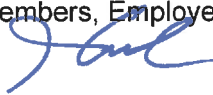




### AMENDED EXECUTIVE ORDER NO. 3

Date: April 23, 2021  
To: Pueblo of Laguna Residents, Members, Employees, and Visitors  
From: Governor John E. Antonio, Sr.   
Re: **PUBLIC HEALTH ORDER**

Our community has worked hard to maintain COVID Safe Practices, to observe the Pueblo curfew and restrictions, and, most importantly, to get vaccinated. As a result, the danger of the COVID-19 pandemic is becoming less. But with new COVID-19 variants, we still face serious risk of infection, especially to children and any others who are not yet vaccinated. Now is not the time to abandon our vigilance.

Pursuant to the Pueblo of Laguna Emergency Operations Plan adopted by the Pueblo of Laguna Council in 2005 and updated Feb. 28, 2020, the office of the Governor has been delegated authority to act to protect the health and safety of the Pueblo during an Emergency. On March 20, 2020, the Governor declared such an Emergency, action to which the Council consented unanimously.

Under those authorities, in order to promote the health & safety of the Pueblo of Laguna Community, and recognizing that the danger from the COVID-19 pandemic, though diminished, is still significant, I, Governor John E. Antonio, Sr., issue this **Amended Executive Order No. 3** to continue certain restrictions on community members and business operations and to revise certain other requirements and expectations for the community during the continuing COVID-19 pandemic.

This Amended Executive Order No. 3 modifies and supersedes the Executive Order of April 8, 2020, Amended Executive Order No. 1 of June 24, 2020, and Amended Executive Order No. 2 of November 23, 2020. 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.

#### **DEFINITIONS** (as used in this Order):

- I. **Fully vaccinated** means that the person in question has received the complete series of COVID-19 vaccinations recommended by the Centers for Disease Control (CDC), including any recommended booster vaccinations, and that fourteen (14) days have passed since completion of the recommended series.
- II. **Fully vaccinated household** means a household in which all household members eligible to receive the COVID-19 vaccination have been fully vaccinated.
- III. **Eligible** means a person who meets CDC criteria for receiving a COVID-19 vaccination and who has not obtained a statement from a medical professional that inoculation of the person in question is not medically recommended.

- IV. ***Un-vaccinated household*** means a household that includes a person eligible for the COVID-19 vaccination who has not been fully vaccinated.

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

Everyone within the Pueblo of Laguna **shall** adhere to the following COVID-Safe Practices:

- 1.1. **Everyone** must wear a multi-layer cloth mask, surgical mask, or KN95 facemask 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.
- 1.2. **Everyone** shall maintain a 3-foot physical distance from other people when outside their home, *except* as allowed by other provisions of this Order.
- 1.3. **Everyone Curfew**: Beginning April 26, 2021, and until further notice, a curfew shall be in effect Friday, Saturday, and Sunday between 10:00 pm and 5:00 am. During curfew, no travel or gatherings, regardless of vaccination status, shall be permitted within or among Pueblo villages and residential areas, *except* for "Essential Activities" defined in Section 2.1 (below). The EOC shall have authority to alter curfew hours if COVID-19 conditions within the Pueblo change.

1.4. **Fully-Vaccinated Households**

- 1.4.1. **Members of fully-vaccinated households may participate in family and other gatherings as follows:**

- 1.4.1.1. **Outside** as long as all those present comply with all other COVID-Safe Practices in Section 1, including wearing face masks and maintaining physical distance, and subject to compliance with EOC guidelines.
- 1.4.1.2. **Inside** in compliance with EOC guidelines.

- 1.4.2. **Any member of a fully-vaccinated household who has COVID symptoms** is required to Stay Home or be isolated from the community until cleared by the EOC.

1.5. **Un-vaccinated Households**

- 1.5.1. **Members of un-vaccinated households are required to stay at home**, except for Essential Activities under Section 2.5.2 (below).
- 1.5.2. **Members of un-vaccinated households** are prohibited from attending school in-person, participating in organized sports or extracurricular activities, traveling outside the Pueblo except for Essential Activities defined in Section 2.5, conducting food or arts and crafts sales, participating in Senior Center activities beyond meal pick-up, or residing at or visiting the Laguna Rainbow Center without approval of the EOC.
- 1.5.3. Any member of an un-vaccinated household, including any child, who tests positive, has any COVID-19 symptom, has been in close contact with someone unvaccinated 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).

- 1.5.4. Members of un-vaccinated households are prohibited from gatherings, inside or outside, except with other members of their household or for Essential Activities under Section 2.5.2.
- 1.5.5. This section applies to all members of a household that includes anyone who is eligible for a vaccine but who has not been fully vaccinated.

**1.6. Non-Residents**

- 1.6.1. Non-residents who are fully vaccinated may visit or stay overnight on the Pueblo subject to applicable requirements of village officials.
- 1.6.2. Un-vaccinated non-residents, including those who are not fully vaccinated, are prohibited from visiting or staying overnight on the Pueblo without permission of the EOC. This prohibition does not apply to children who are not eligible to be vaccinated or adults for whom vaccination is medically not recommended.

**2. Restrictions for All**

- 2.1. **During Curfew**, travel within or between villages or subdivisions (Sec. 1.3) shall be **restricted for all people** to 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, ranching, hunting or fishing;
    - 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 2.5.2.6; and
    - 2.1.2.4. emergency vehicle or home repair.
- 2.2. All Pueblo government buildings ***providing direct services*** will be ***open to the public by appointment only***, unless modified with EOC recommendations and Governor's approval.
- 2.3. **Businesses located on the Pueblo of Laguna shall operate as specified in Section 3;**
- 2.4. Non-residents wanting to establish residency within the Pueblo must obtain permission of the respective village officials, provide the EOC with evidence of vaccination or documentation of a medical excuse for all eligible family members, and follow any testing or isolation protocols required by the EOC as a condition of returning.
- 2.5. **Stay-At-Home Order for Members of Un-vaccinated Households**
  - 2.5.1. **All members of un-vaccinated households shall remain within their home and yard, *except* for essential travel or daylight outdoor activities as described in Section 2.5.2.**
  - 2.5.2. Travel inside or outside the Pueblo is prohibited **for members of un-vaccinated households** (including households whose members have not completed their vaccinations) ***except*** for the following Essential Activities:
    - 2.5.2.1. Residents may leave their homes to gather essential items such as groceries, cleaning supplies, and personal hygiene products or obtain essential services.

- 2.5.2.2. Residents are permitted to check on or assist elders/family/community members in need of assistance.
- 2.5.2.3. 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.
- 2.5.2.4. Residents will be permitted to pick-up medication and other medical necessities. Please ensure you call before pick-up.
- 2.5.2.5. 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.
- 2.5.2.6. 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.

## 2.6. **Travel Outside the Pueblo**

### 2.6.1. **Vaccinated.**

- 2.6.1.1. Travel inside New Mexico **is permitted for members of fully-vaccinated households and fully-vaccinated, non-resident Pueblo employees** with proper COVID Safe Practices.
- 2.6.1.2. Travel outside New Mexico **is permitted only for members of fully-vaccinated households and fully-vaccinated, non-resident Pueblo employees.** Upon return, travelers who have one or more COVID symptoms will be required to remain at home in quarantine with their families until cleared by EOC.

### 2.6.2. **Un-vaccinated.**

- 2.6.2.1. Travel outside the Pueblo remains **prohibited for all members of un-vaccinated households** (including those who have not completed their vaccinations) **except for Essential Activities** described in Sec. 2.5.2.
  - 2.6.2.2. It is strongly recommended that members of un-vaccinated households traveling regularly outside the Pueblo for Essential Activities establish and maintain a COVID testing cycle of once each month.
  - 2.6.2.3. Members of un-vaccinated households who must travel out-of-state for Essential Activities must contact EOC and comply with EOC requirements for post-travel testing and household quarantine.
- 2.6.3. Travel outside the Pueblo for school purposes and youth activities shall be subject to Sec. 4.

## 3. **Business Operations.**

- 3.1. **Vaccination and Testing.** Effective May 15, 2021, each person hired or employed by any company or corporation chartered by the Pueblo of Laguna shall be inoculated and provide proof of inoculation, with a COVID-19 vaccine series in accordance with Centers for Disease Control guidance, including any recommended booster, and shall submit to COVID-19 testing as directed by the Pueblo's Emergency Operations Center or the Governor, as a condition of

employment, unless the employee provides documentation from a medical professional that such inoculation or testing is medically not recommended.

- 3.2. **Business Hours and Operations:** The following section is subject to business management decisions by the governing boards of the businesses and institutions concerned:

- 3.2.1. **Route 66 Casino & Hotel and RV Park shall continue to operate under current Shareholder approved limitations**, and may seek further operational freedom in consultation with the Shareholder and EOC.
- 3.2.2. **Route 66 Travel Center and Rio Puerco Pit Stop** may remain open for business under current operational precautions and hours, and are not subject to Curfew hours (Section 1.3). Both businesses shall maintain occupancy and operation levels in compliance with EOC guidelines and applicable separate public health orders.
- 3.2.3. **Dancing Eagle Casino, Bingo, and Event Center** shall remain closed, but may seek further operational freedoms in consultation with Shareholder and EOC.
- 3.2.4. **Café 108 and DEC Diner** may offer limited food preparation and dining services under EOC approved operational plans.
- 3.2.5. **DEC Travel Center** may remain OPEN and is not subject to Curfew hours (Section 1.3); ***provided that*** occupancy and operation levels comply with EOC guidelines and applicable separate public health orders.
- 3.2.6. **DEC Marketplace** may remain OPEN and is subject to Curfew hours (Section 1.3), EOC occupancy and operation guidelines, and applicable separate public health orders.
- 3.2.7. **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.
- 3.2.8. **Paguate Mart and Laguna Pit Stop (at Exit 114)** may remain open for business under current operational precautions subject to Curfew hours, ***provided that*** occupancy and operation levels comply with EOC guidelines and applicable separate public health orders.
- 3.2.9. **Laguna Rainbow Corporation (LRC)** shall be permitted to **resume normal admissions, activities, and congregate meals** in both its Senior Center and Elderly Care Center, ***provided that*** all eligible **participants and staff are fully vaccinated** or have a documented medical exception and management has obtained approval from the EOC for a reopening plan consistent with COVID-19 health and safety best practices and guidelines.
  - 3.2.9.1. **Laguna Rainbow Senior Center** may continue drive-through meal services and meal delivery service consistent with COVID-19 safe practices.
  - 3.2.9.2. **Laguna Rainbow Elderly Care Center may accept new fully-vaccinated residents** in accordance with its admission policies. Un-vaccinated residents may only be admitted with the approval of the

EOC.

**Members of fully-vaccinated households may visit residents and participants, subject to LRC policies. Members of un-vaccinated households may only visit if authorized by the EOC.**

3.2.10. **Laguna Healthcare Corporation** may continue to examine and treat patients regardless of vaccination status subject to all appropriate COVID-Safe protocols *provided that all staff are fully vaccinated or have a documented medical exception.*

3.3. **Arts/crafts or food vendors** must provide **proof of vaccination** when obtaining permission to vend from village officials, in addition to normal permits or licenses to sell within the Pueblo and must conduct operations in compliance with Section 1.

#### 4. Children and Schools

4.1. Fully Vaccinated Households. For purposes of this order, children living in households where all eligible adults are fully vaccinated shall be allowed to follow restrictions for fully vaccinated households.

4.2. Un-vaccinated Households. Children living in households with any eligible adult who is not fully-vaccinated shall be required to follow restrictions for un-vaccinated households.

4.3. Schools and Activities.

4.3.1. For children in households in which all eligible adults are **fully vaccinated**, the parent or guardian may opt to return their children to in-person school and/or organized sports and extra-curricular activities **provided** that the family registers with the EOC **and** the children obtain testing once every month.

4.3.2. For children living in households with any eligible adult who is not fully-vaccinated, parents or guardians shall not be allowed to return their children to in-person school or organized sports and extra-curricular activities.

4.4. All families, regardless of vaccination status, must monitor themselves for COVID-19 symptoms and obtain COVID-19 testing immediately in the event any such symptoms appear.

4.5. School buildings located within the Pueblo's jurisdiction shall remain **CLOSED for in-person student attendance** until May 31, 2021.

4.6. School buildings located within the Pueblo's jurisdiction may **RE-OPEN for in-person student attendance** beginning June 1, 2021, subject to building inspection and operational plan approval of the EOC; provided, the Pueblo of Laguna experiences no surge in COVID-19 infections as determined by EOC.

#### 5. Village Officials

5.1. 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.

- 5.2. Village officials have the authority to require proof of vaccination for participation in village meetings and other village activities.

## 6. **Passing of Membership**

- 6.1. **Attendance at Wakes and Burials will be limited to individuals who are fully-vaccinated** or who have permission from religious and village officials. All attendees must adhere to COVID-Safe Practices (Section 1).
- 6.2. Arrangements with respective Village Officials & Cultural Leadership will be permitted and are encouraged to be in compliance with COVID Safe Practices.

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

- 7.1. The Pueblo will rely on notification from traditional religious leaders 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.
- 7.2. Participation in Traditional Cultural and Religious activities is subject to the decision of traditional religious leaders and may include the requirement to provide proof of vaccination status.
- 7.3. **Houses of Worship** may hold services or other functions in compliance with EOC occupancy and operation levels (including COVID-Safe Practices) subject to the decision of religious leaders and may include the requirement to provide proof of vaccination status.

## 8. **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 all in the community do the following:

- In general, stay at home and avoid unnecessary travel.
- **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.
- Get vaccinated and carry your vaccination card with you.
- 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.
- 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 COVID-19 Symptoms 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**  
**Amended Executive Order No. 3**  
**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 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 Public Safety Department 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, the EOC shall order the people to quarantine or isolate 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. 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 or vaccination over the objections of an individual, except with regards to employees of the Pueblo or Pueblo-chartered enterprises for whom both testing and vaccination are conditions of employment. Officials should report any suspected exposures to the COVID-19 virus to the EOC for investigation.