

**BOARD OF COUNTY COMMISSIONERS
CHAUTAUQUA COUNTY, KANSAS**

RESOLUTION NO. 2020-05

**A RESOLUTION REGARDING THE WEARING OF MASKS OR OTHER FACE
COVERINGS IN CHAUTAUQUA COUNTY**

PREAMBLE

WHEREAS, the Governor of Kansas has issued an executive order requiring masks or other face coverings to be worn in public (“Executive Order 20-52”);

WHEREAS, pursuant to K.S.A. Supp. 48-925 as amended by House Bill 2016 “[t]he board of county commissioners of any county may issue an order relating to public health that includes provisions that are less stringent than the provisions of an executive order effective statewide issued by the governor...”;

WHEREAS, on July 6, 2020, the Chautauqua County Board of County Commissioners (“BOCC”) consulted with the local health officer regarding Executive Order 20-52;

WHEREAS, the BOCC has been advised that:

- i.** Chautauqua County (“County”) has had four (4) cases of COVID-19;
- ii.** the County has had zero (0) deaths from COVID-19;
- iii.** there is no evidence of community spread of COVID-19 in the County; and

WHEREAS, pursuant to K.S.A. Supp. 48-925 as amended by House Bill 2016, the BOCC, following said consultation, finds that implementation of the full scope of Executive Order 20-25 is not necessary to protect the health and safety of the County;

IT IS THEREFORE RESOLVED AS FOLLOWS:

- 1.** The Preamble set forth above is incorporated into this resolution as if here fully set forth.
- 2.** It is hereby ordered that wearing face masks or other face coverings in public is **not required** in the County.
- 3.** This order is **not intended to and does not limit the right of individuals to wear masks or other face coverings** if an individual chooses to do so.
- 4.** This order is **not intended to and does not limit the right of private businesses, churches and other religious organizations or gatherings, hospitals and other medical**

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facilities, including the Chautauqua County Health Department, nursing or elder care facilities, or charitable organizations to require the wearing of masks or other face coverings as a condition of entry or service.

5. This order is not applicable to state or federal offices or installations in the County.

6. Miscellaneous.

a. **Effective Date.** This resolution shall become effective as of July 6, 2020.

b. **Severability.** Should any section, clause, or provision of this resolution be declared invalid by a court of competent jurisdiction, such declaration shall not affect the validity of this resolution as a whole, or any part thereof, other than the part declared to be invalid.

Commissioners present and voting were:

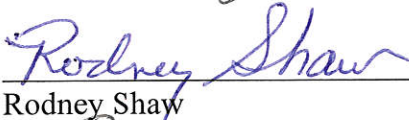
Rodney Shaw	<u>YES</u>
Parker Massey	<u>Yes</u>
Jack Carpenter	<u>Yes</u>

Dated this 6th day of July, 2020.

**BOARD OF COUNTY COMMISSIONERS
OF CHAUTAUQUA COUNTY, KANSAS**



Parker Massey
Chairman

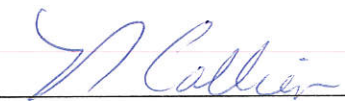


Rodney Shaw



Jack Carpenter

ATTEST:



Niki Collier, Chautauqua County Clerk