance from the County Health Officer, the Centers for Disease Control and Prevention, the California Department of Public Health, and other public health officials throughout the United States and around the world, including a variety of prior orders to combat the spread and harms of COVID-19. The Health Officer will continue to assess the quickly evolving situation and may modify or extend this Order, or issue additional Orders, related to COVID-19.
11. Definitions and Exemptions.
 - a. For purposes of this Order, individuals may leave their residence **only** to perform "Essential Activities." People at high risk of severe illness from COVID-19 and people who are sick are urged to stay at home or place of residence to the extent possible except as necessary to seek medical care. "Essential Activities" are limited to the following:
 - i. To engage in activities or perform tasks essential to their health and safety, or to the health and safety of their family or household members (including, but not limited to, pets), such as, by way of example only and without limitation, obtaining medical supplies or medication, visiting a health care professional, or obtaining supplies the individual needs to work from home.
 - ii. To obtain necessary services or supplies for themselves and their family or household members, or to deliver those services or supplies to others, such as, by way of example only and without limitation, canned food, dry goods, fresh fruits and vegetables, pet supply, fresh meats, fish, and poultry, and any other household consumer products, and products necessary to maintain the safety, sanitation, and essential operation of residences.
 - iii. To engage in outdoor activity, provided the individuals comply with Social Distancing Requirements as defined in this Section, such as, by way of example and without limitation, walking, hiking, biking, running or equestrian activities. **Use of park or playground equipment is prohibited.**
 - iv. To perform work as an Essential Critical Infrastructure Worker.
 - v. To care for a family member or pet in another household.

- b. For purposes of this Order, Essential Critical Infrastructure Workers are those individuals providing the services designated by the State Public Health Officer listed here <https://covid19.ca.gov/img/EssentialCriticalInfrastructureWorkers.pdf>
 - c. This Order applies to all businesses in the County including for-profit, non-profit, or educational entities, regardless of the nature of the service, the function they perform, or its corporate or entity structure.
 - d. For the purposes of this Order, "Essential Travel" includes travel for any of the following purposes. Individuals engaged in any Essential Travel must comply with all Social Distancing Requirements as defined in this Section below.
 - i. Any travel related to the provision of or access to Essential Activities or Essential Governmental Functions.
 - ii. Travel to care for elderly, minors, dependents, persons with disabilities, or other vulnerable persons.
 - iii. Travel to or from educational institutions for purposes of receiving materials for distance learning, for receiving meals, and any other educational related services.
 - iv. Travel to return to a place of residence from outside the jurisdiction.
 - v. Travel required by law enforcement or court order.
 - vi. Travel required for non-residents to return to their place of residence outside the County. Individuals are strongly encouraged to verify that their transportation out of the County remains available and functional prior to commencing such travel.
 - e. For purposes of this Order, the term "residences" include places persons normally live such as hotels, motels, shared rental units and homes.
 - f. For purposes of this Order, "Social Distancing Requirements" includes maintaining at least six-foot social distancing from other individuals, washing hands with soap and water for at least twenty seconds as frequently as possible or using hand sanitizer, covering coughs or sneezes (into the sleeve or elbow, not hands), regularly cleaning high touch surfaces, and not shaking hands.
12. Pursuant to Government Code sections 26602 and 41601 and Health and Safety Code section 101029, the Health Officer requests that the Sheriff and all chiefs of police in the County ensure compliance with and enforce this Order. The violation of any provision of this Order constitutes an imminent threat to public health. Consistent with the views expressed by the Governor and after consulting with the Stanislaus County Sheriff, the Public Health Officer believes that enforcement through education is preferable, but that other means of enforcement may be employed, as deemed appropriate by the law enforcement agency.
13. This Order shall become effective at 5:00 a.m. on April 2, 2020 and will continue to be in effect until it is rescinded in writing by the Health Officer.
14. Copies of this Order shall promptly be: (1) made available at the County Administration Building at 1010 10th St, Modesto, 95354; (2) posted on the Stanislaus County Home page

(StanCounty.com); and (3) provided to any member of the public requesting a copy of this Order.

15. If any provision of this Order to the application thereof to any person or circumstance is held to be invalid, the remainder of the Order, including the application of such part or provision to other persons or circumstances, shall not be affected and shall continue in full force and effect. To this end, the provisions of this Order are severable.

IT IS SO ORDERED:



Julie Vaishampayan, MD, MPH
Health Officer, County of Stanislaus

March 31, 2020

Date



Thomas E. Boze
County Counsel

March 31, 2020

Date

EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA

EXECUTIVE ORDER N-33-20

WHEREAS on March 4, 2020, I proclaimed a State of Emergency to exist in California as a result of the threat of COVID-19; and

WHEREAS in a short period of time, COVID-19 has rapidly spread throughout California, necessitating updated and more stringent guidance from federal, state, and local public health officials; and

WHEREAS for the preservation of public health and safety throughout the entire State of California, I find it necessary for all Californians to heed the State public health directives from the Department of Public Health.

NOW, THEREFORE, I, GAVIN NEWSOM, Governor of the State of California, in accordance with the authority vested in me by the State Constitution and statutes of the State of California, and in particular, Government Code sections 8567, 8627, and 8665 do hereby issue the following Order to become effective immediately:

IT IS HEREBY ORDERED THAT:

- 1) To preserve the public health and safety, and to ensure the healthcare delivery system is capable of serving all, and prioritizing those at the highest risk and vulnerability, all residents are directed to immediately heed the current State public health directives, which I ordered the Department of Public Health to develop for the current statewide status of COVID-19. Those directives are consistent with the March 19, 2020, Memorandum on Identification of Essential Critical Infrastructure Workers During COVID-19 Response, found at: <https://covid19.ca.gov/>. Those directives follow:

ORDER OF THE STATE PUBLIC HEALTH OFFICER
March 19, 2020

To protect public health, I as State Public Health Officer and Director of the California Department of Public Health order all individuals living in the State of California to stay home or at their place of residence except as needed to maintain continuity of operations of the federal critical infrastructure sectors, as outlined at <https://www.cisa.gov/identifying-critical-infrastructure-during-covid-19>. In addition, and in consultation with the Director of the Governor's Office of Emergency Services, I may designate additional sectors as critical in order to protect the health and well-being of all Californians.

Pursuant to the authority under the Health and Safety Code 120125, 120140, 131080, 120130(c), 120135, 120145, 120175 and 120150, this order is to go into effect immediately and shall stay in effect until further notice.

The federal government has identified 16 critical infrastructure sectors whose assets, systems, and networks, whether physical or virtual, are considered so vital to the United States that their incapacitation or

destruction would have a debilitating effect on security, economic security, public health or safety, or any combination thereof. I order that Californians working in these 16 critical infrastructure sectors may continue their work because of the importance of these sectors to Californians' health and well-being.

This Order is being issued to protect the public health of Californians. The California Department of Public Health looks to establish consistency across the state in order to ensure that we mitigate the impact of COVID-19. Our goal is simple, we want to bend the curve, and disrupt the spread of the virus.

The supply chain must continue, and Californians must have access to such necessities as food, prescriptions, and health care. When people need to leave their homes or places of residence, whether to obtain or perform the functions above, or to otherwise facilitate authorized necessary activities, they should at all times practice social distancing.

- 2) The healthcare delivery system shall prioritize services to serving those who are the sickest and shall prioritize resources, including personal protective equipment, for the providers providing direct care to them.
- 3) The Office of Emergency Services is directed to take necessary steps to ensure compliance with this Order.
- 4) This Order shall be enforceable pursuant to California law, including, but not limited to, Government Code section 8665.

IT IS FURTHER ORDERED that as soon as hereafter possible, this Order be filed in the Office of the Secretary of State and that widespread publicity and notice be given of this Order.

This Order is not intended to, and does not, create any rights or benefits, substantive or procedural, enforceable at law or in equity, against the State of California, its agencies, departments, entities, officers, employees, or any other person.

IN WITNESS WHEREOF I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 19th day of March 2020.



GAVIN NEWSOM
Governor of California

ATTEST:

ALEX PADILLA
Secretary of State