



## **PUBLIC HEALTH ORDER 2020-08 LIMITING GATHERINGS INVOLVING PERSONS AGED BETWEEN 18 AND 22 YEARS IN THE CITY OF BOULDER**

Pursuant to Colorado Revised Statutes (“C.R.S.”) §§ 25-1-506, 508, 509, and 516, Boulder County Public Health (“BCPH”) issues this Public Health Order to control and slow the spread of the SARS-CoV-2 virus (“coronavirus”) and to mitigate the effects of the disease resulting from it (the coronavirus and the disease resulting from it is referred to as “COVID-19”). The goal of this Order is to control and slow the spread of COVID-19 among the 18-to-22-year-old population within the City of Boulder in order to lower the level of COVID-19 in that population to Safer at Home Level 2 metrics. While many young adults recover quickly, the spread of COVID-19 among younger populations is known to affect spread among medically vulnerable community residents with significant health impacts.<sup>1</sup> Another goal of this order is to maintain consistent healthcare capacity in Boulder County to adequately treat patients suffering from the disease. This order allows for increased gathering size based on improving positivity, case count, testing, and contact tracing metrics for the 18-to-22-year-old population and also provides for more protective measures if metrics trend in a negative direction.

### **I. FINDINGS**

Whereas, Boulder County Public Health (“BCPH”) has public health jurisdiction over Boulder County, Colorado (“Boulder County”), including all cities and towns therein. In furtherance of its jurisdiction, BCPH has the power and duty to investigate and control the causes of epidemic or communicable diseases and conditions affecting the public health within Boulder County, as well as the power and duty to close schools and public places; to prohibit gatherings of people when necessary to protect public health; to establish, maintain, and enforce isolation and quarantine; and in pursuance, thereof, to exercise physical control over property and over persons within Boulder County as BCPH may find necessary for the protection of public health; and

Whereas, COVID-19 is an illness transmitted primarily through person-to-person contact. Persons infected with COVID-19 may become symptomatic anywhere from two (2) to fourteen (14) days after exposure. Symptoms may include, but are not limited to, fever, cough, shortness of breath, or difficulty breathing. Individuals with serious chronic health conditions and older adults are most at risk for becoming critically ill with this disease; and

Whereas, on March 10, 2020, the Governor of Colorado (“Governor”), Jared Polis, declared a State of Emergency related to the presence of COVID-19 in the State of Colorado; and

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<sup>1</sup> <https://www.cdc.gov/mmwr/volumes/69/wr/mm6939e1.htm>

Whereas, on March 14, 2020, the Chair of the Board of County Commissioners for Boulder County declared a local disaster emergency, which, on March 19, 2020, was extended by the Board of County Commissioners for Boulder County; and

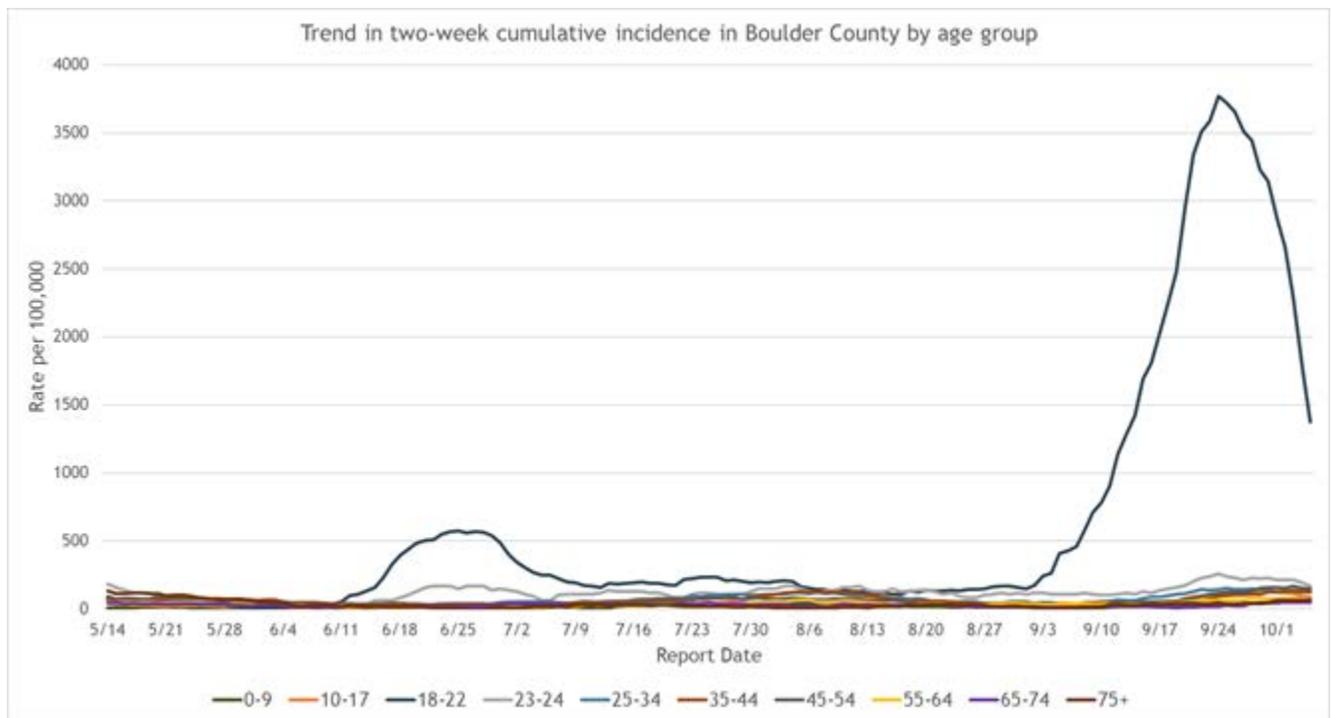
As of October 6, 2020, there have been 74,191 confirmed or probable positive cases of COVID-19 statewide in Colorado and 4,675 confirmed or probable positive cases in Boulder County, as well as 2,081 deaths among COVID-19 cases statewide and 80 deaths among cases in Boulder County; and

Whereas, since August 24, 2020, the first day of fall semester classes at CU Boulder, there have been 1,737 confirmed or probable positive cases of COVID-19 among University of Colorado, Boulder (“CU Boulder”) students between 18 and 22 years of age, representing 71% of Boulder County’s COVID-19 cases for this time period; and

Whereas, CDPHE has declared an outbreak associated with the University of Colorado, Boulder;

Whereas, there have been 1,689 confirmed or probable positive cases of COVID-19 among persons between 18 and 22 years of age within the city of Boulder since August 24, 2020; and

Whereas, the two-week cumulative COVID-19 incidence among persons between 18 and 22 years of age peaked at over 3,500 per 100,000 population as shown by the graph below; and



Whereas, BCPH has determined that the majority of COVID-19 transmission within Boulder County is due to social gatherings among persons between 18 and 22 years of age in the city of Boulder, during which many individuals failed to comply with public health face covering and social distancing orders; and

Whereas, BCPH has determined that the majority of COVID-19 transmission in Boulder County is largely among the population of individuals in the city of Boulder between the ages of 18 and 22 years; and

Whereas, on September 24, 2020, in response to exponentially increasing case counts in the 18-to-22-year-old population, BCPH issued Public Health Order 2020-07, as amended, limiting gatherings among individuals between the ages of 18 to 22 years old to two (2) people and issuing stay-at-home orders to certain residences; and

Whereas, BCPH observed decreasing case counts and decreasing positivity since issuing Public Health Order 2020-07; and

Whereas, although recent data show encouraging trends in metrics within Boulder County for the 18-to-22-year-old population, case rates and positivity rates remain unsustainably elevated and are still significantly higher than in other age populations as shown in the graph above; and

Whereas, although the 14-day cumulative case count per 100,000 among individuals 18 to 22 years old has decreased from the peak of over 3,500 cases per 100,000 to 1374.8 cases per 100,000, and

Whereas, the CDPHE PHO 20-35 defines 14-day cumulative case levels across an entire County population above 375 per 100,000 as stay-at-home levels; and

Whereas, without additional orders, Boulder County may not be able to maintain its status at Safer at Home Level 2 pursuant to CDPHE PHO 20-35; and

Whereas, pursuant to CDPHE PHO 20-35, BCPH has submitted a mitigation plan to CDPHE for approval, including an Appendix C which outlines strategies for local public health orders moving forward to mitigate the surge and bring the County back into Safer at Home Level 2 metrics;

Whereas, a “step down” series of orders is necessary to effectively and efficiently manage gathering sizes and other restrictions among the 18-to-22-year-old population to ensure case counts and positivity continue to decrease particularly as the fall flu season approaches and temperatures drop leading to more time indoors, and to ensure that widespread testing and compliance with contact tracing remain strong and effective; and

Whereas, C.R.S. § 25-1-506(3)(b) authorizes BCPH to act and issue notices and orders to control the spread of communicable diseases, such as COVID-19. This authority includes the establishment, maintenance, and enforcement of isolation and quarantine, as BCPH finds necessary to protect public health and to prevent further spread of diseases. This authority also includes the ability to investigate and abate nuisances, when necessary, in order to eliminate

sources of epidemic or communicable diseases and conditions affecting public health, and to investigate and control the causes of epidemic or communicable diseases and conditions affecting public health; and

Whereas, C.R.S. § 25-1-506(3)(b) places a duty on BCPH to close schools and public places and to prohibit gatherings when necessary to protect public health; and

Whereas, in the event of a public health emergency, C.R.S. § 25-1-509(1)(c) directs BCPH to issue orders and adopt rules consistent with the laws and rules of the state as the public health director may deem necessary for the proper exercise of powers and duties vested in or imposed upon the Boulder County Board of Health.

## **II. NECESSITY OF THIS ORDER**

This Order is issued based on evidence of increasing occurrence and transmission of COVID-19 within Boulder County and the recent surge of cases in Boulder County that placed certain countywide CDPHE Public Health Order 20-35 metrics in the Stay-at-Home level. Boulder County Public Health determined that these metrics were driven by spread specifically among persons between 18 and 22 years of age as shown in the graph above. The dangers of COVID-19 are exacerbated because some individuals who contract the virus, especially those in the 18-to-22-year-old range, may be pre-symptomatic, asymptomatic, or have mild symptoms and may not be aware that they are carrying the coronavirus.

This Order is further based on scientific evidence and best practices regarding the most effective approaches to slow the transmission of communicable diseases generally and COVID-19 specifically, and evidence that the age, condition, and health of a significant portion of the population within Boulder County places said population at risk for serious health complications, including death, from COVID-19.

COVID-19 positive case data for Boulder County shows that at this stage of the pandemic emergency, it is essential to slow the virus among persons between 18 and 22 years of age, especially those who reside in the city of Boulder. By reducing the rate of potential transmission of COVID-19, this Order helps to prevent increased disease transmission across the greater Boulder County community and preserve critical and limited healthcare capacity in Boulder County.

This Order is necessary to slow the rate of potential transmission of COVID-19, and the Executive Director of BCPH, in collaboration with the Boulder County Board of Health, will re-evaluate this Order if conditions change in such a way that this framework may need to be adjusted.

Individuals infected with COVID-19 may be contagious before their symptoms start until their symptoms end. To help stop the spread of disease, anyone who may have been in close contact with someone with COVID-19 must be kept separate from people who are healthy; this is called “quarantine.” At this time, it is believed that symptoms of COVID-19 may appear in as few as 2 days or as long as 14 days after exposure.

### III. INTENT

This Order is intended to place certain limits on all gatherings involving two or more persons between the ages of 18 and 22 years when within the City of Boulder city limits. The limits placed on gatherings shall depend on certain metrics concerning containment indicators and rates of COVID-19 among the 18-to-22-year-old population, specifically, testing rates, cooperation with contact tracing, cases per 100,000 among the 18-to-22-year-old population, and positivity rates among the 18-to-22-year-old population.

All provisions of this Order should be interpreted to effectuate this intent. Failure to comply with any of the provisions of this Order shall constitute an imminent threat to the public health, safety, and welfare of the population residing, working, or traveling in Boulder County.

### IV. ORDER

Based on the finding that it is essential that the spread of the novel coronavirus SARS-CoV-2, responsible for the COVID-19 disease, be slowed to protect the ability of public and private health care providers to handle the influx of new patients and safeguard public health, and because the risk of the rapid spread necessitates immediate action to protect all members of the community, especially community members who are most vulnerable to COVID-19 and also health care providers and first responders, and pursuant to the authority granted the Executive Director of BCPH, the following is ordered:

1. Levels for determining gathering limits for individuals between 18 and 22 years of age within the City of Boulder.
  - a. BCPH defines five levels (baseline, Level A, Level B, Level C, Level D) (the “**Levels**”) that will determine the number of individuals ages 18 to 22 years old that may **gather** within City of Boulder limits. Effective October 8, 2020 at noon when PHO 2020-07 expires, Level C gathering limits shall apply, which is congruous with the gathering limits required by BCPH PHO 2020-07, as amended.
    - i. It is the express intent of this order to bring the metrics in the 18-to-22-year-old population to the Baseline **Level** described in Paragraph 1.e., below.
  - b. Boulder County Public Health will post the current level under this order on its website at [boco.org/covid19GatheringsOrder](https://boco.org/covid19GatheringsOrder)
    - a. Boulder County Public Health will assess the metrics identified in Section IV.1.e and elsewhere in this order at least once every two weeks beginning Tuesday, October 13, 2020 to determine if the gathering limits should be moved to a more protective or less protective level and shall update the website with metric and level information at least every Tuesday until this order expires or is rescinded.

- i. In determining whether gathering limits should be moved to a less protective **level**, BCPH shall consider the 14-day incidence rate. All four metrics in Table 1 should be met for the less protective level prior to moving to that level.
  - ii. In determining whether gathering limits should be moved to a more protective level, BCPH shall consider the 5-day incidence rate. If any metric in Table 1 moves into the range of a more protective level, BCPH shall carefully monitor the situation and determine the appropriate time to move levels. If practicable, CU shall have the opportunity to submit a corrective action proposal to avoid moving to a more protective level. If practicable, BCPH shall provide at least two weeks for corrective actions to bring the metrics back into the appropriate level.
  - iii. In determining the appropriate level, in addition to the metrics identified in Table 1, BCPH may take into consideration additional metrics and information such as the location and nature of outbreaks both inside and outside of the City of Boulder among the population of individuals between the ages of 18 to 22, CU surveillance testing referral rates, and other relevant information.
- b. All **Gatherings**<sup>2</sup> among individuals ages 18 to 22 fall into one of three categories:
- i. **Personal Social Gathering:** any **gathering** that does not fall under the category of either **Dining** or a **Regulated Gathering**. Personal social gatherings include, but are not limited to, all public or private gatherings as defined in CDPHE's Amended Public Health Order 20-35 whether on private or public property. **Gatherings** on residential property are personal social gatherings for purposes of this order. In addition, activities that do not fall under the definition of **gathering** in section 5.d below are also not personal social gatherings.
    - 1. Requirements: Individuals participating in personal social gatherings must follow all public health laws and orders concerning **Face Coverings** and must comply with **Social Distancing Requirements** whenever possible.
    - 2. The limit on personal social gatherings applies if at least two participants in the personal social gathering are individuals between 18 and 22 years of age.

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<sup>2</sup> The term **gathering** is further defined in Section 5.d below.

- ii. **Dining: a Gathering** in a restaurant defined in Section IV.S of CDPHE’s Amended Public Health Order 20-35. All gatherings must follow the requirements set forth in Appendix H of CDPHE Order 20-35.
  - 1. Requirements: Individuals participating in dining must follow all public health laws and orders concerning **Face Coverings** and must comply with **Social Distancing Requirements** whenever possible.
  - 2. The limit on dining applies if at least two participants are individuals between 18 and 22 years of age.
- iii. **Regulated Gathering: a gathering** of customers or participants in any activity permitted pursuant to Appendix B, C, D, E, F, G, I, J, K of CDPHE Order 20-35 that is not a public or private gathering pursuant to CDPHE Order 20-35. By way of example, regulated gatherings include classes at commercial gyms and studios, CU-sponsored recreational student activities, organized concerts, and other professionally organized events.
  - 1. Requirements: all participants and customers must follow all CDPHE requirements, including **face coverings** and **social distancing** requirements.

c. Metrics and Gathering Allowances per **Level**<sup>3</sup>:

i. Baseline Level

- 1. The metrics for Baseline are as follows:
  - a. New COVID-19 cases among the 18-to-22-year-old population in Boulder County are at an incidence rate of no greater than 250 per 100,000 in a two-week period;
  - b. The percent of positive test results among the 18-to-22-year-old population in Boulder County over a rolling 14-day average is no greater than 5%; and
  - c. Testing rates among the 18-to-22-year-old population are sufficient and in line with the broader community population.
- 2. The Gathering Limits for the 18-to-22-year-old population within the City of Boulder are as follows:
  - d. No special limits; all limits shall be solely determined by CDPHE PHO 20-35 limits

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<sup>3</sup> Tables 1 and 2 attached to this order summarize the Level Metrics and the Level Gathering Limits.

ii. Level A

1. The metrics for Level A are as follows:

- a. New COVID-19 cases among the 18-to-22-year-old population in Boulder County are at an incidence rate of no greater than 750 per 100,000 in a two week period;
- b. The percent of positive test results among the 18-to-22-year-old population in Boulder County over a rolling 14 day average is no greater than 5%; and
- c. Testing rates among the 18-to-22-year-old population is consistent and testing includes significant representation of off-campus students as well as **CU Student** compliance with testing requirements from the University of Colorado.

2. The Gathering Limits for the 18-to-22-year-old population within the City of Boulder are as follows:

- a. **Personal Social Gatherings** are limited to 6 people.
- b. **Dining** is limited to 6 people.
- c. Individuals 18 to 22 years of age may attend **Regulated Gatherings** up to CDPHE limits.

iii. Level B

1. The metrics for Level B are as follows:

- a. New COVID-19 cases among the 18-to-22-year-old population in Boulder County are at an incidence rate of no greater than 1500 per 100,000 in a two-week period;
- b. The percent of positive test results among the 18-to-22-year-old population in Boulder County over a rolling 14-day average is no greater than 10%; and
- c. Testing rates among the 18-to-22-year-old population is consistent and testing includes significant representation of off-campus students as well as **CU Student** compliance with testing requirements from the University of Colorado.

2. The Gathering Limits for the 18-to-22-year-old population within the City of Boulder are as follows:

- a. **Personal Social Gatherings** are limited to 4 people.
- b. **Dining** is limited to 4 people.
- c. Individuals 18 to 22 years of age may attend **Regulated Gatherings** up to CDPHE limits.

iv. Level C

1. The metrics for Baseline are as follows:

- a. New COVID-19 cases among the 18-to-22-year-old population in Boulder County are at an incidence rate of no greater than 2000 per 100,000 in a two-week period;
- b. The percent of positive test results among the 18-to-22-year-old population in Boulder County over a rolling 14-day average is no greater than 15%; and
- c. Testing rates among the 18-to-22-year-old population is consistent and testing includes significant representation of off-campus students as well as **CU Student** compliance with testing requirements from the University of Colorado

2. The Gathering Limits for the 18-to-22-year-old population within the City of Boulder are as follows:

- a. **Personal Social Gatherings** are limited to 2 people.
- b. **Dining** is limited to 2 people.
- c. Individuals 18 to 22 years of age may attend **Regulated Gatherings** as long as there are no more than two individuals between 18 and 22 years of age participating in or attending that **Regulated Gathering**.

v. Level D

1. The metrics for Baseline are as follows:

- a. New COVID-19 cases among the 18-to-22-year-old population in Boulder County are at an incidence rate exceeds 2000 per 100,000 in a two-week period; or
- b. The percent of positive test results among the 18-to-22-year-old population in Boulder County over a rolling 14-day average meets or exceeds 15%; or

- c. Testing rates among the 18-to-22-year-old population is inconsistent, fails to include significant representation of off-campus students, or **CU Students** are not complying with testing requirements from the University of Colorado.
2. The Gathering Limits for the 18-to-22-year-old population within the City of Boulder are as follows:
- a. **Personal Social Gatherings** are not permitted, except that two individuals may gather for essential travel or to perform an essential activity if there are safety or medical concerns.
  - b. In-person **Dining** is not permitted.
  - c. Individuals 18 to 22 years of age may not attend **Regulated Gatherings** unless he or she is alone.

## 2. Symptom Monitoring:

- a. All **CU Students** must monitor their health daily for the following COVID-19 symptoms: Fever of 100.4°F or higher; cough; shortness of breath or difficulty breathing; chills; body aches; sore throat; headache; diarrhea; nausea; vomiting; and runny nose. Any **CU Student** who receives a positive COVID-19 test or develops COVID-19 symptoms during the term of this Order must:
  - i. Report any symptoms through the University of Colorado's Daily Health Check at <https://www.colorado.edu/daily-health-form>.
  - ii. Comply with the following isolation requirements:
    - 1. Stay separated away from all others (i.e. isolate) until all of the following criteria are met:
      - a. No fever (of at least 100.4°F degrees), without medication, for at least twenty-four (24) hours; and
      - b. All other COVID-19 symptoms have improved; and
      - c. At least ten (10) days have passed since COVID-19 symptoms first appeared.
  - iii. Stay separated from all other people as much as possible. Use a separate bathroom, if available. If unavailable, disinfect all touched surfaces before leaving the bathroom.

- iv. Not travel except, as necessary, to seek medical care. Contact any healthcare provider prior to visiting their office so arrangements can be made to prevent exposing any persons at the healthcare provider's office.
- v. In the event of a medical emergency and the need to call 911, notify dispatch personnel that the person needing medical attention may have COVID-19. Put on a **Face Covering** before the emergency medical personnel arrives.
- vi. Follow all other isolation instructions as provided by BCPH or CU.

### 3. Testing:

- a. All **CU Students** who have tested positive for COVID-19 or are experiencing symptoms of COVID-19, including mild symptoms, such as cough and shortness of breath, will be required to isolate in accordance with CDPHE Public Health Order 20-35 for the duration of their isolation period in addition to following all Stay-at-Home requirements of this Order.<sup>4</sup> Such students are not permitted to travel to **Alternate Location**, as described in Paragraph 6.d.ii. Furthermore, **CU Students** who test positive for COVID-19 must follow all isolation instructions provided by BCPH and CU.
- b. Any **CU Student** that tests positive for COVID-19 and does not receive isolation instructions from BCPH or CU within two (2) days must report their positive test results to notify CU at 303-735-0017 or [contacttracing@colorado.edu](mailto:contacttracing@colorado.edu).
- c. A negative COVID-19 test (whether surveillance, diagnostic, or otherwise) will not relieve any person from complying with the requirements of this Order. A positive COVID-19 antibody test will not relieve any person from complying with the requirements of this Order.

### 4. Cooperation:

- a. All **CU Students** must cooperate with BCPH and CU Boulder contact tracing and case investigation efforts.

### 5. Definitions:

- a. **CU Campus** means any and all real property owned or occupied by CU Boulder.

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<sup>4</sup> Any individual who tests positive or develops symptoms of COVID-19, including early or mild symptoms, must remain isolated (away from others) for at least ten (10) days. An individual may be released from isolation when they are: 1) fever-free, without medication, for twenty-four (24) hours; 2) other symptoms have improved; AND 3) at least ten (10) days have passed since COVID-19 symptoms first appeared.

- b. **CU Student(s)** means any person who is enrolled as a student at CU Boulder in any capacity, irrespective of level of enrollment (i.e. amount of course hours, part-time, full-time), as of the date of issuance of this Order and who resides within Boulder County.
- c. **Face Covering** means a facial covering or mask made of cloth, fabric, or other soft or permeable material, without holes, that covers only the nose and mouth and surrounding areas of the lower face. Mesh, netting, or similarly porous material does not meet the requirements or definition of a **Face Covering**. A **Face Covering** may be factory-made or may be handmade and improvised by using ordinary household materials.
  - i. The **Face Covering** must fit snugly but comfortably against the side of the face; allow for breathing without restriction; and must either be constructed of disposable mask materials or include multiple layers of fabric that can be laundered and machine-dried without damage or change to shape.
  - ii. **Face Coverings** must cover the nose and mouth at all times and must remain in place until taken off safely. If a worker's **Face Covering** moves during work, it must be replaced with one that does not need to be frequently adjusted in order to reduce touching of the face. A **Face Covering** must be replaced when it becomes dirty, wet, and/or difficult to breathe through.
  - iii. Any mask that incorporates a one-way valve (typically a raised plastic cylinder about the size of a quarter on the front or side of the mask) that is designed to facilitate easy exhaling is not a **Face Covering** under this Order and is not to be used to comply with this Order's requirements. Valves of that type can permit droplet release from the mask and put others nearby at risk.
  - iv. A video showing how to make a **Face Covering** and additional information about how to wear and clean **Face Coverings** may be found on the CDC's website at <https://www.cdc.gov/coronavirus/2019-ncov/prevent-getting-sick/diy-cloth-facecoverings.html>. A video showing how to make a face covering and additional information about how to wear and clean **Face Coverings** may be found on the CDC's website at <https://www.cdc.gov/coronavirus/2019-ncov/prevent-getting-sick/diy-cloth-facecoverings.html>.
- d. A **Gathering** is two or more individuals convening or being physically near each other for any shared and common purpose, including socializing or participating in any activity together, including but not limited to shopping, dining, or exercising.
  - i. Exclusions: a **Gathering** does not include:
    - i. Employees of any business, government, nonprofit, or not-for-profit entity while performing work for such entity;

- ii. activities undertaken pursuant to jury summons, lawful subpoena, or order of a court;
  - iii. any educational activity explicitly permitted by CU, Naropa University, Auguste Escoffier School of Culinary Arts, Boulder Massage Therapy Institute, Thai Healing Art Institute, Montessori Education Center of the Rockies, Dr. Ida Rolf Institute, and any other education institution in the city of Boulder as approved by BCPH
  - iv. any life rites, such as wedding ceremonies, graduation ceremonies, funerals, other religious rites, and worship services, as authorized by and conducted in strict compliance with CDPHE Public Health Order 20-35;
  - v. participation in programs that serve adults with disabilities;
  - vi. participation in NCAA athletics. However, prior to resuming any NCAA athletic activities that would exceed the gathering limitations identified in this Order, including practices, games, and other NCAA activities, CU shall submit plans to BCPH for approval
  - vii. participation in any activity required by law.
- ii. Members of the same **Household** while in their shared **Household** space (e.g. a dorm room) together are not considered a gathering.
- iii. For students of K-12 schools, a **Gathering** does not include participation in activities or classroom learning provided by or sanctioned by the K-12 school or K-12 program. Students currently completing their K-12 education may also participate in activities with other members of their **Household**.
- e. **Household** means the residential unit where an individual resides. For a single-family house, apartment, or similar housing occupied by four (4) or fewer unrelated persons, the entire home is considered one **Household**.
- i. For on-campus residence halls (dormitories) and off-campus congregate housing (e.g. sorority and fraternity houses) with more than four (4) unrelated occupants, a person's **Household** consists of such person and any persons with whom they share a room in which they sleep (i.e. roommates). As a result, congregate housing such as residence halls (dormitories), sorority houses, and fraternity houses will likely have multiple **Households**.
- f. **Social Distancing Requirements**, for purposes of this Order, include all of the following: 1) Maintaining at least six (6) feet social distancing from other individuals; 2) washing hands with soap and water for at least twenty (20) seconds as frequently as possible or using hand sanitizer when hand-sinks are not available; 3) covering coughs or sneezes (i.e. into the sleeve or elbow, not the hands); 4) regularly cleaning high-touch surfaces; and 5) not shaking hands.

6. **Relationship to Other Orders** (including isolation or quarantine orders or instructions): In the event of a conflict between this Order and any other Public Health Order or Executive Order, the most protective applicable order shall control.
- a. Nothing in this Order shall be construed to relieve an individual of the requirements of an isolation or quarantine instruction or Order issued by Boulder County Public Health.
  - b. Nothing in this Order should be construed to preempt any local Public Health Orders.
  - c. Nothing in this Order shall be construed to prevent a municipality from adopting more protective standards than those contained in this Order.

This Order is necessary to control the transmission of COVID-19 to others. Immediate issuance of this Order is necessary for the preservation of public health, safety, or welfare. Individuals have a right to request judicial review of this Order by filing an action with Boulder County District Court pursuant to C.R.S. § 25-1-515. However, any such individual must continue to obey the terms of this Order while their request for judicial review is pending.

BCPH is available to answer questions regarding this Order and offer resources for support. The BCPH Call Center can be reached at 720-776-0822.

**FAILURE TO COMPLY WITH THIS ORDER IS SUBJECT TO PENALTIES CONTAINED IN C.R.S. §§ 25-1-114 and 25-1-516, INCLUDING A FINE OF UP TO FIVE THOUSAND DOLLARS (\$5,000.00) AND IMPRISONMENT IN THE COUNTY JAIL FOR UP TO EIGHTEEN (18) MONTHS.**

**This Order is in effect at 12:00 p.m. MST on October 8, 2020, and shall expire at noon (12:00 p.m.) MST on December 15th 2020, unless amended, extended or modified by BCPH.**

**DONE AND SIGNED**, as the official Order of the Executive Director of the Boulder County Public Health Department on this 7th day of October, 2020, at the authorization and direction of the Boulder County Board of Health.



**Jeffrey J. Zayach, MS**  
Executive Director  
Boulder County Public Health

October 7, 2020  
Date

**Table 1: Stepdown Public Health Order Metric Indicators for Each Level, Specific to 18-22 Year Age Group**

	<b>Baseline</b>	<b>Level A</b>	<b>Level B</b>	<b>Level C</b>	<b>Level D</b>
Testing Goals	Testing rates consistent with broader population	Consistent testing with significant representation of off-campus students. - compliance with testing requests from CU			Inconsistent testing
New Cases per 100,000 Among Individuals Aged 18 to 22 Years in Boulder County (14-day average)	<250	250-749	750-1499	1500-1999	≥2000
Positivity Rate for Individuals Aged 18 to 22 Years in Boulder County (14-day average)	<5%	<5%	<10%	<15%	≥15%

**Table 2: Stepdown Local Public Health Order Gathering Allowances by Level, Specific to 18-22 Year Age Group**

	<b>Baseline</b>	<b>Level A</b>	<b>Level B</b>	<b>Level C</b>	<b>Level D</b>
Personal Social Gathering	State Dial Level	6 people	4 people	2 people	None except two people allowed to gather for essential errands for a safety concern
Dining	State Dial Levels	6 people	4 people	2 people	No in-person dining
Regulated Gatherings	Requirements in line with the rest of Boulder County (up to Safer at Home Level 2 under PHO 20-35)			2 people	None