

**Chignik Lagoon Village Council
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Ordinance 2020-03-30 (Amended 2020-09-09)

EMERGENCY ORDINANCE CLOSING THE VILLAGE OF CHIGNIK LAGOON TO NON-ESSENTIAL TRAVEL FROM OUTSIDE THE VILLAGE

WHEREAS: The Village of Chignik Lagoon is a federal recognized tribe and the Chignik Lagoon Village Council is its elected governing body; and

WHEREAS: The State of Alaska, the United States, and the entire World is experiencing a pandemic of a novel coronavirus called COVID-19; and

WHEREAS: The COVID-19 virus has been identified by the United States Center for Disease Protection and Prevention (“CDC”), the World Health Organization, and other experts as a new strain of coronavirus which is very contagious, can cause serious respiratory disease, and poses a serious public health risk; and

WHEREAS: On March 11, 2020 Governor Mike Dunleavy declared a Public Health Disaster Emergency in the State of Alaska;

WHEREAS: On March 13 President Donald Trump declared a National Emergency; and

WHEREAS: The CDC has recommended that all persons at higher risk of COVID-19 avoid all nonessential air travel, and the U.S. State Department has advised all U.S. Citizens to avoid all international travel; and

WHEREAS: On March 23, 2020 and updated on August 6, 2020, Governor Mike Dunleavy issued Health Mandate 10 that requires all Alaska State residents arriving in Alaska from other states or countries to immediately self-quarantine for 14 days or have 2 negative Covid-19 tests; and

WHEREAS: On August 6, 2020, Governor Mike Dunleavy issued Health Mandate 10 that requires all Alaska State non-residents arriving in Alaska from other states or countries to have 2 negative Covid-19 tests; and

WHEREAS: On June 5, 2020 Governor Mike Dunleavy issued Health Mandate 18 which **allows all** in-state travel between communities, except as restricted by local restrictions subject to limitations and exceptions in support critical infrastructure, or for critical personal needs, and

WHEREAS: Health Mandate 18, Attachment B, delegated to small communities like Chignik Lagoon the certain powers, in addition to recognized inherent powers of Alaska tribes to protect the health and safety of tribal members recognized in *John v Baker*, 982 P.2d 738 (Alaska, 1999); and

WHEREAS: On March 30, 2020 the Chignik Lagoon Village Council adopted an EMERGENCY ORDINANCE CLOSING THE VILLAGE OF CHIGNIK LAGOON TO NON-ESSENTIAL TRAVEL FROM OUTSIDE THE VILLAGE; and

WHEREAS: On May 27, 2020 Governor Mike Dunleavy issued Health Mandate 17 and Appendix 1 and 3 to specifically address commercial fishing and harvesting activity, and the Chignik Lagoon Village Council wishes to amend its ordinance to coordinate with and implement these new mandates; and

WHEREAS: Rural Alaska suffered terribly from the great flu pandemic of 1918-1919, but a few villages successfully avoided infection by imposing rigid quarantines and preventing outsiders from entering; and

NOW, THEREFORE, IT IS HEREBY ORDAINED by the Chignik Lagoon Village Council as follows:

Section 1. Declaration of Emergency. The Council declares that the COVID-19 coronavirus threat is a public health emergency. This action is taken under the inherent sovereign authority of the Chignik Lagoon Tribe to protect the health and safety of its members.

Section 2. Non-essential Travel to the Village Prohibited.

a. Prohibition. Effective at midnight April 17, 2020, all travel into the Village by persons who are not engaged in essential services or for critical personal needs is prohibited. This applies to travel from outside of the State of Alaska, other villages as well as from regional centers and Anchorage, and to all forms of transportation including air travel and other ground and water transportation.

b. Essential services as defined below. Persons engaged in essential services are:

- Health professionals and other emergency responders dispatched by the state or federal governments or the Bristol Bay Area Health Corporation.
- Law enforcement personnel from the state or federal government.
- Pilots and other air carrier personnel delivering freight and mail, or transporting passengers engaged in essential services.
- Persons engaged in subsistence fishing and in the fishing, industry including the fisherman, processors, guides, and transporters of the fish as well of those under contract with the fisherman, processors, guides, and transporters for provisioning.
- Essential services necessary for village and school functions-upon approval by the council

c. Critical Personal Needs defined. Persons engaged in critical personal needs are:

- buying, selling, or delivering groceries and home goods; obtaining fuel for vehicles or residential needs; transporting family members for out-of-home care, essential health needs, or for purposes of child custody exchanges.
- receiving essential health care; providing essential health care to a family member; obtaining other important goods; and
- engaging in subsistence activities.

d. Exceptions. The prohibition on travel in this ordinance does not apply to Residents of the Village who

- are outside the village for medical care for themselves or a close relative, or
- leave the Village for medical emergencies and return to the Village when their treatment is concluded,

Provided that they have certification from a doctor that they have been tested and are not infected with COVID-19.

Section 3. Self-Quarantine.

a. **Requirement To Self-Quarantine.** All persons entering the village from outside the village shall self-quarantine for 14 days.

b. **Location.** Commercial and subsistence fisherman traveling from outside Alaska must quarantine in Chignik Lagoon

c. **Exception.** The requirement to self-quarantine shall not apply to village residents returning from travel to Chignik Bay and Chignik Lake.

d. **Definition.** Self-Quarantine is defined as remaining in a designated self-quarantine location, which includes members of the same household, for a period of 14 days, or the duration of your stay in Chignik Lagoon, whichever is shorter, except for medical emergencies or to seek necessary medical care, and prohibit any visitors at the location other than a physician, healthcare provider, or individual COVID Coordinator. Food delivery is allowed so long as no person-to-person interaction. The Chignik Lagoon village will allow subsistence activities outside your home with persons you quarantine with provided there is no interaction with other people.

Section 4. Travel Plans and Protocols.

a. **Notice of Travel.** All persons traveling to Chignik Lagoon must notify the COVID Coordinator at least 3 days prior to arrival and follow all protocols. All village residents traveling in and out of the village shall notify the COVID Coordinator 3 days prior to travel.

b. **Village Plan.** All fishing businesses whose personnel travel to the Village and which sign the Chignik Lagoon COVID- 19 Pandemic Travel Plan & Protocols For FY 2020 Commercial Fishing Vessels shall be deemed approved for travel consistent with the terms of such plan.

b. **Other Plans.** All fishing businesses whose personnel travel to the Village and do not sign the Chignik Lagoon COVID- 19 Pandemic Travel Plan & Protocols For FY 2020 Commercial Fishing Vessels shall be required to submit the travel plan or protocol that the business submitted to the Department of Commerce, Community and Economic Development pursuant to Health Mandate 010 or 012 to the community to the Chignik Lagoon Tribal Administrator. All other such plans shall provide

- how the business intends to quarantine personnel who develop a fever, cough or shortness of breath (collectively “Symptoms”) while in the Village;
- how the business intends to provide their own medical evacuation;
- required screening for Symptoms a minimum of 48 hours (“Health Screening”) prior to traveling to the Village and prohibit personnel who manifest any Symptoms during this screening from traveling to the Village;
- Upon arrival in the Village, require a Health Screening by a Tribally designated person, and prohibit personnel who manifest Symptoms from staying in the Village;
- a requirement that all personnel to wear face coverings as recommended in Health Alert 010 issued April 3, 2020 by DHSS when personnel are outside their personal lodgings and in the Small Community;

- a limit on access of all personnel to laundromats, grocery stores, gas stations, convenience stores, and hardware stores except between 9:00 am and 10:00 am of each day;
- a limit on the physical interaction of residents and personnel as provided by social distancing Mandate 11 and Section 5 of this ordinance; and
- a prohibition on all personnel from entering residences in the community that are not their own lodgings.

Section 5. Social Distancing. All persons in the Village, including all persons traveling to the village for work, shall remain at their place of residence, crew shacks, or aboard vessels and practice social distancing, and

- Work from home as much as possible;
- Immediately isolate any family member who is ill;
- limit outdoor activity (e.g., walking, hiking, bicycling, running, fishing or hunting) to provide a distance of six or more feet between individuals not in the same household;
- Limit participation in public or private gatherings that include non-household members, regardless of the number of people involved. This includes, but is not limited to, weddings, faith gatherings, graduations, and funeral events; and
- Quarantine any individual who exhibits symptoms of illness in their home, crew shack or vessel, except as necessary to seek or receive medical care.

For the purpose of this section, the term “household” shall mean all the persons who regularly reside in the same primary residence on a regular basis and including grandparents and great-grandparents of any such person.

Section 6. Effective Date. This Ordinance is effective immediately upon enactment and will remain in effect until rescinded or superseded by further action of the Tribal Council.

Certification of Adoption

This certifies that the above Ordinance was duly enacted by the Chignik Lagoon Village Council at a duly called and noticed meeting, by a vote of 6 yes and 0 no votes, and that a quorum was present.


 Tribal President

Attest:


 Tribal Secretary