



County of Fresno

DEPARTMENT OF PUBLIC HEALTH

County of Fresno

Department of Public Health

ORDER OF THE HEALTH OFFICER

Amended June 28, 2021

Pursuant to California Health and Safety Code Sections 101040, 120175, and 120175.5(b) the Health Officer of the County of Fresno orders as follows:

1. This order is issued as a result of the World Health Organizations declaration of the worldwide pandemic of Coronavirus Disease (COVID-19). COVID-19 is a respiratory illness that can spread from person to person. COVID-19 is contained in the droplets that can be sneezed, coughed, or exhaled into the air by infected individuals.
2. This Order is issued in accordance with and incorporates California Department of Public Health and the Occupational Safety and Health Administration guidance.
3. As of June 16, 2021, there were over 177 million cases in the world and over 3.83 million deaths. In California, there are over 3.8 million confirmed cases and 63,214 deaths.
4. Effective June 16, 2021 the following will be in effect for Fresno County:
 - A. Any business wishing to reopen must follow the CAL/[OSHA Emergency Temporary Standards](#) as adopted and amended by the CAL OSHA Standards Board. Information on requesting variances may be found on the CAL OSHA website: <https://www.dir.ca.gov/dosh/coronavirus/>
 - i. FAQ's regarding CAL OSHA COVID-19 regulations may be found [here](#): <https://www.dir.ca.gov/dosh/coronavirus/COVID19FAQs.html>
 - B. All Employers shall continue to comply with the FCDPH Investigation and Guidance Requests in a timely manner when employees are confirmed with COVID-19 infection.
 - i. Nothing in this order shall supersede State or Federal requirements regarding employer reporting of employees confirmed with COVID-19 infection.
 - ii. Reporting requirements can be found at www.fcdph.org and will follow California Code of Regulations Title 17
 - iii. All COVID-19 Outbreaks shall be reported
 - C. Health Care Providers shall:
 - i. Comply with the most recent Health Officer Testing Order and offer testing to all individuals who have any symptoms consistent with COVID-19, or those who are asymptomatic if they are

Promotion, preservation and protection of the community's health

1221 Fulton Street /P. O. Box 11867, Fresno, CA 93775

(559) 600-3200 • FAX (559) 600-7687

The County of Fresno is an Equal Employment Opportunity Employer

www.co.fresno.ca.us • www.fcdph.org

- working in essential fields where surveillance testing is required, or living in residential settings where surveillance testing is required, or identified as close contacts of COVID-19 patients
- ii. Direct the patient that is found to be positive for COVID-19, or has new or worsening symptoms of any COVID-19 symptoms and if no exclusionary diagnosis is found, to follow CDPH guidance on Isolation on the CDPH website:
<https://www.cdph.ca.gov/Programs/CID/DCDC/Pages/ContactTracingPage.aspx>
 - iii. Direct patient who test positive for COVID-19 to notify all close contacts to quarantine themselves and to follow the CDPH guidance on Quarantine found at
<https://www.cdph.ca.gov/Programs/CID/DCDC/Pages/ContactTracingPage.aspx> from the last known contact with the patient
 - iv. Provide testing results for the patients who are tested at their premises as soon as these are available consistent with Health Officer Testing Order
- D. All Employers shall comply with CAL/OSHA requirements for COVID-related requirements and expectations regarding their place of business and procedures related to employees.
- E. All Residents shall:
- i. Seriously consider getting one of the available vaccines for COVID-19 to protect themselves, their families, and their communities from further spread of this pathogen.
 - ii. Self-monitor for signs and symptoms of COVID-19; and
 - iii. Isolate themselves at home and separately from household members (if possible) if they have signs and symptoms of, or if they test positive for COVID-19. If they test positive, they need to notify their close contacts AND employer AND follow CDPH guidance on Isolation and Quarantine.
 - (1) Isolation and Quarantine guidance can be found under Contact Tracing, Self-Isolation and Self-Quarantine at the website:
<https://www.cdph.ca.gov/Programs/CID/DCDC/Pages/Immunization/nCoV2019.aspx>
 - iv. Comply, in a timely manner, with public health requests related to close contact tracing to ensure that infection containment is achieved in the interest of community health and safety
 - v. If a resident has symptoms of COVID-19 and is evaluated by a health care provider and subsequently tests negative while symptomatic for COVID-19, OR if a health care provider determines that symptoms are not new or worsening based on a chronic medical condition OR if a health care provider has made an alternative diagnosis based on a diagnostic test such as a positive strep screen or a positive screen for influenza, they may stop isolation after improvement of symptoms for 24 hours without the use of fever reducing medications
 - vi. Quarantine and Isolation for vaccinated individuals
 - (1) Guidance related to quarantine for vaccinated individuals can be found the CDPH website:
<https://www.cdph.ca.gov/Programs/CID/DCDC/Pages/ContactTracingPage.aspx>

- (2) Fully vaccinated persons should continue to watch for symptoms of COVID-19 for 14 days following exposure and be clinically evaluated for COVID-19, including SARS-CoV-2 testing, if symptoms develop
 - (3) All persons who test positive for COVID-19 regardless of vaccination status must follow all guidance for isolation as outlined at the CDPH website:
<https://www.cdph.ca.gov/Programs/CID/DCDC/Pages/Immunization/nCoV2019.aspx>
- F. Healthcare personnel and residents in health and congregate settings must comply with California DPH and CAL/OSHA requirements and expectations related to health care settings.
- G. Masking
- (1) General Public should follow guidance as outlined on CDPH website:
<https://www.cdph.ca.gov/Programs/CID/DCDC/Pages/COVID-19/Face-Coverings-QA.aspx>
 - (2) Businesses and employees are subject to different rules in the workplace. Information about the standards is found at the CAL/OSHA website:
<https://www.dir.ca.gov/dosh/coronavirus/ETS.html>
 - (3) Guidance for schools and youth settings can be found at CDPH:
<https://schools.covid19.ca.gov/>
- ii. Immunocompromised students (as determined by their physician or DPH Medical Investigations Team in consultation with DPH Medical Staff) may be asked to wait until 14-20 days have passed since symptom onset, in concordance with current recommendations from the CDC. This determination will be made on an individual basis.
5. Nothing in this health officer order will negate other CDPH and CAL/OSHA guidance regarding essential workers and preventing undue risk to health and safety including:
- A. Information related to health care workers, emergency service personnel and social service workers can be found on the CDPH guidance posted on December 14, 2020. This guidance is available at: <https://www.cdph.ca.gov/Programs/CID/DCDC/Pages/COVID-19/COVID-19-Quarantine.aspx>
 - i. Information related to OSHA Regulations on quarantine in workplace settings can be found here: <https://www.dir.ca.gov/OSHSB/documents/COVID-19-Prevention-Emergency-apprvd.txt.pdf> or through the Governors December 14, 2020 Order at: <https://www.gov.ca.gov/wp-content/uploads/2020/12/12.14.20-EO-N-84-20-COVID-19.pdf>
 - ii. OSHA Regulations copied below shall apply to essential workers as defined here (Section 11E): <https://covid19.ca.gov/essential-workforce/> *If there are no violations of local or state health officer orders for isolation or quarantine, the Division may, upon request, allow employees to return to work on the basis that the removal of an employee would create undue risk to a community's health and safety. In such cases, the employer shall develop, implement, and maintain effective control measures to prevent transmission in the workplace including providing isolation for the employee at the workplace and, if isolation is not possible, the use of respiratory protection in the workplace.*

6. For the purpose of this order:
 - A. Close contact is defined as someone who has been within 6 feet of an infected person for a total of 15 minutes or more over a 24-hour period, cumulative time, during the infectious period.
 - B. For the purposes of determining a close contact, cumulative time is defined as the period of time of exposure to ANY/ALL COVID-19 positive person(s), and is calculated as 15 minutes or more of time where a close contact has been in contact to a person(s) positive with COVID-19 while that person(s) was infectious - i.e. – 2 days prior to symptom onset while symptomatic, or 2 days prior to test date if asymptomatic, up to the last contact with the COVID-19 positive person(s).
 - C. Isolation is defined as “separation of sick people with a contagious disease from people who are not sick;”
 - D. Quarantine is defined as “separation and restricts the movement of people who were exposed to a contagious disease to see if they become sick.”
 - E. Social distancing is defined as “maintain a six-foot separation from all persons except for family members;” and
 - F. Symptoms of COVID-19 includes new or worsening presence of the following:
 - i. Fever, chills, headache or cough
 - ii. Shortness of breath or difficulty breathing
 - iii. Fatigue
 - iv. Congestion or runny nose
 - v. Repeated shaking/ tremors
 - vi. Muscle pains or body aches
 - vii. Sore throat
 - viii. New loss of taste or smell, nausea, vomiting or diarrhea
7. This order shall supersede the previous orders issued on March 27, April 14, May 18, July 23, and October 9, November 23, December 22, 2020 and February 22, 2021. The Health Officer may amend this order as needed. This Order shall remain in full force and effect until terminated, superseded, or amended.

The CDPH and the CDC may recommend further guidance.

IT IS SO ORDERED:

I, as Interim Health Officer for the County of Fresno, encourage voluntary compliance with this Health Officer's Order. However, violation of this order is subject to fine, imprisonments or both (California Health and Safety Code Section 120295.)

Violation of or failure to comply with this Order is punishable by fine, imprisonment or both under various criminal statutes:

Cal. Penal Code section 148 makes it a misdemeanor to resist, delay, or obstruct a public officer, in the discharge of his or her duty. Sheriff deputies and city police officers are authorized to enforce health orders in the discharge of his or her duty.

Cal. Penal Code section 69 may be charged as a felony for the attempt, by means of any threat or violence, to deter or prevent an executive officer from performing any duty imposed by law, or to knowingly resist, by the use of force or violence, the officer, in the performance of the officer's duty. Sheriff deputies and city police officers are authorized to enforce health orders in the discharge of his or her duty.

Cal. Penal Code section 409.5 allows the health officer to close an area where a calamity has created an immediate menace to public health.

California Health and Safety Code sections 120275 and 120295 makes it a misdemeanor to violate certain sections of the Health and Safety Code, including those requiring individuals to comply with health orders to facilitate isolation or quarantine.

Rais Vohra MD

Rais Vohra, MD
Interim Health Officer

6/28/2021

Date

NOTICE OF RIGHTS

1. If you object to this isolation/quarantine order, you have a right to arrange for your own legal representative.
2. You have a right to also file a Writ of Habeas Corpus under California Penal Code Section 1473 to seek release from the isolation/quarantine order.
3. You have a right to request release from isolation by contacting the FCDPH at (559) 600-3332 during normal business hours Monday – Friday from 8:00am – 5:00pm.

All requests to contact the County Health Officer will be through the FCDPH at (559) 600-3332 during normal business hours Monday – Friday from 8:00am – 5:00pm.