BLACKFEET NATION

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RESOLUTION

Approving the Second Amendment to the Blackfeet Tribe COVID-19 Ordinance

No. 223-2020

WHEREAS, The Blackfeet Tribal Business Council is the duly constituted governing body within the exterior boundaries of the Blackfeet Indian Reservation, and

WHEREAS, The Blackfeet Tribal Business Council has been organized to represent, develop, protect, and advance the views, interests, education and resources of the Blackfeet Indian Reservation, and

WHEREAS, This Act is adopted pursuant to the Constitution and By-Laws of the Blackfeet Tribe, Article VI (a) to negotiate with federal, state and local governments on behalf of the tribe and to advise and consult with the representatives of the Interior Department on all activities of the Department that may affect the Blackfeet Tribe, Article VI (e) to manage all economic affairs and enterprises of the Blackfeet Reservation, Article VI (g) to manage tribal affairs in an acceptable and businesslike manner an in accordance with the administrative plan, called the Plan of Operations, Article VI (h) to regulate and license all business and professional activities conducted upon the reservation, VI (i) to requisition community labor for public purposes of the tribe, Article VI (k) to promulgate ordinances for the purposes of safeguarding the peace and safety of the residents of the Blackfeet Indian Reservation, and Article VI (r) to delegate to subordinate boards or to cooperative associations which are open to all members of the tribe of any of the foregoing powers, and

WHEREAS, The Blackfeet Tribal Business Council has identified that the COVID-19 Ordinance is in need of amendment to address program delegation and to include further public health functions addressing the specific needs tailored to reducing the rate of infection, the protection of the health, safety and welfare of the public for the Blackfeet Reservation, now

THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Blackfeet Tribal Business Council hereby approves the Second Amended Blackfeet Tribe COVID-19 Ordinance No.121, to include the approved corrections regarding program delegation and increased public health functions, of which is hereby incorporated into this resolution by reference.

2. That the Chairman or Vice-Chairman in the Chairman's absence and the Secretary are hereby authorized to sign this Resolution and any other documents as may be necessary to effectuate the purposes of this Resolution.

ATTEST:

THE BLACKFEET TRIBE OF THE BLACKFEET INDIAN RESERVATION

STACEY A. KELLER
Secretary

TIMOTHY F. DAVIS
Chairman

CERTIFICATION

I hereby certify that the foregoing Resolution was adopted by the Blackfeet Tribal Business Council in a duly called, noticed and convened Special session, assembled the 9th day of June, 2020, with Eight (8) members present to constitute a quorum and with a vote of Eight (8) members FOR Zero (0) OPPOSED and Zero (0) ABSTAINING.

STACEY A. KELLER, Secretary
Blackfeet Tribal Business Council

(SEAL)

Blackfeet Tribe COVID-19 Ordinance

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BLACKFEET TRIBE
COVID-19 ORDINANCE

INFORMATION

On March 15, 2020, the Blackfeet Tribal Business Council declared a State of Emergency on the Blackfeet Reservation, re-affirmed by Resolution No. 181-2020 acknowledging an unprecedented threat to the public health of the Blackfeet Reservation from a communicable disease identified as the "COVID-19", an infectious disease affecting the respiratory systems of humans. This disease targets the most vulnerable such as elderly persons and persons with compromised immune systems, but young people are also at risk. It is highly contagious from person-to-person and from commonly used surfaces. As of this date, there is no known cure for this virus and the United States overall is suffering from overwhelmed medical facilities, lack of supplies and equipment, while the infection rate grows exponentially, and the death rate climbs as the global pandemic takes hold.

This is the situation as the Blackfeet Reservation braces for confirmed cases within its borders, with an already deficient health care system unable to provide adequate health care to the Blackfeet community. For serious health care cases, patients are required to be sent off-reservation to hospitals to address such needs 2-6 hours away at a minimum. With this pandemic outbreak, those facilities are expected to meet or are already at capacity. Cases within Montana since March 1, 2020 have increased exponentially, with confirmed cases surrounding the Blackfeet Reservation.

Pursuant to the State of Emergency, the Blackfeet Disaster Emergency Plan was activated authorizing a resource response to this outbreak. However, many questions have arisen on how to address the level of threat of this virus with lack of resources. Many of the policies and plans in place address current known disasters such as flood, fire, snow etc., but not a vast sweeping deadly virus. Many of the norms for the operation of the tribal government including the continuity of services to the public have become inoperable due to the outbreak.

Presently, the Blackfeet Tribe has implemented regulations such as: curfew, social distancing, curtailing of businesses activity and stay-at-home orders, including Tribal Government office closure. The Centers for Disease Control (CDC) has also issued guidelines for the public to reduce infection. On March 27, 2020, the United States Government passed the Coronavirus Aid, Relief, and Economic Security (CARES) Act. For Indian Country, the CARES Act seeks to ensure Indian tribes and tribally owned businesses have critical relief, including equal access to federal COVID-19 economic recovery resources. It is also expected that throughout this outbreak, other funding will be available to the Blackfeet Tribe in the near future.

With the implementation of new regulations addressing COVID-19 and the delivery of these resources, it is nonetheless the responsibility of the Blackfeet Tribe to adopt a contingent plan for effective response to COVID-19 and for the protection of the Blackfeet Reservation as a sovereign right and governmental responsibility to protect the health, safety and welfare of its tribal members and reservation residents, while acknowledging and holding the federal

government to its trust responsibility. With these swift changes in Indian County, the Blackfeet Tribe must also adapt to meet effective response to COVID-19.

Based upon the current CDC guidelines addressing the outbreak of COVID-19, the public is required to maintain safe separation reducing contact with commonly used surfaces. With such a restrictive response to COVID-19, the Blackfeet Tribe faces a tremendous challenge to continue services to the public. In alliance with the recommendations and the assistance of the jurisdictions and entities, this plan addresses the continuation of services with the following Mission leading this Ordinance.

MISSION

The Blackfeet Tribe is at war with an invisible enemy identified as COVID-19. It is the mission of the Blackfeet Tribe to follow all cultural, medical, and scientific recommendations in effort to reduce public infection on the Blackfeet Reservation and to provide immediate health care response to persons infected by this disease. This mission requires the Blackfeet Tribal Government to implement policies, mobilize groups, access immediate funding, collaborate with all entities and jurisdictions and engage in creative activities to fight the spread of the CORONAVIRUS. It will take the effort and inclusion of the entire community to fight this threat to the public health of the Blackfeet Reservation.

CHAPTER 1 - GENERAL PROVISIONS

Section 1. Authority. This Ordinance is adopted pursuant to the Constitution and By-Laws of the Blackfeet Tribe, Article VI (a), (e), (g), (h), (i) (k) and (r), and Resolution No. 181-2020. This Ordinance authorizes all COVID-19 related expenses of the Blackfeet Tribal Government. Related expenses are intended to meet current needs of the outbreak including recovery period. It also authorizes regulations and laws enforcing this Ordinance tailored to reducing infection.

Section 2. Period Covered. This Plan begins on March 1, 2020 and continues through December 31, 2020, unless terminated or extended by the Blackfeet Tribal Business Council.

Section 3. Coordination and Cooperation with Other Jurisdictions and Entities. The Blackfeet Tribal Business Council shall cooperate and coordinate with, including entering into agreements with other jurisdictions and entities as appropriate, including but not limited to: surrounding entities, the Bureau of Indian Affairs, the Indian Health Service, Department of Housing and Urban Development, the Department of Treasury, the State of Montana and its departments and agencies to implement this COVID-19 response Ordinance. Council shall designate staff persons to be responsible for coordination with the various federal and state entities and within tribal departments.

Section 4. Funding Information Committee. The Blackfeet Tribal Business Council appoints the following Departments to identify all funds available for the purpose of this Ordinance and to provide guidance to the Council and programs to access such funding: Finance, Legal, Treasurer, Planning and Revenue. All requests for funds and all applications for funding from any sources shall be presented to the Committee which shall make recommendations for approval to the Council. The Committee is also authorized to contract for consultant to assist

with funding strategies and administration. A strategic plan for funding shall also be established for approval by the Council.

Section 5. Action of the Blackfeet Tribal Business Council. The Blackfeet Tribal Business Council shall follow the requirements of the Blackfeet Tribal Constitution and By-laws and its Plan of Operations. Where permitted in this Ordinance, actions may be delegated accordingly to programs, authorized groups, or the Executive Committee. All action shall require approval by quorum of the Council. In cases of emergency, the Executive Committee shall issue Executive Action to be subsequently ratified by the Council at the next scheduled meeting of the Council, for the action to continue.

Section 6. Defining "Present" for Purposes of Council Vote. For purposes of voting in a meeting of the Blackfeet Tribal Business Council, ONLY during active stay-at-home, social distancing, or quarantine order, "present" for meetings shall include when council member is located in his or her office at Tribal Headquarters with video conferencing equipment connected to the main Council Chambers or Legal Conference Room, for the purpose of abiding by such orders

Section 7. Transparency. Action requested of the Blackfeet Tribal Business Council shall be forwarded to the Tribal Secretary for distribution to the entire Council for transparency reasons regardless of approval levels. Official actions of the Council shall be published by the Public Relations Specialist and noticed to the public as soon as official documentation is certified by the Blackfeet Documents Office.

Section 8. Implementation and Enforcement Delegation. It is the intent of this Ordinance to delegate the implementation and enforcement of official actions of the Blackfeet Tribal Business Council to those departments in this Ordinance, Blackfeet Law Enforcement Services, and any commissioned tribal officer of the Blackfeet Tribe. The Council may also delegate other areas for the administration of COVID-19 activities to certain tribal departments.

CHAPTER 2 - DEFINITIONS

"Act or Order" means an official action by the Blackfeet Tribal Business Council or its designee to in response to Coronavirus infection and COVID-19 sickness. Such acts or orders may include civil and/or criminal penalties as prescribed by this Ordinance or tribal law.

"Antibody Test" means a test to determine if a person has been infected with the Coronavirus in the past.

"Business Closure" means an order by the Council to close private businesses within the Blackfeet Reservation, including limitation of business hours, full closure or, the sales of alcohol, when such closures or limits are closely tailored to curtailing risk of infection to persons by a contagious disease.

"Contact-Tracing" means the process of supporting patients and warning contacts of exposure to stop transmission of the contagious disease.

"Contagious Disease" means a communicable disease that can spread rapidly from person to person through direct contact (touching a person who has the infection), indirect contact (touching a contaminated object), or droplet contact (inhaling droplets made when a person who has the infection coughs, sneezes, or talks).

"Council" means the Blackfeet Tribal Business Council.

"COVID-19" means a mild to severe respiratory illness that is caused by a coronavirus (Severe acute respiratory syndrome coronavirus 2 of the genus Beta coronavirus), is transmitted chiefly by contact with infectious material (such as respiratory droplets), and is characterized especially by fever, cough, and shortness of breath and may progress to pneumonia and respiratory failure. It is also known as SARS-CoV2, Novel Coronavirus and any mutated form of.

"COVID-19 Contingent Employees" means those classified positions authorized by this Ordinance to hire personnel to address expenses related to COVID-19 response and recovery Period Covered. Required hiring protocols may be relaxed by the Personnel Director with concurrence of the Blackfeet Tribal Business Council or its Executive Committee in emergent situations; however, pre-hire background checks and drug-testing remain in effect with regards to those security sensitive positions.

"Curfew Order" means an order prohibiting access by residents of the Blackfeet Reservation in public areas except for essential needs or activity to procure medical services, goods such as food and medicine, or are in the course of essential employment.

"Essential Activities" means those activities deemed "essential" for purposes of participating in such activity or to be exempt from restrictive orders, when tailored to reduce Coronavirus infection and to protect persons from COVID-19 disease.

"Essential Positions" means those positions classified during the Period Covered with duties required for the protection of the health, safety, and welfare of the public and therefore exempt under any CDC guidelines or Blackfeet regulations or orders. These positions must have such duties listed in current job descriptions approved by the Personnel Department.

"Executive Committee" means the Chairman, Vice-Chairman. Secretary and Treasurer as ex-officio of the Blackfeet Tribal Business Council.

"Front-Line Workers" Blackfeet Tribal employees who are engaged in direct contact with the public to provide essential needs to the public. Examples are health providers, law enforcement, persons engaging in providing medical supplies, or necessary services to the public.

"Hazard Duties" means any position required to come into routine direct contact with the public or commonly used areas to carry out his or her job requirements or at the direction of the Council while active orders to stay at home; quarantine, social distancing, or Tribal Government office closures are in place.

"Immuno-Compromised" means persons with a weakened immune system. Persons who are immunocompromised have a reduced ability to fight infections and other diseases such as diabetes, high blood pressure, heart conditions, persons with cancer, etc.

"Isolation Order" means an order issued to individuals who are sick with COVID-19 to separate from persons not sick.

"Known Infected Areas" means those areas with reported confirmed cases or community spread.

"Non-Essential Positions" means employment positions classified during the Period Covered with duties not required for the protection of the health, safety, and welfare of the public.

"Non-Residents" means persons who have not established permanent residency within the exterior boundaries of the Blackfeet Reservation within the last six (6) months prior to the initial enactment of this Ordinance. Excluded from this term are persons providing essential services to the Blackfeet Tribe for the health, safety, and welfare of the public and those residents who are returning to the Blackfeet Reservation with an already established residence.

"Personal Protective Equipment" or "PPE" means equipment or supplies necessary for personnel to safety engage others or commonly used surfaces to carry out their job duties. Examples are protective barriers, technological improvements, masks, gloves, sanitizers, cleansers, etc.

"Public Health Officer" means the official designated by the Blackfeet Tribal Business Council to provide advice, consultation, and direction regarding the COVID-19 health response for the Blackfeet Reservation.

"Public Relations Specialist" means the person delegated as the official spokesperson for the Blackfeet Tribal Business Council for the purpose of dissemination of information.

"Quarantine Order" means an order separating and restricting the movement of a person exposed to a contagious disease to reduce potential infection and to determine if that person COVID-19 positive.

"Screening" means the process of a medical professional to evaluate an individual for symptoms of COVID-19 for the purpose of deciding whether that individual may participate in certain activities.

"Social Distancing Order" means an order requiring persons keep a distance of six (6) feet or more between each other to reduce the risk of infection of the Coronavirus.

"Stay-at-Home Order" means an order requiring residents of the Blackfeet Reservation to stay at home during a period of time, to shield from or reduce infection of the Coronavirus, to flatten a curve when an outbreak occurs and to protect vulnerable populations.

"Work-from-home Positions" means those positions classified as capable of working remotely from home. Capability is determined by whether the employee can carry out his or her duties via teleconference, video conferencing, telephone, email, etc.

"Working Groups" means those groups appointed by the Blackfeet Tribal Business Council to carry out specific tasks related to this Ordinance.

CHAPTER 3 - TRIBAL PERSONNEL/PROCUREMENT

Section 1. Mobilization of the Tribal Workforce. The Blackfeet Tribal Personnel Policies and Procedures and the Procurement Policy shall remain in effect with the following changes:

A. Authorization of COVID-19 Change in Rate of Pay. All changes in pay for employees under this section shall only during a Tribal Office Closure order.

B. Non-Essential Positions, Administrative Leave. All non-essential classified employees unable to work from home shall be placed on Administrative Leave during such Tribal Office Closure orders. These positions shall continue to be funded at their current hourly rate of pay.

C. Essential Positions. Essential employees are those employees required to work at their place of work when engaged in hazard duties.

D. Hazard Duty Compensation. Hazard pay is authorized for any position when engaged in "hazard duties". This pay maybe compensated at a rate double of current regular hourly rate for positions identified as "front line workers". All other essential positions engaged in regular contact with the public or commonly used surfaces shall be eligible for time and half pay. Written approval of such compensation shall require pre-approval (or, if emergent, approval within 72 hours of performance of such duty) by program directors and the Personnel Director, or by the Blackfeet Tribal Business Council for Directors.

E. Work-from-Home Status. Essential Employees approved to work from home. These employees shall be compensated at current hourly rate.

F. Reserve Workforce. Current employees with sufficient credentials and who meet vetting personnel procedures eligible for re-assignment to essential positions with their consent by the Personnel Director.

G. Personnel Documentation. The Personnel Director shall issue each employee a Personnel Action Form "PAF" under this Section with a notation on each PAF as "COVID-19" with a no earlier than March 16, 2020, until further notice. The Personnel Director shall provide the Blackfeet Tribal Business Council with a roster of all these employees including regular updates to such roster.

H. Tour of Duty. The Tour of Duty from 8:00 a.m. to 4:30 shall continue for all essential employees and work-at-home employees, unless such tour of duty is approved for change by the Personnel Director and Program Director, or Council for Directors. The adjustment from the Tour of Duty must be based upon the needs of the public related to COVID-19.

I. Time Sheets. Program Directors and the Council for Program Directors are required to turn in timesheets for each pay period via a remote protocol if possible. Time sheets shall account for all classified positions.

J. Overtime. Overtime shall only be allowed to "Essential Positions" when more than eighty (80) hours, bi-weekly is met for each pay-period.

K. Disciplinary Action. Abuse of the work-at-home status, administrative leave, overtime, hazard pay, and falsifying timesheets; or who recklessly or carelessly violate COVID-19 orders, shall be subject to disciplinary actions under the Blackfeet Tribe Personnel Policies and Procedures Manual.

L. Tribal Program Requirements. A written report of all programs by the directors shall be made to the Council monthly or when requested to do so. Program directors shall also be required to submit plans to continue services to the public and to work with the Facilities Department to institute workplace safety for social distancing and sanitization of programs; and to work with the I.T. Department to establish remote access for employees and the public when necessary.

Section 2. Procurement Committee. Purchasing of products and services shall be relaxed for necessary emergency services where competitive bidding processes will impede health, safety, and welfare of the public. Purchasing of COVID-19 related products and services shall be approved by a majority of the Procurement Committee which consists of: the Procurement Director, Treasurer and two (2) Council members (approval may be done remotely but must be communicated in some written form of communication). All procurement requests shall be forwarded to the Blackfeet Tribal Business Council prior to approval via email for transparency purposes. The Committee shall ensure that all products and services are procured in a manner to ensure the Tribe is not a victim of price-gouging, nepotism, favoritism and to ensure the procurement quality. Procurement Committee purchases may be overridden by the Blackfeet Tribal Business Council for the purpose of this Section. All procurement approvals related to COVID-19 response shall be documented on all tribal forms authorizing such purchase. The Committee should endeavor to consult with medical professionals when purchasing medical supplies.

CHAPTER 4 - REMOTE ACCESS/COMMUNICATIONS

Section 1. Networking. In addition to current responsibilities, the Blackfeet Tribal Business Council hereby authorizes the Computer Networking Department to hire personnel for the following objectives:

A. Establish remote communications for Council members from their homes and offices.
B. Establish remote communications for eligible work-from-home employees in their homes.
C. Establish proper security systems for all vacant tribal buildings.
D. Procure equipment and services for these objectives.

Section 2. Community Outreach. In consultation with the Public Health Officer, the Blackfeet Tribal Business Council hereby approves the hire or appointment of persons to provide regular public information to the Blackfeet Community. Such hires shall be required to:

A. Educate the Public on the most current information related to COVID-19.
B. Access television, social media, newspaper, radio, etc. for communication.
C. Provide information on how to access resources as information comes available.
D. Facilitate positive material to the public.

Section 3. Mobilization of Groups. The Council may appoint Working Groups from within or without the tribal workforce to identify issues and develop plans responding to Covid-19 in the following areas and other areas that may be identified:

A. Homeless Population;
B. Food Security;
C. Mental Health;
D. Substance Abuse;
E. Domestic Violence;
F. Juvenile Justice/Child Protection/Elder Protection/Disability Assistance;
G. Internment Process;
H. Public Health and Safety Protocols;
I. Protocols for Service Providers;
J. Emergency Capital Projects;
K. Institutional Review Board; or,
L. Other Groups as may become necessary.

CHAPTER 5 - 2020 ELECTIONS

Section 1. 2020 Elections. The Blackfeet Election Board shall be authorized to hire additional personnel for the purpose of ensuring polling sites are safely accessed by voters. The Election Board shall provide a plan to the Blackfeet Tribal Business Council for approval to ensure that voters are safely voting and are not disenfranchised from voting while meeting the requirements of the Blackfeet Tribal Constitution and By-laws.

CHAPTER 6 - MORATORIUM REGULATIONS

Section 1. Moratorium on Tribal Obligations. The Blackfeet Tribal Business Council may issue a temporary moratorium during orders when employment, businesses and services are curtailed for a period of time in the following:

A. Evictions;
B. Rental Payments;
C. Utilities;
D. Credit Payments;
E. Tribal Court Fines;
F. Other tribal obligations that may be approved by the Blackfeet Tribal Business Council.

CHAPTER 7 - TRIBAL HEALTH

Section 1. Tribal Health. All Tribal Health programs are authorized to hire additional medical professionals to ensure the continuity of services to current patients including patients affected by COVID-19. Such hiring shall be based upon a staffing plan approved by the Tribe's delegated Public Health Officer. Such staffing plan shall be established after full consultation with Indian Health Service for proper assessment of staffing needs.

Section 2. Medical Supplies and Equipment. All Tribal Health programs shall assess the current medical supply and equipment necessary to address COVID-19 patient needs. Based upon the assessment, these programs shall immediately procure the supplies and equipment based upon projected needs. Tribal Health in collaboration with Tribal Procurement shall also be the centralized program for the Tribe to distribute PPE to other programs needs such supplies.

Section 3. Testing for COVID-19. The Blackfeet Tribal Business Council designates the Public Health Officer through South Piegan Health Center to administer all testing for COVID-19, including diagnostic and antibody testing on the Blackfeet Reservation in cooperation with the Indian Health Services.

The Public Health Officer with Southern Piegan Health staff shall develop testing policies to ensure safe and high-quality care for the community as recommended by the Centers for Disease Control. The policy shall also reflect the ongoing changes in infection rates, to which procedures and protocol may change frequently to properly respond to levels of surveillance and infection rates based upon available testing resources. Such policies shall include a minimum of the following:

A. Testing Staff shall be trained in the policies for testing for COVID-19.
B. Limiting South Piegan Health Staff from testing who may come into contact with vulnerable persons.
C. Testing procedures and protocols including decontamination procedures during and after testing.
D. PPE protocols for both tester and patient.
E. Quarantine/Isolation/Contact procedures in the event a test is positive.
F. Back up testing team in the event a test is positive.
G. Establishing priority surveillance testing for groups such as:

    1. Confined areas such as nursing homes, treatment facilities, childcare facilities, or detention facilities;
    2. Front line workers;
    3. Essential Employees;
    4. Symptomatic persons;
    5. Persons with Immunocompromised systems;
    6. Public in general.

H. Protocols for proper reporting/confidentiality system and disease management.

I. Policy for patient information sheet to consent to testing.
J. Protocols for custody of patient testing information.
K. Protocols for persons with life-threatening symptoms.
L. Process for community drive-up events.
M. Process for notifying patient of test result.
N. Immediate response to those patients testing positive to begin isolation, treatment and isolation protocols.
O. For positive tests, patients must be provided with the ability to test negative twice, forty-eight (48) hours in between each test, prior to having contact with other folks, no symptoms, prior to leaving isolation.
P. All tests should be FDA approved.
Q. All tests shall maintain their integrity through proper custody procedures.
R. Antibody Testing shall be approved by the Public Health Officer with policies adapting to changing findings of such testing.

Section 4. Contact Tracing. The Blackfeet Tribal Business Council designates the Public Health Officer through South Piegan Health Center to administer contact tracing for COVID-19, on the Blackfeet Reservation in cooperation with the Indian Health Services. Contact tracing policies shall include a minimum of the following:

A. Establishment of a staffing plan for contact tracing.
B. Establishment of case investigation and tracing strategy.
C. Development of a triage plan for cases.
D. Training of Health Staff to conduct contact tracing.
E. Patient informed consent about contact tracing.
F. Immediate protocol to begin identifying contacts for persons exposed to COVID-19.
G. Immediate protocol to begin identifying contacts for persons testing positive to COVID-19.
H. Establishing communication with Indian Health Services and surrounding area public health departments to increase contact tracing efficiency, to which the Public Health Officer shall be the designated health authority to receive and share such information in accordance with HIPAA law.
I. Data/documents custody with Southern Piegan Health Center, State of Montana, and Indian Health Services for record keeping and data analysis.
J. Surveillance of isolated and quarantined persons.

Section 5. Public Health Education. The Public Health Officer shall provide all public health information to the Blackfeet Community on a regular basis concerning all information about COVID-19. Such information shall include:

A. Current data on infection rates.
B. Current data hospitalization rates.
C. Education on reducing infection.
D. Resources available for the public to access services related to COVID-19.
E. Communications with surrounding jurisdictions.
F. The Blackfeet Tribe's public health plan.

G. Consultation with community businesses and gatherings for safe practices with public and commonly used surfaces.

CHAPTER 8 - BLACKFEET LAW ENFORCEMENT SERVICES

Section 1. Law Enforcement. The Blackfeet Law Enforcement Services is authorized to hire post-certified law enforcement, administrative support, and other officers, including mobilization of all local eligible officers in response to COVID-19. Blackfeet Law Enforcement Services and any Class I Officer shall be responsible for enforcing all criminal laws enacted pursuant to this Ordinance.

CHAPTER 9 - TRIBAL PROGRAMS

Section 1. Authorization of Tribal Program Plans. In addition to the tribal programs listed under this Chapter, the Blackfeet Tribal Business Council may further authorize tribal program plans responding to COVID-19

Section 2. Facilities. The Blackfeet Facilities Department is authorized to hire additional personnel to provide for cleansing of tribal program areas of commonly used areas. Facilities shall also be allowed a budget to increase cleaning supplies, services, and equipment necessary for such cleaning related to COVID-19 response. Facilities with assistance from Procurement shall be responsible for approving all supplies, services, and equipment for all tribal programs, to ensure the effective distribution.

Section 3. Revenue Department. The Revenue Department is authorized to hire compliance officers to enforce regulations related to this Ordinance. Such enforcement shall include the authority to issue civil citations pursuant to orders issued pursuant to this Ordinance. The Revenue Department shall also be responsible for delivering all information necessary to businesses on the Blackfeet Reservation to assist with compliance with this Ordinance and orders issued by the Blackfeet Tribal Business Council.

CHAPTER 10 - PENALTIES

Section 1. Alcohol Offense and Penalty. Any person found to have committed an alcohol offense while the Blackfeet Reservation is under any order pursuant to this Ordinance shall be subject to a fine not to exceed $500.00 per offense in addition to those penalties prescribed in the Blackfeet Law and Order Code.

Section 2. Alcohol-driving related Offenses. Any person in violation of an alcohol-driving related offenses while the Blackfeet Reservation is under any order pursuant to this Ordinance shall be subject to the following penalties shall apply: 1st Offense, warning; 2nd Offense, $500.00 Fine; 3rd Offense shall be a $500.00 Fine and result in impoundment of vehicle, in addition to those offenses already listed in the Blackfeet Law and Order Code.

Section 3. Business Closure Orders. The Blackfeet Tribal Business Council may issue any Business Closure Order for the closure of non-essential businesses or the regulation of business

activity in accordance with limits tailored to reduce Coronavirus infection. Such Business Closure Order may prescribe civil penalties in addition to loss of tribally issued licenses.

Section 4. Curfew; Isolation; Stay at Home; Social Distancing; or, Quarantine Order Violation.

Any person to be found in violation of a current Curfew, Isolation, Stay at Home, Social Distancing, or Quarantine Order without a valid defense shall be subject to a penalty not to exceed six (6) months incarceration and/or $5,000.00 fine in addition those penalties prescribed in the Blackfeet Law and Order Code. Such orders may also include penalties for civil penalties consistent with this Ordinance.

Section 5. Criminal Infection of Contagious Diseases. It shall be unlawful for a person to knowingly or recklessly expose another person to a contagious disease. Penalty for this offense shall not exceed three (3) years incarceration and/or $5,000.00 fine, in addition to those penalties prescribed in the Blackfeet Law and Order Code.

CHAPTER 11 - RECREATIONAL SITES/TRAFFIC REGULATIONS

Section 1. Closure of the Tribal Campgrounds/Fish and Game Sites to Non-Residents. The Blackfeet Tribal Business Council may issue an order closing all tribal campgrounds or Fish and Game Sites to non-residents of the Blackfeet Reservation any time during this Ordinance.

Section 2. Closure of Vacation Rental Sites. The Blackfeet Tribal Business Council may issue an order prohibiting all vacation rental sites on the Blackfeet Reservation to non-residents or those people returning from known affected areas any time during this Ordinance.

Section 3. Curtailing of Traffic. The Council may issue an order to curtail traffic within the exterior boundaries of the Blackfeet Reservation to prevent the risk of infection of contagious disease.

Section 4. Penalties. For each regulation issued under this Chapter, the Blackfeet Tribal Business Council may prescribe civil penalties as follows:

A. Civil Fine not to exceed the value of property involved in the incident;
B. Civil Forfeiture of Property involved in the incident;
C. Criminal Fines for Indians;
D. Loss of Business License;
E. Loss of Alcohol Permit; or,
F. Loss of tribal lease.

CHAPTER 12 - DUE PROCESS

All penalties prescribed in this Ordinance or by official action of the Council as authorized by this Ordinance shall follow all due process requirements of the Blackfeet Law and Order Code.