

RESOLUTION

WHEREAS, the health, safety, and welfare of the Shoshone-Bannock Tribal members and residents of the Fort Hall Reservation is the greatest priority for our community and its leaders; and

WHEREAS, the Fort Hall Business Council (“Business Council”) has declared a state of emergency for the Fort Hall Reservation and activated the Emergency Operation Center, due to the immediate threat of the highly contagious COVID-19 virus; and

WHEREAS, it is important to protect Tribal members who are at high risk, including elderly 65-years of age and older, and people with compromised health or medical concerns, by reducing risk of disease transmission; and

WHEREAS, to ensure the continued protection of public health and welfare that reduces the risk of disease transmission and exposure to the COVID-19 virus; and

WHEREAS, the national, state, and local coronavirus infection rate has substantially increased, with the Fort Hall community experiencing an alarming positivity rate of 30%, as a result of uncontrolled community spread of the virus; and

WHEREAS, those individuals who are positive with the virus can experience little to no symptoms, but can unknowingly transmit the virus to others, making it unwise for people to gathering for social purposes; and

WHEREAS, additional safety measures such as properly wearing face masks, limiting social gatherings outside individual households, increased testing for COVID-19, requiring social distancing, personal sanitary practices are all effective are reducing the risk of exposure to the virus; and

WHEREAS, the Business Council believes increased penalties are needed to deter reckless conduct which will further increase the spread of the pandemic and requested by Resolution No. FHBC-2020-0942 dated November 30, 2020 that the Office of General Counsel draft an ordinance which will help deter further reckless and intentional conduct which will put people at risk of contracting the disease; now

THEREFORE, BE IT RESOLVED BY THE BUSINESS COUNCIL FOR THE SHOSHONE-BANNOCK TRIBES, hereby mandates the required use of face masks by all persons within the exterior boundaries of the Fort Hall Reservation in the following places:

1. In all public places and in businesses, including restaurants and bars, except when eating or drinking; (public places do not include private vehicles, residences, individual business offices, or hotel rooms);
2. To comply with this Order, a face mask must fit snugly around the nose and mouth to prevent the wearer from breathing unfiltered air, and maybe a commercially-produced face mask, or homemade face mask constructed in accordance with CDC guidance;
3. Persons under the age of 2 years of age, and persons having trouble breathing who cannot remove a mask without assistance are not required to wear masks;

BE IT FURTHER RESOLVED, any individual who fails to comply with this Order may be required to comply by any Tribal or business employee or representative; and individuals who fail to comply may be removed from a business or public place and could be found in trespass and subject to any remedies available in the Tribal Law and Order Code; and

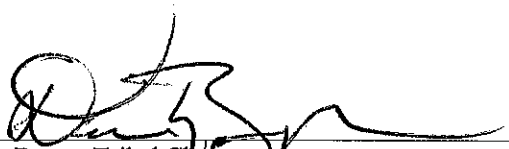
BE IT FURTHER RESOLVED, this order shall be effective immediately and expire when the Emergency Order is terminated for COVID-19.

FHBC-2020-0955

Page 2

Authority for the foregoing resolution is found in the Indian Reorganization Act of June 18, 1934 (48 Stat., 984), as amended, and in the Shoshone-Bannock Tribes Constitution and Bylaws of the Fort Hall Reservation, as amended, including but not limited to the authority found in the Constitution, Article VI.

Dated this 4th day of December 2020

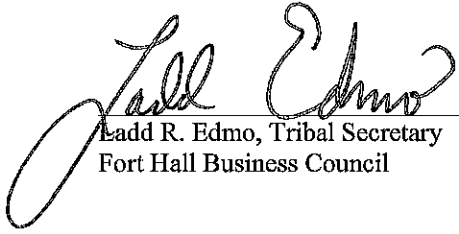


Devon Boyer, Tribal Chairman
Fort Hall Business Council

S E A L

CERTIFICATION

I HEREBY CERTIFY, that the foregoing resolution was passed while a quorum of the Business Council was present by a vote of 6 in favor and 1 not voting (DB) on the date this bears.



Ladd R. Edmo, Tribal Secretary
Fort Hall Business Council

PRSL-2020-0955