

**LINCOLN COUNTY HEALTH DEPARTMENT (LCHD) ORDER  
FOR LIMITATIONS OF PRIVATE AND PUBLIC GATHERINGS OF MORE THAN  
TEN (10) INDIVIDUALS AND RESTRICTIONS ON ACTIVITIES**

WHEREAS, the COVID-19 virus spreads between people who are in close contact with one another through respiratory droplets when an infected person coughs or sneezes;

WHEREAS, there is a national pandemic regarding the COVID-19 virus and as of March 27, 2020 there are at least 670 confirmed positive cases of COVID-19 and 9 deaths, as reported by the Missouri Department of Health and Senior Services;

WHEREAS, it is anticipated that confirmed positive cases will continue to rise in the State of Missouri and citizens through responsible social and health actions, as well as local, State of Missouri, and Federal actions are being taken to combat the pandemic;

WHEREAS, the Lincoln County Commission on March 16, 2020 issued a formal State of Emergency Proclamation in support of efforts throughout Lincoln County, Missouri to slow the spread of the SARS-CoV-2 virus, the cause of the COVID-19 Pandemic;

WHEREAS, on March 21, 2020, Governor Mike Parson of the State of Missouri and the Missouri Department of Health and Senior Services issued an order under Missouri Statute imposing a restriction upon the number of individuals assembling in the State to further reduce the spread of COVID-19;

WHEREAS, such order directed that "...every person in the State of Missouri shall avoid social gatherings of more than ten (10) people. For purposes of this Order, "social gatherings" shall mean any planned or spontaneous event or convening that would bring together more than ten (10) people in a single space at the same time...";

WHEREAS, such order directed that "...every person in the State of Missouri shall avoid eating or drinking at restaurants, bars, or food courts; provided, however, that the use of drive-thru, pickup, or delivery options is allowed throughout the duration of this Order...";

WHEREAS, such order does not prohibit schools from providing childcare and food and nutritional services to children that qualify;

WHEREAS, such order is effective from 12:01 A.M. Monday March 23, 2020 to 12:01 A.M. Monday April 6, 2020 unless extended by further order of the Director of the Department of Health and Senior Services, with the extensions not exceeding the duration of the effective period of Executive Order 20-02 (May 15, 2020, unless extended in whole or in part);

WHEREAS, on March 25, 2020 the LCHD did make an Order regarding limitations of social gatherings of ten (10) people or more;

WHEREAS, on March 26, 2020 Lincoln County, Missouri had its first two (2) confirmed positive cases;

WHEREAS, an emergency exists regarding the COVID-19 pandemic and it is necessary to take appropriate action to protect public life, health, safety, and property;

WHEREAS, the LCHD wishes to employ all means available under the law to protect public life, health, safety and property so that the development, contraction and spread of COVID-19 will be limited;

WHEREAS, I, Brett Siefert, Administrator of the Lincoln County Health Department do find the aforementioned conditions constitute a threat to the health, safety, and welfare of the residents of Lincoln County, Missouri and that they create a public health emergency situation within the meaning of RSMo Section 192.020; 19 CSR 20-20.010; 19 CSR 20-20-090;

WHEREAS, under the power vested in me under appropriate local, state and federal laws, regulations, ordinances, and other enabling provisions, I, Brett Siefert, Administrator of the Lincoln County Health Department, under the authority delegated by the State of Missouri hereby order limited isolation and other restraint on activity comprised of the following:

### **Section One: Definitions and Exemptions.**

- a. **Follow Previous Orders:** Individuals in Lincoln County, Missouri shall follow the Social Distancing Order of Dr. Randall Williams, the Director of the Department of Health and Senior Services, made March 21, 2020.<sup>1</sup> This Order shall supplement the March 21, 2020 Order, as well as the LCHD Order of March 25, 2020.
- b. **Social Distancing Requirements:** For purposes of this Order, Social Distancing Requirements<sup>2</sup> includes maintaining at least six-foot (6') 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.
- c. **Mandate to Avoid Social Gatherings:** For purposes of this Order, individuals shall avoid social gatherings of more than ten (10) people. "Social gatherings" is defined as any planned or spontaneous event or convening that would bring together more than ten (10) people in a single space at the same time. "Social gatherings" shall not mean functions that are local, state, or federal government related, however appropriate social distancing shall be followed and good hygiene and cleaning practices used. "Social gatherings" shall not mean the operation of businesses, or gathering of employees at a business, provided that appropriate social distancing is maintained and the business is utilizing good hygiene and cleaning practices.
- d. **Order to Not Leave Residences Except for Essential Activities:** For purposes of this Order individuals may leave their residence only to perform any of the following

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<sup>1</sup> Electronic copy of such order may be found at:

<https://health.mo.gov/living/healthcondiseases/communicable/novel-coronavirus/pdf/social-distancing-order.pdf>

<sup>2</sup> "Social Distancing" means remaining out of congregate settings, avoiding mass gatherings, and maintaining distance (approximately 6 feet or 2 meters from others when possible.

<https://www.cdc.gov/coronavirus/2019-ncov/php/risk-assessment.html>

“Essential Activities.” People at high risk of severe illness<sup>3</sup> from COVID-19 and people who are sick are urged to stay in their residence except as necessary to seek medical care. “Essential Activities” are defined as:

- i. Engaging in activities or performing 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 they need to work from home;
  - ii. obtaining necessary services or supplies for themselves and their family or household members, or delivering 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. engaging 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, or running;
  - iv. performing work, providing products and services at a business or to otherwise carry out activities specifically permitted in this Order, including Minimum Basic Operations; and
  - v. caring for a family member or pet in another household.
- e. **First Responders, Emergency Personnel:** For purposes of this Order, all first responders, emergency management personnel, emergency dispatchers, court personnel, and law enforcement personnel, and others working for or to support businesses are categorically exempt from this Order.
- f. **Essential Governmental Functions:** Further, nothing in this Order shall prohibit any individual from performing or accessing “Essential Governmental Functions.” Essential

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<sup>3</sup> “...those at high-risk for severe illness from COVID-19 include:

- People aged 65 years and older
- People who live in a nursing home or long-term care facility
- Other high-risk conditions could include:
  - People with chronic lung disease or moderate to severe asthma
  - People who have serious heart conditions
  - People who are immunocompromised including cancer treatment
  - People of any age with severe obesity (body mass index [BMI] >40) or certain underlying medical conditions, particularly if not well controlled, such as those with diabetes, renal failure, or liver disease might also be at risk
- People who are pregnant should be monitored since they are known to be at risk with severe viral illness, however, to date data on COVID-19 has not shown increased risk

Many conditions can cause a person to be immunocompromised, including cancer treatment, bone marrow or organ transplantation, immune deficiencies, poorly controlled HIV or AIDS, and prolonged use of corticosteroids and other immune weakening medications.” <https://www.cdc.gov/coronavirus/2019-ncov/specific-groups/people-at-higher-risk.html>

Government Functions means all services needed to ensure the continuing operation of the government agencies and provide for the health, safety and welfare of the public. All Essential Governmental Functions shall be performed in compliance with Social Distancing Requirements as defined this Section, to the extent possible.

- g. **Businesses Remaining Open:** This Order does not order the closure of businesses, however businesses which remain in operation shall maintain appropriate social distancing and shall utilize good hygiene and cleaning practices at the business address. If feasible, businesses are asked to review and implement telework or work from home.
- h. **Specific Examples of Businesses That Remain Open Pursuant to this Order:** For illustration purposes, and not as a limitation on businesses, the following businesses may remain open provided that appropriate guidelines:
- i. Healthcare Operations and Essential Infrastructure;
  - ii. Grocery stores, certified farmers' markets, farm and produce stands, supermarkets, food banks, convenience stores, and other establishments engaged in the retail sale of canned food, dry goods, fresh fruits and vegetables, pet supply, fresh meats, fish, and poultry, and any other household consumer products (such as cleaning and personal care products). This includes stores that sell groceries and also sell other nongrocery products, and products necessary to maintaining the safety, sanitation, and essential operation of residences;
  - iii. Food cultivation, including farming, livestock, and fishing;
  - iv. Human and animal food processing facility workers;
  - v. Businesses that provide food, shelter, and social services, and other necessities of life for economically disadvantaged or otherwise needy individuals;
  - vi. Newspapers, television, radio, and other media services;
  - vii. Gas stations and auto-supply, auto-repair, and related facilities;
  - viii. Banks and related financial institutions or financial transaction institutions;
  - ix. Hardware stores;
  - x. Plumbers, electricians, exterminators, and other service providers who provide services that are necessary to maintaining the safety, sanitation, and essential operation of residences, Essential Activities, and Essential Businesses;
  - xi. Businesses providing mailing and shipping services, including post office boxes; Educational institutions—including public and private K-12 schools, colleges, and universities—for purposes of facilitating distance learning or performing essential functions related to distance learning, provided that social distancing of six-feet per person is maintained to the greatest extent possible;
  - xii. Laundromats, dry cleaners, and laundry service providers;
  - xiii. Restaurants and other facilities that prepare and serve food, but only for drive-thru, delivery or carry-out/curb-side service. Any carry-out operations must be in accordance with this Section regarding limitations of the number of people at a social gathering; and further restaurants and other facilities that prepare and serve food shall not allow eating or drinking at the restaurant, bar or food court.
  - xiv. Schools and other entities that typically provide free food services to students or members of the public may continue to do so under this Order on the condition that the food is provided to students or members of the public on a pick-up and takeaway basis only. Schools and other entities that provide food services under

- this exemption shall not permit the food to be eaten at the site where it is provided, or at any other gathering site;
- xv. Businesses that supply products needed for people to work from home;
  - xvi. Businesses that supply other essential businesses with the support or supplies necessary to operate;
  - xvii. Businesses that ship or deliver groceries, food, goods or services directly to residences;
  - xviii. Airlines, taxis, and other private transportation providers providing transportation services necessary for Essential Activities and other purposes expressly authorized in this Order;
  - xix. Home-based care for seniors, adults, or children;
  - xx. Residential facilities and shelters for seniors, adults, and children;
  - xxi. Professional services, such as legal or accounting services, when necessary to assist in compliance with legally mandated activities;
  - xxii. Childcare facilities providing services that enable employees exempted in this Order to work as permitted. To the extent possible, childcare facilities must operate under the following mandatory conditions:
    - 1. Childcare must be carried out in stable groups of 10 or fewer (“stable” means that the same 10 or fewer children are in the same group each day);
    - 2. Children shall not change from one group to another;
    - 3. If more than one group of children is cared for at one facility, each group shall be in a separate room. Groups shall not mix with each other; and
    - 4. Childcare providers shall remain solely with one group of children.
  - xxiii. For the purposes of this Order, weddings, wakes or funerals are not exempt.
- i. **Essential Travel:** Persons shall limit their travel to essential travel. 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;
- i. Any travel related to the provision of or access for supplies, to and from work or a healthcare provider or other business;
  - 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 related services;
  - iv. Travel to return to a place of residence from outside the jurisdiction;
  - v. Travel required by law enforcement or court order;
- j. For purposes of this order, residences include hotels, motels, shared rental units, and similar facilities.

### **Section Two: Violations.**

Violation of any provision of this Order constitutes an imminent threat and creates an immediate menace to public health.

### **Section Three: Effective Date and Expiration.**

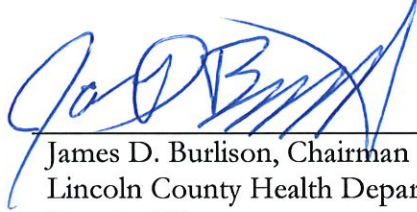
This order shall take effect beginning at 12:01 A.M. Sunday, March 29, 2020, and continue until 12:01 A.M. Monday, April 6, 2020, unless otherwise extended or reduced. This Order will

continue to be in effect until it is extended, reduced, rescinded, superseded, or amended in writing.

It is so ordered this 27<sup>th</sup> day of March, 2020, at 8:10 PM.



Brett Siefert, Administrator  
Lincoln County Health Department  
Lincoln County, Missouri



James D. Burlison, Chairman  
Lincoln County Health Department  
Board of Trustees  
Lincoln County, Missouri

ATTEST:

