



FIRST AMENDED PUBLIC HEALTH ORDER
REQUIREMENTS FOR THE TEMPORARY SHELTERING OF MIGRANT PERSONS IN ADAMS COUNTY

The Adams County Board of Health, in collaboration with the Adams County Health Department, hereby issues this Public Health Order setting forth requirements and guidance for entities providing temporary shelter to migrant persons in Adams County. The immediate issuance of this Order is necessary for the preservation of public health, safety, and welfare in Adams County.

FINDINGS

WHEREAS, pursuant to C.R.S. §25-1-506, 508, and 509, the Adams County Health Department (“ACHD”), ACHD Public Health Director, and Adams County Board of Health (“Board”), within the territorial limits of Adams County, have the duty to:

- Administer and enforce public health laws, orders, rules, and standards;
- Investigate and control the causes of communicable diseases and conditions affecting public health;
- Exercise physical control over property and persons as the agency may find necessary to establish and enforce isolation and quarantine;
- Investigate and abate nuisances when necessary to eliminate sources of communicable diseases and conditions affecting public health; and
- Make necessary sanitation and health investigations and inspections for matters affecting public health.
- Issue orders and adopt rules as the Board, or in the case of a public health emergency – the Public Health Director – may deem necessary for the proper exercise of the powers and duties vested in or imposed upon ACHD or the Board; and

WHEREAS, on September 22, 2023, ACHD became aware that the City and County of Denver – with funding in part provided by the U.S. Department of Homeland Security (“DHS”), Federal Emergency Management Agency (“FEMA”), Shelter and Services Program (“SSP”) – was, is, and plans to continue temporarily housing migrants within Adams County; and

WHEREAS, migrant persons are a particularly vulnerable population because often times **(1)** they have traveled from countries with limited or no access to routine healthcare – including vaccination and chronic disease management, **(2)** they have traveled for prolonged periods living in settings that lack hygiene and through countries with potential exposure to disease (person-to-person, intestinal, vector borne, etc.), **(3)** they are at higher risk for contagious diseases due to unknown or inadequate vaccination status, and **(4)** they have experienced significant trauma and social stressors including unstable/no housing and lack of access to food; and

WHEREAS, minor migrant children are particularly vulnerable in these situations and have unique needs including pediatric healthcare, nutrition, and schooling; and

WHEREAS, sheltering settings, especially congregate settings in which individuals may be rooming in mixed groups or having meals together in mixed groups, increase the risk of spreading communicable conditions within this particularly vulnerable population (migrant person-to-migrant person) and within the County more broadly; and

WHEREAS, sheltering this population may increase demand on services within Adams County including healthcare and emergency medical services, law enforcement, public health services including communicable disease and emergency preparedness, and schools; and

WHEREAS, compliance with existing public health and safety laws and regulations, including communicable disease management and reporting, food service, public accommodations, fire code, building code, and emergency preparedness is particularly important when working with more vulnerable populations; and

WHEREAS, Adams County Health Department acknowledges the inherent dignity and human rights of every person, regardless of immigration status; and

WHEREAS, the Adams County Board of Health issued PUBLIC HEALTH ORDER, REQUIREMENTS FOR THE TEMPORARY SHELTERING OF MIGRANT PERSONS IN ADAMS COUNTY, on October 10, 2023, setting forth requirements and guidance for entities providing temporary shelter to migrant persons in Adams County; and

WHEREAS, the Adams County Board of Health finds it necessary to amend said requirements and guidance for entities providing temporary shelter to migrant persons in Adams County as described below.

ORDER

Pursuant to the statutory duties and authorities granted to and/or imposed upon ACHD, the ACHD Board, and the ACHD Executive Director, the following is ordered:

I. REQUIRED PUBLIC HEALTH REPORTING TO ACHD

To address potential and actual communicable disease, safety, and emergency situations in Adams County, any individual, entity, and/or organization (“Program Operator”) temporarily sheltering groups of migrant persons in facilities in Adams County must provide the following information to ACHD in writing:

1. Personal Information for Each Migrant Person, Including Children, Sheltered in Adams County:

- a. Program Operator must provide the following information upon request from ACHD:
 - 1) Sheltering facility address and business name
 - 2) First name
 - 3) Last name
 - 4) Date of birth

- 5) Contact information
 - 6) Date of termination from the program
- b. When available, all additional personal information gathered by organization accepting migrant person upon their arrival in Colorado, including:
- 1) ID number/bracelet number
 - 2) Duration of stay in Adams County
 - 3) Planned destination after leaving Adams County
 - 4) Preferred language
 - 5) Date of arrival in U.S.
 - 6) Date of arrival in the state of Colorado
 - 7) Date of arrival in Adams County
 - 8) Date of departure from Adams County
 - 9) Number of travels in party
 - 10) Spouse/Child
 - 11) Gender
 - 12) Country of origin
 - 13) Any health screening known to be performed within the U.S. and the results thereof
- c. Program Operator shall provide individual-level personal information on each migrant individual sheltering in Adams County within 24 hours of receiving a request for said information from ACHD.

2. Total Number of Migrant Persons Sheltered in Adams County.

- a. Program Operator must submit the following information regarding the total numbers of migrant persons sheltered in Adams County, by facility:
- 1) Total number of adult migrant persons
 - 2) Total number of minor children migrant persons
 - 3) Total number of family units
- b. Program Operator shall provide total numbers of migrant persons, as described above, to AHCD by email – disease@adcogov.org – on a weekly basis.

3. Information Regarding Facilities Used to Temporarily Shelter Migrant Persons in Adams County

- a. Program Operator must submit the following facility information and must include:
- 1) Facility address including municipality and county
 - 2) Facility business name
 - 3) Facility's annual fire inspection report or:
 - i. Total maximum occupancy of facility
 - ii. Total maximum occupancy of individual rooms used
 - 4) Number of rooms reserved for migrant persons within the facility
 - 5) Maximum number of migrant persons permitted to shelter at facility at any given time

- 6) Responsibilities of facility related to health and safety of migrant persons, contractual or otherwise
- 7) Term of planned or contracted use of facility
- 8) Copies of any contracts or agreements related to facility use
- 9) Name and contact information for facility point of contact identified to manage onsite activities

b. Facility information reporting must be submitted on timelines specified below:

- 1) Immediately for any facilities located within Adams County currently in use
- 2) Immediately upon change in use (e.g. change in maximum occupancy, number of rooms reserved, changes in contractual terms between facility and Program Operator etc.)
- 3) 30-days before opening/operating for any prospective facility use

4. Information Regarding Sheltering Program Parameters by Facility

a. Program information must include:

- 1) Type of sheltering – Individual/Single Family/Single Group or Mixed Groups
- 2) Whether minor children will be sheltered at specified facility
- 3) How meals will be provided to migrant persons and families and by what entities and how often
- 4) Standard(s) or industry best practices that the Program Operator is using to guide its operations for sheltering migrant persons (e.g., Red Cross, World Health Organization, etc.)
- 5) What rules, if any, migrant persons must comply with to participate (e.g., curfews, prohibition on food in rooms, etc.)
- 6) Responsibilities of Program Operator related to health and safety of migrant persons, including the provision of first aid, acute health care, and emergent health care
- 7) Name and contact information for Program Operator health and safety staff member(s) responsible at each facility. Such staff member(s) must be available outside of business hours.
- 8) Name(s) and contact information for Program Operator staff responsible for fulfilling ACHD request(s) for personal information as described in Section I. 1. above. Such staff member(s) must be available outside of business hours.
- 9) A written plan for alternative sheltering for program participants that must isolate or quarantine, as determined by ACHD, if/when a communicable condition is identified
- 10) A written plan for emergency response in the event of other emergency situations (e.g., weather related incidents, fire, criminal activity, etc.)
- 11) Copies of all relevant contracts or agreements pertinent to the sheltering of migrant persons in Adams County between Program Operator and other entities (e.g., contracts for sheltering, food service, medical care, transportation, etc.).

b. Required Deadlines for Program Information Reporting:

- 1) Immediately for any current program operations

- 2) Immediately upon change to program (e.g., change to program participation rules, contact information, type of migrant persons sheltered, etc.)
- 3) 30-days before opening/operating for any prospective program operations

5. Information Regarding Program Operational Directives and Operational Periods

- a. Program Operator shall provide ACHD with written operational plans, directives, or other formal organizational communications such as incident action plans, situational reports, or relevant memoranda as established by Program Operator's organizational structure and chain of command for each given operational period to facilitate cross-jurisdictional planning, cooperation, and information sharing.
- b. Program Operator shall consider utilizing industry best practices in incident command and incident management by including a representative or liaison from ACHD on relevant operational briefings or other meetings relevant to the Program Operator's command structure to facilitate planning, collaboration, and information sharing.
- c. Required Deadlines for Reporting of Operational Directives:
 - 1) Immediately for current program operations
 - 2) Immediately upon change to program operational directives impacting sheltering in Adams County (e.g., when incident action plans or other operational plans change)

II. REQUIRED PUBLIC HEALTH ACTIVITIES

To address potential and actual communicable conditions and emergency situations in Adams County, Program Operator Must:

1. Report all suspect and confirmed reportable conditions to ACHD.
 - a. Comply with [Public Health Reportable Condition Investigation Guidance](#) for all [Communicable Reportable Conditions](#)
 - b. Program Operator must also comply with additional reporting as described in [6 CCR 1009-7](#), including Any disease, syndrome or condition that is known or suspected to be related to an exposure to a toxic substance, prescription drug, over-the-counter medication or remedy, controlled substance, environmental media or contaminated product that results in hospitalization, treatment in an emergency department, or death, and is:
 - 1) Suspected of being a cluster, outbreak or epidemic
 - 2) A risk to the public due to ongoing exposure
 - 3) At an increased incidence beyond expectations
 - 4) Due to exposure to food, environmental media (including water, air, soil or sediment), or other material, such as marijuana products, that is contaminated by a toxic substance, hazardous substance, pollutant or contaminant
 - 5) A case of a newly-recognized or emerging disease or syndrome
 - 6) Related to a health care setting or contaminated medical devices or products, such as diverted drugs

- 7) May be caused by, or related to, a suspected intentional or unintentional release of chemical or radiological agents
- c. Report to ACHD by phone **and** email – **Email:** disease@adcogov.org. **Phone:** Monday-Friday, 8am-5pm: 720-769-7600. All other times: 720-200-1486. .

2. Identify at least one staff member to serve as the point of contact for health, safety, and emergency situations that may arise and provide contact information for said staff as described in Section I. 3. A. above. Such staff member(s) must be available outside of standard business hours.
3. Identify at least one staff member to serve as the point of contact responsible for fulfilling ACHD request(s) for personal information and provide contact information for said staff as described in Section I. 1. above. Such staff member(s) must be available outside of standard business hours.
4. Have a written plan, as described in Section I. 3. a. above, for the immediate alternative sheltering of program participants that must isolate or quarantine, as directed by ACHD, if/when a communicable condition is identified.
5. Have a written plan, as described in Section I. 3. a. above, for emergency response in the event of an emergency situation.
6. Provide instructions to migrant persons regarding what to do in an emergency situation and where and how to seek medical care when needed. These instructions must be provided in a language/manner understandable to migrant persons.
7. Provide transportation to and from medical care for all migrant persons being sheltered within Adams County.

III. REQUIRED AWARENESS OF AND COMPLIANCE WITH ALL LAWS APPLICABLE TO PROGRAM AND FACILITY ACTIVITIES

1. This Order is intended to be and shall be read and construed in concert with and as a supplement to all federal, state and local laws applicable to program and facility activities. All Program Operators and facilities must be aware of and in compliance with all said laws. To the extent any federal, state, or local laws are more restrictive than what is set forth in this Order, such laws control.
2. Without limiting the foregoing, applicable laws include, but are not limited to:
 - a. 42 U.S.C. § 12101 et seq. (Americans With Disabilities Act of 1990)
 - b. C.R.S. §§ 6-25-101 – 6-25-113 (Hotels and Restaurants)
 - c. C.R.S. §§ 9-1-101 – 9-5.7-104 (Safety – Industrial and Commercial – Buildings and Equipment)
 - d. C.R.S. §§ 25-4-101 – 25-4-112 (Sanitary Regulations)
 - e. C.R.S. §§ 25-4-1301 – 25-4-1314 (Retail Food Store Sanitation Act)
 - f. C.R.S. §§ 25-4-1601 – 25-4-1617 (Food Protection Act)

- g. C.R.S. §§ 25-5-801 — 25-5-810 (Swimming Areas)
 - h. C.R.S. §§ 25-14-201 – 25-14-209 (Colorado Clean Indoor Air Act)
 - i. C.R.S. §§ 25-18.5-101 – 25-18.5-110 (Illegal Drug Laboratories)
 - j. Adams County Board of Health Regulation No. M-23 (Rules and Regulations Regarding Methamphetamine-Affected Properties in Adams County)
 - k. 6 CCR 1009-1 (Epidemic and Communicable Disease Control)
 - l. 6 CCR 1009-7 (Detection, Monitoring, and Investigation of Environmental and Chronic Disease)
 - m. 6 CCR 1010-2 (Retail Food Establishment Regulations)
 - n. 6 CCR 1010-14 (Public Accommodations)
 - o. Adams County Board of Health Public Health Order – Requirements for the Temporary Sheltering of Migrant Persons in Adams County
 - p. Land Use and Zoning Codes
 - q. Building Codes
 - r. Fire Codes
 - s. Insurance, Permit, and Licensing Requirements
3. Any agreement executed between a Program Operator and a facility must include the requirement to comply with all federal, state and local laws and Program Operator must provide a copy of this Public Health Order to facility.

IV. RECOMMENDATIONS

1. **Perform Health Screenings of Incoming Migrant Persons Upon Initial Entry into Colorado**
- a. Tuberculosis (TB) Screening
 - 1) Clinical evaluation for TB symptoms including: cough lasting longer than 3 weeks, hemoptysis, chest pain, fever, chills, night sweats, weight loss, loss of appetite, weakness, or fatigue.
 - 2) TB testing for persons reporting symptoms. For persons who test positive, perform Chest X-ray to rule out active pulmonary TB.
 - 3) Referral to Denver TB clinic for persons with suspect active TB disease.
 - b. Vaccine Preventable Disease Screening – Assess whether migrant person can provide written documentation of having previously received the following vaccinations; or administer:
 - 1) One dose of COVID-19 vaccine
 - 2) One dose of measles-containing vaccine
 - 3) One dose of varicella vaccine
 - 4) One dose of inactivated polio vaccine
 - c. Follow best practice guidance for health screening as provided in [CDC's Refugee Domestic Screening Guidance: Key Considerations and Best Practices](#).

2. Provide Social Services Information to Program Participants by Sharing a Resource Directory for Migrant Persons Seeking Assistance with Legal Matters, Permanent Housing, Mental Health, and Other Social Services.






V. ENFORCEMENT

It is unlawful for any person to willfully violate, disobey, or disregard this Order. ACHD will attempt to seek voluntary compliance through education, technical assistance, and warning notices. However, this Order may be enforced by any appropriate legal means and any person who does not comply may be subject to the penalties provided in C.R.S. §§25-1-516. In addition, ACHD may seek a court order in Colorado state district court to enforce this Order and/or to restrain or enjoin any violation of this Order.

VI. ADDITIONAL INFORMATION

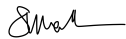
If you have questions or concerns regarding this Order, please contact ACHD at 303-220-9200 or publichealth@adcogov.org.

Upon motion duly made and seconded the foregoing Order was adopted by the following vote:

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|------------------|---|--|
| Gilliam | – | YEA  <u>Dierdre A. Gilliam, DNP, RN, PHN (Nov 1, 2023 09:50 MDT)</u> |
| Keiling | – | YEA  <u>Brett Keiling (Oct 31, 2023 15:59 MDT)</u> |
| Lindemann | – | YEA  <u>Jeremiah Lindemann (Oct 31, 2023 16:09 MDT)</u> |
| Mahnke | – | YEA  <u>Sheela Mahnke</u> |
| Winkler | – | YEA  <u>Lisa Winkler MD (Nov 1, 2023 07:58 MDT)</u> |

Board of Health Members

ADOPTED, this 27th day of October, 2023.



Dr. Sheela Mahnke, President

Adams County Board of Health









FINAL_FIRST AMENDED_PUBLIC HEALTH ORDER_TEMPORARY SHELTERING OF MIGRANTS_REQUIREMENTS TO PROTECT PUBLIC HEALTH_10.27.2023

Final Audit Report

2023-11-01


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| Created: | 2023-10-31 |
| By: | Mayra Onofre (MOnofre@adcogov.org) |
| Status: | Signed |
| Transaction ID: | CBJCHBCAABAANvT3-wEb2zbEhs9SXv04g1R61LBimUag |

"FINAL_FIRST AMENDED_PUBLIC HEALTH ORDER_TEMPORARY SHELTERING OF MIGRANTS_REQUIREMENTS TO PROTECT PUBLIC HEALTH_10.27.2023" History


-  Document created by Mayra Onofre (MOnofre@adcogov.org)
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-  Signer jlindemann.health@gmail.com entered name at signing as Jeremiah Lindemann
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2023-11-01 - 3:50:41 PM GMT

 Document e-signed by Dierdre A. Gilliam, DNP, RN, PHN (dgilliamdnp@gmail.com)

Signature Date: 2023-11-01 - 3:50:43 PM GMT - Time Source: server

 Agreement completed.

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