



STANDING PUBLIC HEALTH ORDER

NINTH AMENDED NOTICE OF PUBLIC HEALTH ORDER

ADOPTING COLORADO'S STATEWIDE COVID-19 DIAL 2.0

FIRST ADDENDUM

March 2, 2021

PURPOSE AND INTENT

The purpose and intent of this Addendum to the Ninth Amended Notice of Public Health Order is to provide clear guidance for travelers entering Pitkin County to mitigate the transmission and control the spread of the COVID-19 virus.

On December 14, 2020 Pitkin County implemented the Traveler Affidavit Program requiring travelers entering into Pitkin County to take responsible measures to protect against new sources of transmission of the COVID-19 virus and the risk that these presented to the progress achieved in reducing the prevalence of the virus within the community. Since the establishment of the Traveler Affidavit Program, Pitkin County has received a total of 71,778 traveler affidavit submissions, 3,825 Pitkin County residents have been vaccinated against COVID-19, there have been confirmed COVID-19 variant cases in neighboring counties, and Pitkin County's incidence rate has been steadily decreasing. On January 12, 2021, the Centers for Disease Control and Prevention (CDC) announced an [Order](#) requiring all air passengers arriving to the US from a foreign country to get tested no more than 3 days before their flight departs and to present the negative result or documentation of having recovered from COVID-19 to the airline before boarding the flight.

The CDC suggests that testing can improve traveler safety and recommends getting tested 1-3 days before traveling and reducing non-essential activities for a full 7 days after travel. Testing provides a way for individuals to know their current COVID-19 status and enable them to avoid spreading the virus. Recognizing that an individual may not have their test results before traveling, quarantine is intended to serve that same purpose, to prevent the spread of the virus.

Considering the changes since the implementation of the Traveler Affidavit Program, the lodging, retail, and restaurant sectors, in partnership with Pitkin County Public Health and the Pitkin County Board of Health, agreed to change the current Traveler Affidavit program to a Traveler Awareness Program as recommended by the Aspen Chamber Resort Association



board. Visitors will still be required to fill out an agreement on the Pitkin County website and are encouraged, although not required, per CDC travel guidance to get tested before visiting Pitkin County.

ORDER

This Addendum augments and modifies the terms of the Ninth Amended Notice of Public Health Order. The terms of the Ninth Public Health Order not modified remain the same and in effect. The terms of this Addendum are effective as of 12:01 A.M. MDT March 5, 2021, within the entirety of Pitkin County, including all municipalities within the County, until further modified or rescinded by future order. Where the terms of this Addendum differ from the Ninth Standing Public Health Order differ, the terms of this addendum shall control. Where the terms of this Addendum and the Ninth Standing Public Health Order differ from any State Public Health Orders, the more strict shall control. This Addendum adopts the definitions used in the State Public Health Orders and in particular Order 20-36 unless otherwise defined.

1. Traveler Responsibility Code

- a. All travelers traveling into or returning to Pitkin County after longer than 10 days from any location outside of Pitkin County, by any means or mode, and spending one or more nights in Pitkin County, must complete and submit a Pitkin County Traveler Responsibility Code acknowledging their obligations under this Order and certifying the means by which they will comply with those obligations. Pitkin County Public Health shall post the Traveler Responsibility Code and instructions for submitting it on the Pitkin County COVID-19 website.

2. Traveler Responsibility Code Circumstance-Specific Exceptions

The requirements established in this Order shall not apply to persons arriving in Pitkin County in the following limited circumstances:

- a. *Patients Receiving Medical Treatment:* any patient who must travel to Pitkin County in order to seek or receive specialized medical care from a physician located in Pitkin County and persons accompanying and providing needed support to the patient



- b. *Military Personnel*: any person who is required to travel to Pitkin County at the order or directive of a Federal or State military authority

- c. *Persons Performing Critical Infrastructure Services*: any person who enters Pitkin County to perform a critical infrastructure function, provided that this exception shall apply only when such person is actively engaged in performing that function and at all other times a person entering under this exception shall be required to comply with the requirements pursuant to Section 1 of this Order, unless some other exemption applies. For purposes of this Order, the term “critical infrastructure function” shall mean work performed by Critical Infrastructure Workers as specified in CDPHE PHO 20-36 Appendix A.

- d. *Persons with Disabilities*: any persons with disabilities, [defined](#) as a person with a physical or mental impairment that substantially limits one or more of the major life activities; a record of such an impairment; or being regarded as having such an impairment. Major life activities include: caring for one’s self, walking, seeing, hearing, speaking, breathing, working, and learning.

Public Health Agency Authority

The Pitkin County Public Health Department is tasked with protecting the health and welfare of the residents and visitors of Pitkin County, Colorado by investigating and controlling the causes of epidemic and communicable disease. This Addendum is necessary to control any potential transmission of disease to others. See section 25-1-508, Colorado Revised Statutes. Immediate issuance of this Order is necessary for the preservation of public health, safety, or welfare.

Any person aggrieved and affected by this Addendum or any action taken by Public Health to enforce the Order has the right to request judicial review by filing an action with the Pitkin County District Court within 90 days of the date of this Order, pursuant to section 25-1-515, Colorado Revised Statutes. However, you must continue to obey the terms of this Order while your request for review is pending.

FAILURE TO COMPLY WITH THIS ADDENDUM IS SUBJECT TO THE PENALTIES CONTAINED IN SECTIONS 25-1-516 AND 18-1.3-501, COLORADO REVISED STATUTES, INCLUDING A FINE OF UP TO FIVE THOUSAND (5,000) DOLLARS AND IMPRISONMENT IN THE COUNTY JAIL FOR UP TO EIGHTEEN MONTHS.



Jordana Sabella

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March 2, 2021

Interim Public Health Director