

**RESOLUTION NUMBER: 2021-3**

**A RESOLUTION REPEALING RESOLUTION 2020-19 AND PROVIDING FOR LESS STRINGENT REQUIREMENTS FOR KIOWA COUNTY, KANSAS THAN THE PROVISIONS OF GOVERNOR'S EXECUTIVE ORDER 20-68.**

**WHEREAS**, On November 18, 2020 the Governor of the State of Kansas signed Executive Order 20-68, establishing a face coverings protocol; and

**WHEREAS**, on November 20, 2020, the Board of County Commissioners, Kiowa County, Kansas, passed Resolution 2020-19, a Resolution Providing for Less Stringent Requirements for Kiowa County, Kansas that the Provisions of Governor's Executive Order 20-68. Said Resolution 2020-19 included the issuance of an order requiring face coverings tailored for Kiowa County, Kansas.

**WHEREAS**, K.S.A. 48-925(h)(1), provides that, "The board of county commissioners of any county may issue an order relating to public health that includes provisions that are less stringent than the provisions of an executive order effective statewide issued by the governor. Any board of county commissioners issuing such an order must make the following findings and include such findings in the order:

(1) The board has consulted with the local health officer or other local health officials regarding the governor's executive order;

(2) following such consultation, implementation of the full scope of the provisions in the governor's executive order are not necessary to protect the public health and safety of the county; and

(3) all other relevant findings to support the board's decision;" and

**WHEREAS**, the Board of County Commissioners of Kiowa County, Kansas have consulted with the Kiowa County Health Officer regarding the continued necessity of an order requiring face coverings in Kiowa County, Kansas, in light of the substantial decrease in active cases and the availability of the vaccine; and

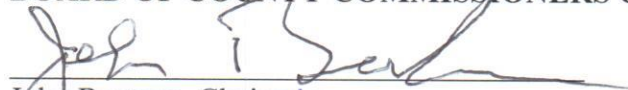
**WHEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF KIOWA COUNTY, KANSAS**, that the Board of County Commissioners of Kiowa County, Kansas find and order as follows:

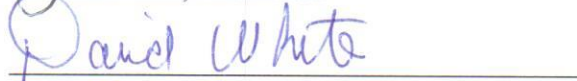
1. That Resolution 2020-19 is hereby repealed; and
2. That after consultation with the Kiowa County Health Officer, the Board of County Commissioners of Kiowa County, Kansas find that implementation of the full scope of the

- provisions in the Governor's Executive Order 20-68 , establishing a face coverings protocol, are not necessary to protect the public health and safety of Kiowa County; and
3. Therefore, the Board of County Commissioners of Kiowa County, Kansas hereby order that it shall be recommended that all residents of Kiowa County, Kansas, follow the provisions of Governor's Executive Order 20-68, but the provisions of said Executive Order 20-68 shall not be mandatory in Kiowa County, Kansas.

Passed and Adopted this 31st day of March 2021

**BOARD OF COUNTY COMMISSIONERS OF KIOWA COUNTY, KANSAS:**

  
\_\_\_\_\_  
John Bertram, Chairman

  
\_\_\_\_\_  
David White, Vice-Chairman

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Bert Lowery

Attest   
\_\_\_\_\_  
Kristi Cooper, County Clerk