



State of Utah

SPENCER J. COX
Governor

DEIDRE M. HENDERSON
Lieutenant Governor

Utah Department of Health
Executive Director's Office

Richard G. Saunders
Executive Director

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Deputy Director

State Public Health Order

2021-4

State Capitol COVID-19 Restrictions

WHEREAS, Novel Coronavirus Disease 2019 (COVID-19) has been characterized by the World Health Organization as a worldwide pandemic caused by Severe Acute Respiratory Syndrome Coronavirus 2 (SARS-CoV-2), a virus that spreads easily from individual to individual and can cause serious illness or death;

WHEREAS, COVID-19 has and continues to spread and cause serious illness and death to Utah residents, threatening public health and wellness throughout the state;

WHEREAS, Utah Code § 26-1-30(3) requires and authorize the Utah Department of Health (the "Department") to promote and protect the health and wellness of the people within the state;

WHEREAS, Utah Code §§ 26-1-30-(5) and 26-6-3 require and authorize the Department to investigate and control the causes of epidemic, infectious, communicable and other disease to control the causes of epidemic, infectious, communicable, and other diseases affecting the public health;

WHEREAS, Utah Code §§ 26-1-30(6) and 26-6-3 require and authorize the Department to prevent and control communicable infectious, acute, chronic, or any other disease or health hazard that the Department considers to be dangerous, important, or likely to affect the public health;

WHEREAS, Utah Code § 26-1-10 authorizes the executive director of the Department to issue public health orders to enforce state laws, including Utah Code §§ 26-1-30 and 26-6-3;

WHEREAS, to prevent and control the causes of COVID-19 throughout the state, the Department has established minimum standards to address the unique circumstances in different locations in Utah;

WHEREAS, General legislative sessions have historically drawn numerous members of the public to the Utah State Capitol Complex;

WHEREAS, the 2021 General Session of the 64th Legislature may draw numerous members of the public to the Utah State Capitol Complex, presenting a health risk to the public, state employees, and public officials;

Based on the foregoing, in accordance with the authority vested in me as the Interim Executive Director of the Utah Department of Health by Utah Code §§ 26-1-10, 26-1-30, and 26-6-3, and being fully advised and finding the factual basis and legal requirements have been established;

NOW, THEREFORE, I, Richard G. Saunders, Interim Executive Director of the Utah Department of Health, hereby order the following:

1. **Definitions.** As used in this Order:

- a. “Capitol hill complex” means the grounds, monuments, parking areas, buildings, including the capitol, and other man-made and natural objects within the area bounded by 300 North Street, Columbus Street, 500 North Street, and East Capitol Boulevard, and includes:
 - i. the White Community Memorial Chapel and its grounds and parking areas, and the Council Hall Travel Information Center building and its grounds and parking areas;
 - ii. the Daughters of the Utah Pioneers building and its grounds and parking areas and other state-owned property included within the area bounded by Columbus Street, North Main Street, and Apricot Avenue;
 - iii. the state-owned property included within the area bounded by Columbus Street, Wall Street, and 400 North Street; and
 - iv. the state-owned property included within the area bounded by Columbus Street, West Capitol Street, and 500 North Street.
- b. “COVID-19 symptom” includes fever, cough, shortness of breath, sore throat, decrease in sense of smell or taste, and muscle aches and pains.
- c. “State elected official” means the Governor, Lieutenant Governor, State Auditor, Attorney General, and each member of the Utah Senate and House of Representatives, of the state of Utah.

2. **Capitol hill complex restrictions.**

- a. Except as provided in Section (3), an individual who is not a state employee, state contractor, or state elected official may not enter or remain in a capitol hill complex building unless:
 - i. the individual:
 - A. has completed any quarantine or isolation period required by a local health department; and
 - B. is not experiencing any COVID-19 symptom; and
 - C. does not have a body temperature of or exceeding 100.4 degrees Fahrenheit or 38 degrees Celsius; and
 - D. upon request by a state employee:

1. confirms to a state government employee that the individual is not experiencing any COVID-19 symptom; and
 2. permits a state employee to verify the individual's temperature; and
- ii. the maximum capacity for the building or a room within the building, as established by the Capitol Preservation Board or Legislature to accommodate physical distancing requirements, is not exceeded.
- b. The capitol hill complex is a public setting for the purposes of face mask and physical distancing requirements in State Public Health Order 2021-3.
3. **Emergency exception.** Section (2)(a) does not apply to an individual who enters the capitol hill complex to respond to an emergency involving an imminent threat of harm to life or property.
4. **Effect on other laws.**
 - a. To the extent that this Order conflicts with a provision of State Public Health Order 2021-3, this Order shall control.
 - b. This Order anticipates that the Capitol Preservation Board, and the Legislature for the legislative areas of the capitol hill complex, may use existing rules and policies, or may issue additional rules or policies, to regulate access and conduct within the Capitol Hill Complex to accommodate the requirements of this Order.
5. **Severability.** If a provision of this Order or the application of a provision to any person or circumstance is held invalid, the remainder of this Order shall be given effect without the invalid provision or application. The provisions of this Order are severable.

This Order is effective at 8am on Monday January 25th and shall remain in effect through March 5, 2021, unless otherwise modified, amended, rescinded, or superseded.

Made at 4:00 p.m. the 22nd day of January, 2021.



Richard G. Saunders
Interim Executive Director
Utah Department of Health