



COUNTY OF YOLO

Health and Human Services Agency

Karen Larsen, LMFT
Director

Aimee Sisson, MD, MPH
Public Health Officer

MAILING ADDRESS
137 N. Cottonwood Street • Woodland, CA 95695
www.yolocounty.org

ORDER OF THE YOLO COUNTY PUBLIC HEALTH OFFICER NO. 2020-03

DATE OF ORDER: December 2, 2020

Please read this Order carefully. Violation of, or failure to comply with, this Order is a public nuisance subject to citation, abatement, or both, as well as a misdemeanor punishable by fine, imprisonment, or both. (California Government Code § 8634 and 8665; California Health and Safety Code §§ 120155, 120220, 120275, 120295; California Penal Code § 69, 148(a)(1)); Executive Orders 25-20 and 60-20.

SUMMARY OF THIS ORDER

This Order supersedes and replaces Order No. 2020-02 (issued May 8, 2020), which included various restrictions applicable to access, patient visitation, and other aspects of the operation of Long-Term Care Facilities. As set forth herein, various state-issued “all facility letters” and other state and federal agency documents now address many of the same topics covered in Order No. 2020-02. The County Health Officer has thus determined that it is appropriate to rescind Order No. 2020-02 and direct local Long-Term Care Facilities to operate in accordance with applicable state directives.

The Health Officer will continue to assess the public health situation as it evolves and may modify this Order, or issue additional Orders, related to COVID-19, as changing circumstances dictate.

ORDER

UNDER THE AUTHORITY OF CALIFORNIA HEALTH AND SAFETY CODE SECTIONS 101040, 101085, 120175, AND 120220, THE HEALTH OFFICER OF THE COUNTY OF YOLO (“HEALTH OFFICER”) HEREBY ORDERS AS FOLLOWS:

1. Effective as of the date of this Order, Order No. 2020-02 is rescinded and shall be of no further force or effect. Each Long-Term Care Facility listed in Section 7, below, shall handle matters of facility access, patient visitation, testing, and other matters relating to COVID-19 in accordance with applicable state and federal directives. Such directives include, but are not limited to, the following:

- All Facilities Letter (AFL) 20-22.5, 20-52, 20-53.3, 20-75, and 20-86.1
- **Provider Information Notice (PIN) 20-04-ASC, 20-23-ASC, 20-38-ASC, and 20-42-ASC
- Centers for Medicare and Medicaid Services (CMS) Memorandum QSO-20-39-NH

Davis
600 A Street
Davis, CA 95616
Mental Health (530) 757-5530

West Sacramento
500 Jefferson Boulevard
West Sacramento, CA 95605
Service Center (916) 375-6200
Mental Health (916) 375-6350
Public Health (916) 375-6380

Winters
111 East Grant Avenue
Winters, CA 95694
Service Center (530) 406-4444

Woodland
25 & 137 N. Cottonwood Street
Woodland, CA 95695
Service Center (530) 661-2750
Mental Health (530) 666-8630
Public Health (530) 666-8645

Each Long-Term Care Facility shall comply with the directives that apply to it, and nothing in this Order is intended to also require a facility to comply with directives applicable to other types of Long-Term Care Facilities. By way of example only, AFL 20-22.5 applies to skilled nursing facilities regulated by the California Department of Public Health and does not apply to certain other Long-Term Care Facilities regulated by the California Department of Social Services. All Long-Term Care Facilities must also comply with other applicable provisions of California law, including but not limited to regulations relating to communicable diseases set forth in section 2500 of Title 17 of the California Code of Regulations.

**To ensure clarity and consistency in the implementation of this Order, to the extent any of the foregoing Provider Information Notices contain language that may be read as guidance only, rather than as a directive, this Order requires each Long-Term Care Facility to treat such language as mandatory and binding.

2. Effective December 15, 2020, each Long-Term Care Facility listed in Section 6 below must implement twice-weekly COVID-19 screening testing of all staff working in the Facility. Staff previously diagnosed with COVID-19 who remain asymptomatic after recovery are exempt from testing for 90 days after the date of symptom onset for the initial COVID-19 infection or date of positive test for staff who never developed symptoms. Staff who are not employed by the Facility but work within the Facility regularly must also be tested twice weekly for COVID-19 by either the Facility or their employer.

3. Nothing in this Order modifies or otherwise affects the implementation of existing, generally applicable County Health Officer orders relating to face coverings, physical distancing, and business and activity restrictions necessary to align the County with its current tier assignment in the state's blueprint (see www.covid19.ca.gov for more information). To the extent provisions of those orders may apply to Long-Term Care Facilities and are not in conflict with more restrictive provisions of any applicable state and federal agency directives, those orders shall continue to apply.

4. This Order is issued based on scientific evidence and best practices as currently known and available to prevent the spread of the virus that causes COVID-19 to the residents at the Long-Term Care Facility and to protect those residents from avoidable risk of serious illness or death resulting from COVID-19. The age and underlying health conditions of a significant majority of Long-Term Care Facility residents place those residents at high risk of experiencing serious health complications from COVID-19, including death. This Order is also issued in accordance with, and incorporates by reference, the following authorities:

- The March 4, 2020 Proclamation of a State of Emergency issued by Governor Newsom
- The March 6, 2020 Proclamation by the Director of Emergency Services Declaring the Existence of a Local Emergency in the County
- The March 6, 2020 Declaration of Local Health Emergency Regarding Novel Coronavirus 2019 (COVID-19) issued by the Health Officer

- The March 9, 2020 Resolution of the Yolo County Board of Supervisors Ratifying the Declaration of a Local Health Emergency and Proclamation of Local Emergency Regarding Novel Coronavirus
- The March 12, 2020 Executive Order (Executive Order N-25-20) issued by Governor Newsom
- The March 18, 2020 Shelter in Place Order issued by the County Health Officer (referred to herein as the Local Shelter Order)
- The March 19, 2020 State Public Health Officer Order (the “State Shelter Order”) setting baseline statewide restrictions on non-residential business activities, and Executive Order N-33-20, directing California residents to follow the State Shelter Order
- The May 7, 2020 Order of the State Public Health Officer regarding a phased reopening of sectors of the state economy
- The July 1, 2020 announcements by Governor Newsom relating to the increasing spread of COVID-19 and restrictions on some economic sectors in 19 counties
- All material posted to the COVID19.CA.GOV webpage that is clearly intended as a binding directive by the state, including through language in Executive Orders 25-20 and 60-20 directing residents to heed or obey state public health directives
- Guidance issued by the CDPH and CDC, as each of them have been and may be supplemented over time
- The August 28, 2020 Order of the State Public Health Officer providing a tiered system for business and activity reopenings
- The November 16, 2020 Guidance for the Use of Face Coverings issued by the California Department of Public Health

5. While this Order is in effect, the Long-Term Care Facility must provide copies of the Order in all of the following ways: (1) post this Order on the Long-Term Care Facility website (if any); (2) post this Order at all entrances to the Long-Term Care Facility; (3) provide this Order to each Long-Term Care Facility resident; (4) provide this Order to any authorized decision maker for each Long-Term Care Facility resident if not the resident; (5) provide this Order to the Long-Term Care Facility Ombudsperson (if any); and (6) offer to anyone who visits the Long-Term Care Facility or who contacts the Long-Term Care Facility seeking to visit.

6. Each Long-Term Care Facility must within 12 hours of receipt of this Order notify its respective licensing entity (whether the California Department of Public Health or otherwise) of the existence of this Order regarding the Long-Term Care Facility.

7. This Order applies to each facility listed below (each a Long-Term Care Facility):

Facility Name	Address	Telephone
Alderson Convalescent Hospital	124 Walnut St. Woodland 95695	530-662-9161
Astoria Vista Senior Care	1106 Cottonwood Ct. Davis 95618	530-759-1234
Atria Covell Gardens	1111 Alvarado Ave. Davis 95616	530-419-1884

Facility Name	Address	Telephone
Carlton Senior Living	2726 Fifth St. Davis 95618	530-564-7002
Cottonwood Post Acute-Rehab	625 Cottonwood St. Woodland 95695	530-662-9193
Courtyard Healthcare Center	1850 East 8 th St. Davis 95616	530-756-1800
Gloria's Country Care Acres	9371, 34606 CA-16 Woodland 95695	530-668-8444
Palm Gardens Assisted Living	240 Palm Ave. Woodland 95695	530-661-0574
River Bend Nursing Center	2215 Oakmont Way West Sacramento 95691	916-371-1890
St. John's Retirement Village	135 Woodland Ave. Woodland 95695	530-662-1290
The Californian Assisted Living and Dementia Care	1224 Cottonwood St. Woodland 95695	530-666-2433
University Retirement Community	1515 Shasta Dr. Davis 95616	530-747-7000
Woodland Nursing and Rehab	678 3 rd Street Woodland 95695	530-662-9643

A NURSING FACILITY RESIDENT OR THE RESIDENT'S AUTHORIZED LAWFUL REPRESENTATIVE MAY CONTACT A REPRESENTATIVE OF THE NURSING FACILITY TO SEEK CLARIFICATION OF ANY PART OF THIS ORDER BY CALLING THE NUMBER LISTED ABOVE.

IF A RESIDENT OR THE RESIDENT'S AUTHORIZED LAWFUL REPRESENTATIVE OBJECTS TO THE APPROPRIATENESS OF THE LIMITATION OF ACCESS CONTAINED IN THIS ORDER, THE RESIDENT OR LAWFUL AUTHORIZED REPRESENTATIVE MUST FIRST RAISE THEIR CONCERN WITH THE NURSING FACILITY AT ISSUE. THE NURSING FACILITY IS ORDERED TO RESPOND TO THE CONCERN AS SOON AS REASONABLE UNDER THE CIRCUMSTANCES. IF AFTER RECEIVING A RESPONSE FROM THE NURSING FACILITY THE OBJECTION IS NOT RESOLVED, THE RESIDENT OR LAWFUL AUTHORIZED REPRESENTATIVE MAY SUBMIT A WRITTEN OBJECTION FOR CONSIDERATION TO THE COUNTY DEPARTMENT OF PUBLIC HEALTH THROUGH THE FOLLOWING METHOD:

Subject: Objection to Health Officer Order No. 2020-03

Via email to: HHSA.ombudsman@yolocounty.org

Via overnight delivery or hand delivery to: 625 Court Street, Woodland, CA 95695

THE COUNTY HEALTH OFFICER OR STAFF WILL ENDEAVOR TO RESPOND REASONABLY PROMPTLY. THE LOCAL HEALTH EMERGENCY MAY NOT PERMIT A PROMPT RESPONSE. IF A RESPONSE IS NOT RECEIVED WITHIN 2 BUSINESS DAYS

OF RECEIPT OF THE OBJECTION, THE OBJECTION WILL BE CONSIDERED NOT GRANTED.

8. This Order shall become effective immediately upon its issuance and will continue to be in effect until it is extended, rescinded, superseded, or amended in writing by the Health Officer.

9. All State orders are complementary to this Order. Where a conflict exists between a local order and any state public health order related to the COVID-19 pandemic, the most restrictive provision controls pursuant to, and consistent with, California Health and Safety Code § 131080 and the Health Officer Practice Guide for Communicable Disease Control in California, unless the State Health Officer issues an order that expressly determines a provision of a local public health order is a menace to public health.

10. Pursuant to Government Code §§ 26602 and 41601 and Health and Safety Code § 101029, the Health Officer requests that the Sheriff and all chiefs of police in the County ensure compliance with and enforce this Order. **The violation of any provision of this Order constitutes an imminent threat and menace to public health, constitutes a public nuisance, and pursuant to Section 120275 of the Health & Safety Code is punishable as a misdemeanor by fine, imprisonment, or both. Other administrative and judicial remedies are also available.**

11. Copies of this Order shall promptly be: (1) made available at the County Administration Building at 625 Court Street, Woodland, CA 95695; (2) posted on the County website (www.yolocounty.org); and (3) provided to any member of the public requesting a copy of this Order.

12. If any provision of this Order or its application to any person or circumstance is held to be invalid, the remainder of the Order, including the application of such part or provision to other persons or circumstances, shall not be affected and shall continue in full force and effect. To this end, the provisions of this Order are severable.

IT IS SO ORDERED:



Aimee Sisson, MD, MPH
Health Officer of the County of Yolo

Dated: December 2, 2020