



## **AMENDED EXECUTIVE ORDER NO. 2**

Date: November 20, 2020

To: Pueblo of Laguna Residents, Membership, and All Persons

From: Governor Wilfred Herrera, Jr.

Re: **Renewed Stay-At-Home ORDER**  
**Pueblo Closure to Non-Residents**

Under the authority of the Pueblo of Laguna Emergency Operations Plan, to promote the health & safety of the Pueblo of Laguna Community, and to respond to the recent sharp increase in COVID-19 exposures in surrounding communities, I, Governor Wilfred Herrera, Jr., issue this **Amended Executive Order No. 2** to re-establish certain restrictions on community members and business operations and to re-emphasize and clarify expectations for the community during the continuing COVID-19 pandemic, which will be **effective 7:00 p.m. on November 23, 2020.**

This Amended Executive Order No. 2 modifies and supersedes the Executive Order of April 8, 2020 and Amended Executive Order No. 1 of June 24, 2020, as stated specifically herein. This Order applies to any person present within Pueblo of Laguna lands, but nothing in this Order modifies or has any effect upon the COVID-19 related orders or any other law of another state or tribal jurisdiction. Violation of this order shall subject the violator to criminal prosecution and civil damages.

### **1. Restatement of Rules for COVID-Safe Practices**

All persons within the Pueblo of Laguna **shall** adhere to the following COVID-Safe Practices Rules:

- 1.1. **There shall be no gatherings of more than five (5) individuals** within any enclosed space or connected space, *except* where there are more than five (5) individuals that live in a single residence or as allowed by other provisions of this Order. This limitation does not apply to Pueblo officials if it interferes with the required performance of their duties nor to Pueblo employees in the course and scope of their employment.
- 1.2. **Every individual must wear a face mask or multi-layer cloth covering his/her mouth and nose when outside their home**, *except* when eating, drinking, or exercising. This requirement is subject to medical instructions to the contrary.
- 1.3. **All people shall maintain a 6-foot physical distance from other people when in a public setting**, *except* as allowed by other provisions of this Order.
- 1.4. **Curfew: Beginning November 23, 2020, and until further notice, between 7:00pm and 5:00 am, no travel shall be permitted between or among Pueblo**



**villages and residential areas, except for “Essential Activities” defined in Section 2.1 (below).**

- 1.5. Any Pueblo of Laguna resident who is **COVID-19 positive, has any COVID-19 symptom, has been in close contact with someone who has tested positive for COVID-19, or is awaiting results from a test requested by the Emergency Operations Center (EOC) must Stay Home** (or be isolated from the community) **at all times** until cleared by the EOC. (See **Appendix A** for details of the procedures that are in effect for quarantine or isolation).

Non-compliance with any of these 5 rules shall constitute a violation of one or more Pueblo laws, including Sec. 15-14-4 Public Nuisance and Title XII, Chapter 6 Trespass, and will be prosecuted.

## **2. Pueblo Closure and Restrictions**

**2.1.** The Pueblo will again be closed to all Outside Visitors and Non-Residents, with exception for the following **Essential Activities**:

- 2.1.1.** The conduct or performance of Pueblo Government operations or services.
- 2.1.2.** Travel or activities related to:
  - 2.1.2.1.** employment, farming, or ranching;
  - 2.1.2.2.** the provision or obtaining of medical or mental health services;
  - 2.1.2.3.** the provision of child, family, or elder care or assistance, including overnight visitation by a Non-resident child or grandchild under the age of 18 in accord with section 3.2.6;
  - 2.1.2.4.** emergency vehicle or home repair; or
  - 2.1.2.5.** outdoor activities necessary for physical and mental health in accordance with section 3.1 below.

**2.2.** All Tribal buildings will be closed to the public, including the POL Utility Authority and Laguna Rainbow Corporation facilities (Nursing Home & Senior Center).

**2.3.** All businesses shall operate as specified in **Section 5**;

**2.4.** No arts & crafts or food vendors will be permitted to sell;

**2.5.** No camping or parking by travelers, visitors/tourists, or non-residents within the Pueblo boundaries, including RV parks which are closed to non-residents, **with exception** to essential service providers staying at Dancing Eagle RV Park or Route 66 RV Resort;

**2.6.** State Roads and BIA Public Routes within the Pueblo will remain open.



- 2.7. Pueblo member non-residents wanting to establish residency within the Pueblo must obtain permission of the respective village officials and follow any testing or isolation protocol required by the EOC before returning.

### 3. Stay-At-Home Order

- 3.1. All Community residents shall remain within their home and yard, except for essential travel or outdoor activities. Outdoor activities are supported to help individuals maintain their physical and mental health; however, limit your time for these activities to what is essential, observe good hygiene and maintain social distancing protocols at all times.
- 3.2. Travel inside or outside the Pueblo is prohibited except for the following instances:
- 3.2.1. Residents may leave their homes to gather essential items such as groceries, cleaning supplies, and personal hygiene products.
  - 3.2.2. Residents are permitted to check on or assist elders/family/community members in need of assistance.
  - 3.2.3. Residents who are essential employees as determined by their place of employment will be permitted to travel to and from work and must adhere to practicing COVID safety precautions.
  - 3.2.4. Residents will be permitted to pick up medication and other medical necessities. Please ensure you call before pick-up.
  - 3.2.5. Residents will be permitted to pick-up Senior or Child lunches at their designated locations. Please practice safety precautions while out, maintain social distancing protocols, and commit to traveling only to the pick-up location and back home.
  - 3.2.6. Residents will be permitted to travel *within* the Pueblo in order to comply with a written child custody or visitation agreement. Residents and non-residents needing to travel to comply with a written child custody or visitation agreement involving guardians *outside* the Pueblo will be required to obtain approval from the EOC.

### 4. Curfew

No traffic between villages and residential areas during the hours of **7:00 PM to 5:00 AM daily**, with **exception** for any essential employee or on-call staff who may be traveling outside of the curfew hours to report to work or return home for any employer, provided such person shall carry their employee badge or documentation identifying essential worker status.

### 5. Essential Businesses

- 5.1. **Dancing Eagle Casino, Bingo, Café 108 & Event Center** will remain **closed**, except that the **Great American Diner** may provide take-out services under current operational precautions and hours.



- 5.2. Route 66 Casino & Hotel and RV Park** and associated venues may remain open under current operational and safety precautions and hours, including during curfew hours (§ 1.4), subject to applicable separate public health orders issued to protect public health and safety.
- 5.3. Route 66 Travel Center, Route 66 RV Park, and Rio Puerco Pit Stop** may remain open for business under current operational precautions and hours.
- 5.4. DEC Travel Center and DEC Marketplace** may remain OPEN and are not subject to Curfew hours (Section 1.4); provided maximum occupancy (as determined by POL Fire Program) and the operation are consistent with COVID-19 health and safety best practices and guidelines.
- 5.5. DEC RV Park** shall remain closed to public use, but shall continue providing RV space and service to essential workers and for Emergency Operations Center use as congregant lodging.
- 5.6. Paguate Mart and Laguna Pit Stop (at Exit 114)** may remain open for business under current operational precautions and hours.
- 5.7. Laguna Rainbow Senior Center** shall remain closed to indoor activities, but may curtail drive-through meal services and may continue meal delivery service consistent with COVID-19 health and safety best practices and guidelines.
- 5.8. Laguna Rainbow Center**

Laguna Rainbow Center (LRC) may accept new patients who are residents of Laguna in accordance with its standard admission policies and using COVID-Safe protocols to protect current patients; however, new patients who are not residents of the Pueblo of Laguna may only be admitted with the approval of the EOC. LRC shall remain **closed to general visitation** with patients until such visitation is authorized by the EOC.

## **6. Village Officials**

Duties of Village Officials under this Order are to observe, monitor, and report suspected non-compliance activity to the Emergency Operations Center or Laguna Law Enforcement for investigation or action.

## **7. Passing of Membership**

- 7.1 Wakes and Burials will be limited to the immediate family (grandparents, parents, step-parents, brothers, sisters, children) and shall adhere to COVID-Safe Practices (Section 1).
- 7.2 Arrangements with respective Village Officials & Cultural Leadership will be permitted and is encouraged to be in compliance with COVID Safe Practices.



## **8. Traditional and Religious Activities and Notification**

8.1 The Pueblo will rely on notification from traditional religious leaders and war captains to inform Pueblo and Village leadership in regards to conducting any religious ceremonies and activities within the six villages. It is encouraged that all precautions are considered, understood and implemented under this order to ensure the safety, protection, and well-being of ALL THE PEOPLE.

8.2 A **House of Worship** shall NOT hold services or other functions during the effect of this Amended Executive Order No. 2.

## **9. General COVID-Safe Practices to Adhere to and Obey**

Living in a COVID-positive world requires discipline from all of us. It is up to you to keep you, your family, and community safe. In order to keep the rate of spread of COVID-19 to a manageable level, it is important that Lagunas do the following:

- In general, stay at home: avoid unnecessary travel and always stay at home when you are sick (*except* for medical emergencies).
- If you believe you have been exposed to someone with the virus, obtain a COVID-19 test to assure your status.
- Wear a face covering when visiting with each other.
- Wash your hands thoroughly and frequently.
- Avoid touching your eyes, nose, and mouth with unwashed hands.
- Provide for all meetings or visits to take place remotely whenever possible.
- Cover your cough or sneeze with a tissue, then throw the tissue in the trash.
- Clean and disinfect frequently touched objects and surfaces.
- Watch for these signs of COVID-19 infection and get tested:  
 Fever    Cough    Shortness of breath    Sore throat    Headache  
 Muscle Pain    Loss of taste or smell    Chills    Repeated shaking with chills
- **If you must leave the Pueblo**, adhere to the New Mexico guidance on being in public and accessing businesses; wear a face mask while in public, keep 6 feet distance from other people, avoid crowds, and sanitize hands after touching any surface or other individuals.

For more information visit the POL website COVID-19 link at [www.lagunapueblo-nsn.gov](http://www.lagunapueblo-nsn.gov) or call the Laguna COVID-19 Information Line at (505) 328-5682 or email to [covidinfo@pol-nsn.gov](mailto:covidinfo@pol-nsn.gov).



## APPENDIX A to Amended Executive Order No. 2 Emergency Public Health Measures To Detain, Quarantine, and Isolate

### Authority

By the Public Health Emergency Declaration issued March 20, 2020, the Governor and Council authorized the Emergency Operations Center (EOC) to detain, isolate, and control freedom of movement as necessary to protect the community from the threat of an infectious, deadly disease.

The EOC has authority to detain and isolate people within the Pueblo's jurisdiction believed to have been exposed to the virus that causes COVID-19 until they are shown to have tested negative for the virus or have remained in quarantine beyond the incubation period and no longer represent a public health threat in accordance with the following procedures.

### Procedure

1. Contract tracers authorized by the EOC will ask people who they believe have been exposed to the COVID-19 to obtain a free medical test and remain in self-quarantine, isolated from other people, until the results of the test are received. Pueblo staff will provide information and support until they are no longer a potential threat to public health.
2. If someone refuses to obtain a medical test when requested by authorized contract tracers, a written referral shall be made to the Public Safety Department (PSD) and the EOC providing the basis for believing that the person may have been exposed to the COVID-19 virus and a description of efforts that were made to obtain voluntary testing.
3. After receiving a referral, the EOC will consider any additional information from PSD and the Community Health and Wellness Department (CHWD), and, if the EOC determines it necessary in order to protect the community against a public health threat, order PSD to detain the person in their home or other suitable facility where they will not be a potential public health threat until they obtain a negative COVID-19 test result or are no longer infectious.
4. If the EOC receives information that a person is positive for the COVID-19 virus and refuses to isolate themselves voluntarily, it may order PSD to detain the person in their home or other suitable facility where they will not pose a public health threat until they are shown to be no longer infectious.
5. All orders of detention or isolation issued by the EOC shall be provided in writing to the individual being detained or isolated and shall include:
  - a. a reasonably specific explanation of the reason for the order;
  - b. instruction on how to challenge the EOC order in Pueblo Court.

Only the EOC can order isolation pending a requested coronavirus test. No one has authority to force testing over the objections of an individual. Officials should report any suspected exposures to the COVID-19 virus to the PSD for investigation and referral to the EOC.