



**Tule River Indian
Reservation**

**Department of Public Health
Order of the Health Authority**

ORDER OF THE PUBLIC HEALTH AUTHORITY No. C19-05

**ORDER OF THE PUBLIC HEALTH AUTHORITY
OF THE TULE RIVER TRIBE OF CALIFORNIA
DIRECTING IMPLEMENTATION OF SPECIFIC
MEASURES OR PROTOCOLS GOVERNING ALL
PERSONS WITHIN THE
TULE RIVER INDIAN RESERVATION**

**(RESTRICTION OF SMOKING AND VAPING
TO PROTECT PUBLIC SAFETY)**

DATE OF ORDER: July 6, 2020

Please read this Order carefully. Violations of this Order by any person within the Tule River Indian Reservation shall constitute a civil infraction subject to a minimum \$250.00 and maximum \$1000.00 fine and/or exclusion or banishment from the Tule River Indian Reservation, in addition to any other penalties provided by applicable tribal or federal law.

SUMMARY

This Order applies to all persons within the Tule River Indian Reservation, whether present on property held in fee and or in trust. It supplements existing active Public Health Orders of the Tule River Tribe.

The Public Health Authority may revise this Order as the situation evolves, and facilities must stay updated by checking with www.trihci.org/covid-19



ORDER OF THE PUBLIC HEALTH AUTHORITY No. C19-05

**UNDER THE AUTHORITY OF TRIBAL RESOLUTION NO. FY2020-110 AND
ORDINANCE NO. FY2020-10, THE PUBLIC HEALTH AUTHORITY OF THE TULE
RIVER RESERVATION (“PUBLIC HEALTH AUTHORITY”) ORDERS:**

1. The intent of this Order is to provide a safe and consistent measure of safety for all persons who reside on or visit the Tule River Indian Reservation for any purpose. All such persons must comply, to the extent reasonably possible, with Social Distancing and other Requirements, as defined in Section 2 below. All provisions of this Order should be interpreted consistent with this intent. A violation of any provision of this Order shall constitute an imminent threat and immediate menace to public health, and is a violation of the Tule River Communicable Disease Ordinance (Ordinance No. FY 2020-10).

2. Smoking AND Vaping Restrictions.

a. Guideline

- i. For purposes of this order, “Social Distancing Requirements” includes maintaining at least six feet of physical distance from other individuals, washing hands with soap and water for at least twenty seconds or using hand sanitizer after each contact with another individual, covering coughs or sneezes (into the sleeve or elbow, not hands), regularly cleaning high-touch surfaces, and not shaking hands.**
- ii. For purposes of this order, “Vaping” means the act of inhaling and exhaling the aerosol, often referred to as vapor, which is produced by an e-cigarette or similar device.**

b. Requirements

- i. Smoking and Vaping are prohibited within any tribal structure open to the public. This prohibition includes, but is not limited to, tribal structures in which business, government, healthcare, and/or gaming offices or facilities are located.**
- ii. Smoking and Vaping are prohibited within any public transit vehicle used to transport members of the public, including, but not limited to, buses, paratransit vehicles, and taxis.**



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c. Exemptions

This Order does not apply to the following:

- i. Private residence structures and other private property not open to the public.**
- ii. Public areas, other than tribal structures open to the public, such as a public road, sporting field, or park, provided that they are able to maintain a distance of at least six (6) feet away from persons who are not members of the same household or residence.**
- iii. Private vehicles which are not used for public transportation.**

d. The provisions of this Section 2 shall be interpreted and enforced in accordance with Tribal law, including but not limited to Tribal Ordinances and Tribal Council resolutions.

- 3. Pursuant to Tribal Resolution No. FY2020-110, the Public Health Authority requests that Chief of Police of the Tule River Tribal Police enforce this Order to ensure compliance with its provisions. The violation of any provision of this Order constitutes an imminent threat and an immediate menace to public health.**
- 4. This Order shall become effective at 12:01 a.m. on July 7, 2020 and will continue to be in effect until 11:59 p.m. on October 1, 2020, unless extended, rescinded, superseded, or amended in writing by the Public Health Authority.**
- 5. The Public Health Authority must promptly provide copies of this Order as follows: (1) by posting on the Tule River Indian Health Center Inc., website (www.trihci.org/covid-19) (2) by posting at the Tule River Tribal Council Administration Building; and (3) by providing a copy to any member of the public requesting a copy. In addition, the owner, manager, or operator of any facility that is likely to be impacted by this Order is strongly encouraged to post a copy of this Order onsite and to provide a copy to any member of the public requesting a copy.**
- 6. If any provision of this Order or its application to any person or circumstance is held to be invalid, then 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.**



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**Department of Public Health
Order of the Health Authority**

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IT IS SO ORDERED:

A handwritten signature in black ink, appearing to read "Leah Williams", is written over a solid horizontal line.

**Leah Williams
Tribal Health Officer
Public Health Authority
Tule River Indian Tribe of California**

Dated: July 6, 2020