

# Square Dancing again, what will it take?

May 05, 2021

The Oregon Federation of Square and Round Dance Clubs has been restricted from dancing since the end of February 2020 due to the state of emergency created by the COVID-19 Pandemic. We will eventually be able to dance again as the restrictions due to the emergency abate. We have outlined the current status and some considerations to use for planning when we are able to begin dancing again. Also included in this document is the current Risk Level Guidance Chart, the current Executive Order, and example waivers.

## State of Oregon Information.

Definitions:

**OHA** Oregon Health Authority

**Social-Gatherings, Indoor** “Indoor social get-together” means a group of individuals meeting for a common social or recreational purpose indoors. Indoor social get-togethers include but are not limited to indoor dinner parties, birthday parties, graduation parties, celebrations of any kind, potlucks, book clubs, game nights, and other similar indoor gatherings. Indoor social get-togethers do not include gatherings.

**Gatherings** “Gathering” means a group of individuals meeting for a common purpose including faith-based, civic, cultural and other purposes, indoors or outdoors. A gathering does not include an indoor social get-together. **A square-dancing event would be considered a gathering.**

Restrictions in effect:

Newsroom site: <https://www.oregon.gov/newsroom/Pages/Newsroom.aspx?category=Safety>  
Executive Orders: <https://coronavirus.oregon.gov/Pages/default.aspx> (bottom of page)

**May 04, 2021** Oregon OSHA has adopted a rule to maintain risk-reducing safety measures for workers across the state against the coronavirus. The rule – which will be repealed when it is no longer needed to address the COVID-19 pandemic in the workplace – takes effect today

**April 29, 2021** Governor Kate Brown today extended her declaration of a state of emergency for COVID-19 for 60 days, until June 28, 2021, unless earlier rescinded or extended.

**March 23, 2021** Governor Kate Brown Announces Updates to County Risk Levels. Effective March 26 through April 8, there will be two counties in the Extreme Risk level, six at High Risk, 14 at Moderate Risk, and 14 at Lower Risk.

The Oregon Health Authority will examine and publish county data weekly. County risk levels will be reassigned every two weeks. The first week's data will provide a "warning week" to prepare

counties for potential risk level changes. The next assignment of risk levels will be announced April 6 and take effect April 9.

**March 04, 2021** Governor Kate Brown today announced a modification to the process for assigning county risk levels, specifically for counties facing moves back to Extreme Risk. With case rates across Oregon largely declining, beginning next week and continuing until further notice, counties that improved from Extreme Risk to any other risk level in the latest two-week period, and that are facing a move back to Extreme Risk in the next two-week period, will be given a two-week extension at their current risk level. This will allow counties to re-focus efforts to drive back down creeping case numbers, and give local businesses additional certainty on their plans for operating. If, at the end of the two-week extension, case rate data still puts the county at Extreme Risk, the county will move to that level.

Counties who are given a two-week extension will be noted in the risk level list that is released when county risk levels are assigned. The next assignment of risk levels will be announced Tuesday, March 9, and take effect Friday, March 12.

**February 09, 2021** Governor Kate Brown today announced that 12 counties improved in risk level, with 10 improving from Extreme Risk for the first time since November, effective February 12. County risk levels under the state's public health framework aim to reduce transmission and protect Oregonians from COVID-19. The framework uses four different risk levels for counties based on COVID-19 spread—Extreme Risk, High Risk, Moderate Risk, and Lower Risk—and assigns health and safety measures for each level.

**November 17, 2020** Governor Kate Brown today issued Executive Order 20-65 following [last week's announcement](#) of a statewide freeze to stop the rapid community spread of COVID-19 in Oregon. In light of increasing COVID-19 cases and hospitalizations, the order outlines necessary risk reduction measures designed to limit gatherings and curb human contact.

**October 19, 2020**, An update to masks, face coverings or face shields Guidance. This guidance further specifies mask requirements and where it applies. It identifies Business & public responsibilities. Document OHA2288K.

Guidance documents :

<https://coronavirus.oregon.gov/Pages/default.aspx>

County Info: see 'What's open in my County'

Reopening Guidance: Please note that the guidance changes frequently; please use the links below for the most current information.

Risk Level : <https://sharedsystems.dhsoha.state.or.us/DHSForms/Served/le3461.pdf>

Statewide : <https://coronavirus.oregon.gov/Pages/guidance.aspx>

General : <https://sharedsystems.dhsoha.state.or.us/DHSForms/Served/le2342c.pdf>

Indoor : <https://sharedsystems.dhsoha.state.or.us/DHSForms/Served/le2351a.pdf>

Fitness: <https://sharedsystems.dhsoha.state.or.us/DHSForms/Served/le2352.pdf>

<https://sharedsystems.dhsoha.state.or.us/DHSForms/Served/le2390g.pdf>

Gatherings: <https://sharedsystems.dhsoha.state.or.us/DHSForms/Served/le2352.pdf>

<https://sharedsystems.dhsoha.state.or.us/DHSForms/Served/le2390r.pdf>

Face masks: <https://sharedsystems.dhsoha.state.or.us/DHSForms/Served/le2288K.pdf>

## Oregon Federation Information.

Insurance:

USDA United Square Dancers of America

<http://www.usda.org/insuranc.htm>

Elizabeth Sanders, Insurance Coordinator

Markel Insurance Company Current insurer policy

Policies: General Liability # 3602HF059663 – 22

Accidental Medical # 4102HF059664 – 23

Statement: *From Elizabeth Sanders 8/25/2020, I presented the following question to the insurance company in June. "Is the insurance still good even if the state government has said no public gatherings?" Their answer was:*

*"If people break the law then there is no coverage. So, if there are no public gatherings and people gather -- there is no coverage."*

A side note, Neither the Caller or the Cuer of an event will be covered under the USDA policy (see policy # 3602HF059663 – 22 pg. 207). They will need to rely on their coverage from their respective organizations.

ROUNDALAB International Association of Round Dance teachers

Statement: *We have recently had a conversation with our insurance underwriter. Please be aware that your insurance policy purchased through ROUNDALAB specifically excludes coverage for all viruses and communicable diseases. The underwriter also stated that it is best practice if the event is within all parameters of the law and government guidelines. Your insurance policy specifically excludes "criminal acts". However, there may be a large "grey area" between a best practice that meets all details of current government guidelines in your area and an event that is considered "criminal". He indicated that if a claim were to be filed and the event was in the "grey area" that the event would be evaluated on a case-by-case basis to determine if the insurance coverage was in effect for that event.*

ROUNDALAB cannot and does not issue legal opinions. This includes opinions regarding when you can resume dancing or what you must do when resuming.

CALLERLAB International Association of Square Dance Callers

Statement: No response

Opinion: As I understand it, the insurance companies will probably not cover a COVID related incident. They do go on to say that if an event violates State laws or directives, then an incident, no matter what kind is not covered.

Waivers:

The intent of a waiver is to indemnify or hold harmless, the people who have responsibility for the venue, organization or are hosting the event. The participants by signing the waiver essentially agree to forgo their right to take legal action against the responsible parties for the identified activity should an incident defined in the waiver occur.

Creating a waiver needs to be done carefully as it will be considered a legal document. I recommend that someone with a background with legal documents and contracts be involved with preparation of a waiver. I have collected examples of waivers from several sources to be used as a reference.

Rules of Conduct:

Each club in our organization has rules of conduct that are followed while conducting an event. These may or may not be in writing, depending upon the club. Additional direction should be added to ensure that each club member knows what the restrictions currently in effect are. Education is one of the most powerful tools that we have to ensure everyone's safety while conducting our activity.

*Respectfully submitted: Timothy Keck, 2<sup>nd</sup> Vice President 05/05/2021*



## Sector Risk Level Guidance Chart

Activities	Lower Risk	Moderate Risk	High Risk	Extreme Risk
<b>Social and At-Home Gathering Size — Indoor</b>	<ul style="list-style-type: none"> <li>Maximum 10 people</li> <li>Recommended limit: 4 households</li> </ul>	<ul style="list-style-type: none"> <li>Maximum 8 people</li> <li>Recommended limit: 2 households</li> </ul>	<ul style="list-style-type: none"> <li>Maximum 6 people</li> <li>Recommended limit: 2 households</li> </ul>	<ul style="list-style-type: none"> <li>Maximum 6 people</li> <li>Recommended limit: 2 households</li> </ul>
<b>Social and At-Home Gathering Size — Outdoor</b>	Maximum 12 people	Maximum 10 people	Maximum 8 people	<ul style="list-style-type: none"> <li>Maximum 6 people</li> <li>Recommended limit: 2 households</li> </ul>
<b>Eating and Drinking Establishments</b>	<ul style="list-style-type: none"> <li>Indoor dining allowed</li> <li>Indoor capacity: not to exceed 50% maximum occupancy</li> <li>Outdoor dining allowed</li> <li>Outdoor capacity: 300 people maximum, including individual dining pods.</li> <li>Individual dining pods allowed outdoors subject to outdoor capacity limit.</li> <li>Indoor and outdoor seating: 8 people per table maximum</li> <li>12:00 a.m. closing time</li> </ul>	<ul style="list-style-type: none"> <li>Indoor dining allowed</li> <li>Indoor capacity: not to exceed 50% maximum occupancy or 100 people, whichever is smaller</li> <li>Indoor seating: 6 people per table maximum</li> <li>Outdoor dining allowed</li> <li>Outdoor capacity: 150 people maximum, including individual dining pods.</li> <li>Individual dining pods allowed outdoors subject to outdoor capacity limit.</li> <li>Outdoor seating: 8 people per table maximum</li> <li>11:00 p.m. closing time</li> </ul>	<ul style="list-style-type: none"> <li>Indoor dining allowed</li> <li>Takeout highly recommended</li> <li>Indoor capacity: not to exceed 25% maximum occupancy or 50 people, whichever is smaller</li> <li>Outdoor dining allowed</li> <li>Outdoor capacity: 75 people maximum, including individual dining pods.</li> <li>Individual dining pods allowed outdoors subject to outdoor capacity limit.</li> <li>Indoor and outdoor seating: 6 people per party and per table maximum, limit 2 households</li> <li>11:00 p.m. closing time</li> </ul>	<ul style="list-style-type: none"> <li>Indoor dining prohibited</li> <li>Takeout highly recommended</li> <li>Outdoor dining allowed</li> <li>Outdoor capacity: 50 people maximum, including individual dining pods.</li> <li>Outdoor seating: 6 people per party and per table maximum, limit 2 households.</li> <li>Individual dining pods allowed outdoors subject to outdoor capacity limit.</li> <li>Dining Pod Seating: Limit 1 household, four (4) people maximum per pod.</li> <li>For establishments that operate VLTs indoors:           <ul style="list-style-type: none"> <li>Customer capacity: Maximum six (6) people total (not including employees); limit one (1) individual per VLT.</li> <li>Indoor on-site consumption of food and drink is prohibited, including at VLTs.</li> </ul> </li> <li>11:00 p.m. closing time</li> </ul>
<b>Indoor Recreation and Fitness Establishments</b> (includes gyms, indoor K-12 Sports, fitness organizations, indoor recreational sports, indoor pools)	<ul style="list-style-type: none"> <li>Capacity: Maximum 50% occupancy</li> <li>Indoor full-contact sports prohibited</li> </ul>	<ul style="list-style-type: none"> <li>Capacity: Maximum 50% occupancy or 100 people total, whichever is smaller</li> <li>Indoor full-contact sports prohibited</li> </ul>	<ul style="list-style-type: none"> <li>Capacity: Maximum 25% occupancy or 50 people total whichever is smaller</li> <li>Indoor full-contact sports prohibited</li> </ul>	<ul style="list-style-type: none"> <li>For establishments 500 sq. ft. or larger:           <ul style="list-style-type: none"> <li>Client capacity: Maximum six (6) people total (not including employees)</li> <li>Require minimum 25 feet physical distancing between households.</li> <li>Employee capacity: Limit to the minimum number of employees needed to operate a space.</li> </ul> </li> <li>For establishments smaller than 500 sq. ft:           <ul style="list-style-type: none"> <li>Client capacity: Maximum one (1) person total;</li> <li>Employee capacity: Maximum one (1) employee total.</li> </ul> </li> <li>Indoor on-site consumption of food and drink is prohibited except for individual water bottles.</li> <li>Indoor full-contact sports prohibited</li> </ul>
<b>Indoor Entertainment Establishments</b> (includes aquariums, indoor theaters/arenas/concert halls, indoor gardens, indoor museums)	<ul style="list-style-type: none"> <li>Capacity: Maximum 50% occupancy</li> <li>12:00 a.m. closing time</li> </ul>	<ul style="list-style-type: none"> <li>Capacity: Maximum 50% occupancy or 100 people total, whichever is smaller</li> <li>11:00 p.m. closing time</li> </ul>	<ul style="list-style-type: none"> <li>Capacity: Maximum 25% occupancy or 50 people total, whichever is smaller</li> <li>11:00 p.m. closing time</li> </ul>	<ul style="list-style-type: none"> <li>For establishments 500 sq. ft. or larger:           <ul style="list-style-type: none"> <li>Customer capacity: Maximum six (6) people total (not including employees) in shared indoor entertainment spaces.</li> <li>Require minimum six (6) feet physical distancing between households.</li> <li>Employee capacity: Limit to the minimum number of employees needed to operate the establishment.</li> </ul> </li> <li>For establishments smaller than 500 sq. ft:           <ul style="list-style-type: none"> <li>Customer capacity: Maximum one (1) person total;</li> <li>Employee capacity: Maximum one (1) employee total.</li> </ul> </li> <li>Indoor on-site consumption of food and drink is prohibited.</li> <li>11:00 p.m. closing time</li> </ul>
<b>Retail Stores</b> (includes street fairs/markets, grocery stores, convenience stores and pharmacies)	<ul style="list-style-type: none"> <li>Capacity: Maximum 75% occupancy</li> <li>Curbside pick-up encouraged</li> </ul>	<ul style="list-style-type: none"> <li>Capacity: Maximum 75% occupancy</li> <li>Curbside pick-up encouraged</li> </ul>	<ul style="list-style-type: none"> <li>Capacity: Maximum 50% occupancy</li> <li>Curbside pick-up encouraged</li> </ul>	<ul style="list-style-type: none"> <li>Capacity: Maximum 50% occupancy</li> <li>Curbside pick-up encouraged</li> </ul>
<b>Indoor and Outdoor Shopping Centers/Malls</b>	<ul style="list-style-type: none"> <li>Capacity: Maximum 75% occupancy</li> <li>Curbside pick-up encouraged</li> </ul>	<ul style="list-style-type: none"> <li>Capacity: Maximum 75% occupancy</li> <li>Curbside pick-up encouraged</li> </ul>	<ul style="list-style-type: none"> <li>Capacity: Maximum 50% occupancy</li> <li>Curbside pick-up encouraged</li> </ul>	<ul style="list-style-type: none"> <li>Capacity: Maximum 50% occupancy</li> <li>Curbside pick-up encouraged</li> </ul>
<b>Faith Institutions*, Funeral Homes, Mortuaries, Cemeteries</b>	<ul style="list-style-type: none"> <li>Indoor Capacity: Maximum 75% occupancy</li> <li>Outdoor Capacity: 300 people maximum</li> </ul>	<ul style="list-style-type: none"> <li>Indoor Capacity: Maximum 50% occupancy or 150 people total, whichever is smaller</li> <li>Outdoor Capacity: 250 people maximum</li> </ul>	<ul style="list-style-type: none"> <li>Indoor Capacity: Maximum 25% occupancy or 150 people total, whichever is smaller</li> <li>Outdoor Capacity: 200 people maximum</li> </ul>	<ul style="list-style-type: none"> <li>Indoor Capacity: Maximum 25% occupancy or 100 people total, whichever is smaller</li> <li>Outdoor Capacity: 150 people maximum</li> <li>Recommended: limit services to one hour</li> </ul>
<b>Offices</b>	Limited office work available	Recommend remote work, if able	Recommend remote work, if able	<ul style="list-style-type: none"> <li>Require remote work, if able</li> <li>Close offices to the public, if possible</li> </ul>
<b>Outdoor Recreation and Fitness Establishments</b> (includes outdoor gyms, outdoor fitness organizations, outdoor K-12 sports, outdoor recreational sports, outdoor pools, outdoor parks and hiking trails**, outdoor campgrounds**)	<ul style="list-style-type: none"> <li>Maximum 50% occupancy</li> <li>Outdoor full-contact sports allowed</li> </ul>	<ul style="list-style-type: none"> <li>Maximum 25% occupancy</li> <li>Outdoor full-contact sports allowed</li> </ul>	<ul style="list-style-type: none"> <li>Maximum 15% occupancy</li> <li>Outdoor full-contact sports allowed for adult/club/youth sports with guidance requirements</li> <li>Outdoor full-contact sports allowed for K-12 with submitted plan</li> </ul>	<ul style="list-style-type: none"> <li>Maximum 50 people</li> <li>Outdoor full-contact sports allowed for adult/club/youth sports with guidance requirements</li> <li>Outdoor full-contact sports allowed for K-12 with submitted plan</li> </ul>
<b>Outdoor Entertainment Establishments</b> (includes zoos, outdoor gardens, amphitheaters, outdoor aquariums, outdoor theaters/stadiums)	<ul style="list-style-type: none"> <li>Maximum 50% occupancy</li> <li>12:00 a.m. closing time</li> </ul>	<ul style="list-style-type: none"> <li>Maximum 25% occupancy</li> <li>11:00 p.m. closing time</li> </ul>	<ul style="list-style-type: none"> <li>Maximum 15% occupancy</li> <li>11:00 p.m. closing time</li> </ul>	<ul style="list-style-type: none"> <li>Maximum 50 people</li> <li>11:00 p.m. closing time</li> </ul>
<b>Personal Services</b>	Allowed	Allowed	Allowed	Allowed
<b>Long-Term Care</b>	Inside and outside visitation allowed	Inside and outside visitation allowed	Inside and outside visitation allowed	Outside visitation only

Effective Date: March 17, 2021

Authority: Executive Order No. 20-66, ORS 433.441, ORS 433.443, ORS 431A.010

Enforcement: To the extent this guidance requires compliance with certain provisions, it is enforceable as specified in Executive Order 20-66.

## Definition:

- "Maximum Occupancy" means the maximum occupancy permitted by law. If the maximum occupancy is unknown, refer to the [Maximum Occupancy Resource for COVID-19](#).

NOTE: \*Capacity limits for faith institutions are recommended only.

\*\*Capacity limits do not apply to this activity.

## Additional notes:

- All activities are subject to more detailed, sector-specific guidance.
- Subject to more detailed sector-specific guidance, all activities assume mask usage, minimum physical distancing, provisions for hand hygiene and enhanced cleaning protocols.
- Congregate homeless sheltering, Youth Programs, Childcare, K-12 Schools, Higher Education, Drive-In Operations and current Collegiate, Minor League, Semi-Professional and Professional Athletics exemptions operate under sector specific guidance for all risk levels.
- Hookah bars and senior centers are not allowed to operate regardless of risk level.

# Office of the Governor State of Oregon



## EXECUTIVE ORDER NO. 21-10

### SEVENTH EXTENSION OF EXECUTIVE ORDER 20-03 AND COVID-19 STATE OF EMERGENCY

At the outset of the COVID-19 pandemic, there was much we did not know about how to stop the spread of this deadly disease. Now, more than a year later, Oregonians know the best ways to avoid spreading infection: wearing face coverings, maintaining physical distance, staying home when sick, and avoiding large gatherings. We also now have safe and effective vaccines, with shipments from the federal government increasing each week.

This order lifts or allows to expire two of my executive orders that are no longer necessary at this stage of the pandemic. While I am extending the COVID-19 state of emergency today for the reasons outlined below, we have established a roadmap for how, if enough Oregonians step up to get vaccinated, all my emergency orders can eventually be lifted.

Since January 2020, the State of Oregon has been engaged in responding to the public health threat posed by the novel infectious coronavirus (COVID-19). As the threat escalated, the state's response elevated to meet the threat. On March 8, 2020, I declared a state of emergency pursuant to ORS 401.165 et seq., and directed certain immediate response actions. Thereafter, the World Health Organization declared that the COVID-19 outbreak is a global pandemic, and the President of the United States declared the COVID-19 outbreak a national emergency.

During March and April 2020, as COVID-19 continued to spread around the world, I took a series of actions aimed at slowing the spread of the virus, and to mitigate the public health and economic impacts of the pandemic. Those actions helped prevent and control the spread of COVID-19 in Oregon, and increased the state's preparedness to live with this virus until a vaccine or cure was widely available.

Following the success of these early measures, in late April and early May 2020, I began to take steps to ease the restrictions that had been imposed in March and April. I signed executive orders directing the state to begin a data-driven, phased reopening. That process has been gradual and cautious, and has not been linear. In response to rising case numbers during the summer, I imposed additional measures, including face-covering requirements for individuals. Outbreaks and community spread in certain counties also have required us to reimpose restrictions at times, to maintain public health and safety, including during our late fall and winter surge, and again during the current surge in cases. These measures have been extremely challenging, but time and again, Oregonians have risen to the task of working to control the spread in our communities.

# Office of the Governor

## State of Oregon



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Due to these measures and the collective sacrifices and hard work of Oregonians, Oregon has fared better than many other states when it comes to the health impacts of COVID-19. Both our case numbers and our fatality rate have been lower than the national average. This has real impacts. Put simply, the protective measures we have implemented, combined with the hard work and sacrifice of Oregonians, have saved lives. I was very proud that, as a result of the collective efforts of all Oregonians to control the spread, I was able to take steps to move more schools towards reopening, ultimately culminating in a directive in March 2021 that all public K-12 schools across the state offer in-person instruction.

In the months since I last extended Oregon's state of emergency, we have made significant progress in administering COVID-19 vaccines. The arrival of safe and effective vaccines that protect against COVID-19 has marked a new chapter in the fight against this disease, as achieving significantly widespread vaccination is our clearest path to reaching the end of this pandemic. As of today, at least 1,773,928 Oregonians having received at least one dose of a vaccine, and 1,209,607 Oregonians are fully vaccinated. All Oregonians over the age of 16 are now eligible to receive a vaccine, and we have been heartened to see the massive collective efforts to speed vaccines getting into arms. There is light at the end of the tunnel. However, we know that distribution of those vaccines—and the vaccines' ability to bring community spread down to acceptable levels—will take time. We also need to continue our efforts to ensure that these vaccines reach the most vulnerable Oregonians. There are more than four million Oregonians; although we have made great progress, millions of Oregonians have not yet been vaccinated. As vaccine supplies increase, we need Oregonians to do their part by continuing to practice health and safety measures like wearing face coverings, keeping physical distance, and to getting vaccinated as soon as they are able.

This emergency is not over, and neither is our emergency response. Although Oregon has had great success in keeping the burden of this disease relatively low, compared to other states to date, the fact remains that the disease's toll has been great. And the current rise in case numbers and spike in hospitalizations are deeply worrisome. To date, during this pandemic, Oregon has reported 182,916 cases of COVID-19, and 2,490 deaths from COVID-19, and we have seen more than 10,000 Oregonians hospitalized with COVID-19. Every day, hundreds more Oregonians contract this potentially deadly virus and, as of today, more than 325 Oregonians are currently hospitalized with this disease. The difficult work of controlling the statewide spread of this virus must continue, and must continue to evolve as we learn more and conditions change. The ongoing threat of COVID-19 remains, and our state's emergency response must continue as well.



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Because Oregon's emergency response to the COVID-19 pandemic remains ongoing, I have determined that we need to continue the state of emergency, which provides the underpinnings for much of the state's emergency response to COVID-19. The state of emergency declaration unlocks critical emergency response tools that go well beyond the most talked about manifestations of the emergency response such as the mask requirements or business restrictions. In Oregon, the declared state of emergency is the direct legal underpinning for, among other things:

- Subsequent executive orders: All of the subsequent more specific executive orders, on schools, emergency childcare facilities, sector guidance, and other matters, depend on the state of emergency continuing.
- Flexibility for vaccination efforts: The ORS chapter 401 emergency authorities allow the state and other vaccine partners the flexibility to use health care providers and National Guard medics who may not be licensed in Oregon to provide vaccinations, as well as volunteer vaccinators.
- Emergency health centers: The state of emergency gives the state the ability to maintain designated emergency health care centers, with special liability protections, which provide long-term care of COVID-19 positive individuals who cannot be placed in normal facilities.
- Inter-state procurement; emergency procurement: The emergency declaration allows Oregon to, through OEM, make requests of other states through interstate emergency compacts (e.g. procuring PPE from California). There are also emergency procurement authorities that allow for quicker procurement.
- Sick leave: The state of emergency expressly allows the use of Oregon paid sick leave to address needs related to COVID-19.
- Rule suspension: The emergency declaration allows agencies to suspend administrative rules, when necessary for the state's emergency response. Currently suspended rules are listed here:  
<https://www.oregon.gov/gov/Pages/OAR-temporary-suspensions.aspx>.



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In addition to these emergency response activities directly authorized by the state of emergency declaration, there are existing agency rules and statutes that have been drafted to expire or phase out once the state of emergency ends, including, for example:

- Greater flexibility around unemployment benefits: The Oregon Employment Department has relaxed certain eligibility requirements for unemployment during the declared emergency and has relaxed collection and recoupment activities. Under the department's rules, key parts of this flexibility will be phased out after the state of emergency ends.
- Existing statutes that sunset when state of emergency ends: Certain statutes enacted by the Legislature to aid in the pandemic response—including the K-12 school liability protections; authorization for to-go cocktails; and authorization for data-sharing between the Oregon Department of Revenue and the Oregon Employment Department for ease of processing claims—are drafted to be dependent on the ongoing state of emergency.

Because declared states of emergency support so many elements of states' emergency responses, it is unsurprising that the vast majority of states—including those that have scaled back mask and business restrictions—continue to have ongoing states of emergency in place, just as Oregon does. Like the vast majority of states, the federal government's emergency declaration remains in effect, and the “incident period” for the Federal Emergency Management Agency (FEMA) COVID-19 response remains open. Although the state's ability to receive FEMA support is not strictly dependent on having a state of emergency in place, it does signal to FEMA that the State views ongoing federal support—such as the FEMA community vaccination clinic being established in Jackson County—as necessary.

With every vaccination that goes into the arm of an Oregonian, we come closer to the day that Oregon's emergency response to COVID-19 can come to a close. But we are not there yet. With this renewal, I am scaling back elements of the emergency response that are no longer needed. We are looking ahead to when we will be able to further relax the restrictions as vaccination rates rise and conditions improve. I intend to fully reopen our economy by the end of June, and the day is approaching when my emergency orders can eventually be lifted. But the core of this emergency response must continue for now, and accordingly, the state of emergency remains necessary.

# Office of the Governor

## State of Oregon



### EXECUTIVE ORDER NO. 21-10

#### PAGE FIVE

#### NOW THEREFORE, IT IS HEREBY DIRECTED AND ORDERED:

1. Extension of State of Emergency for an Additional 60 Days
  - a. On March 8, 2020, I issued Executive Order 20-03, declaring a statewide state of emergency pursuant to ORS chapter 401, due to the COVID-19 outbreak in Oregon. That emergency declaration extended for 60 days, through May 7, 2020.
  - b. I subsequently extended Executive Order 20-03 and the COVID-19 state of emergency six times, each time finding that the virus continued to threaten public health and safety. On May 1, 2020, I issued Executive Order 20-24, extending the state of emergency through July 6, 2020. On June 30, 2020, I issued Executive Order 20-30, extending the state of emergency through September 4, 2020. On September 1, 2020, I issued Executive Order 20-38, extending the state of emergency through November 3, 2020. On October 27, 2020, I issued Executive Order 20-59, extending the state of emergency through January 2, 2021. On December 17, 2020, I issued Executive Order 20-67, extending the state of emergency through March 3, 2021. On February 25, 2021, I issued Executive Order 21-05, extending the state of emergency through May 2, 2021.
  - c. Pursuant to ORS 401.165 and ORS 401.204 and based on the facts described above, I find that COVID-19 continues to threaten public health and safety, and remains a statewide emergency under ORS 401.025. Accordingly, I hereby extend Executive Order 20-03 and the COVID-19 state of emergency for an additional 60 days, through June 28, 2021, unless extended or terminated earlier by the Governor.
2. Periodic Review of COVID-19 Emergency Orders
  - a. Review Process. As part of the response to the COVID-19 state of emergency, and pursuant to my emergency powers, I have issued a series of emergency orders, designed to address the threat. It is important to continually evaluate the ongoing need for these orders. Accordingly, I have committed to re-evaluating each of the COVID 19 related orders once every 60 days, to decide whether it should be continued, modified, or rescinded.



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- b. Results of Review. As part of my decision to extend the state of emergency for COVID-19, I have reviewed all COVID-19 emergency orders which remain in effect. I have decided the following:
- (1) Executive Orders 20-06 and 20-15 (Abnormal Market Disruption). Upon consultation with the Oregon Department of Justice, I find that the need for this emergency order has ended. Executive Orders 20-06 and 20-15 are rescinded as of the date of this Executive Order.
  - (2) Executive Order 20-58 (Housing Protections for Agricultural Workers). Executive Order 20-58 extends COVID-19 protections for agricultural workers in employer-provided housing during the off-season, through April 30, 2021. I have determined, in light of the imminent adoption of an Oregon Occupational Safety and Health rule covering these spaces, that Executive Order 20-58 can be allowed to expire April 30, 2021, its current expiration date.
  - (3) Executive Order 20-19 (Childcare Facilities). Executive Order 20-19 sets forth directives relating to emergency childcare facilities. I find there remains an ongoing need for this emergency order, and I continue it without modification at this time.
  - (4) Executive Order 20-22 (Resumption of Non-urgent Healthcare Procedures using PPE; Restricting Visitation). Executive Order 20-22 sets forth directives that allow the resumption of non-urgent healthcare procedures using PPE, and that place restrictions on visitation in certain healthcare facilities. I find there remains an ongoing need for this emergency order, and I continue it without modification at this time.
  - (5) Executive Order 20-28 (Higher Education). Executive Order 20-28 sets forth directives relating to in-person instruction and other activities at higher education

# Office of the Governor

## State of Oregon



### EXECUTIVE ORDER NO. 21-10

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institutions. I find there remains an ongoing need for this emergency order, and I continue it without modification at this time.

- (6) Executive Order 21-06 (K-12 Education). Executive Order 21-06 sets forth directives relating to the provision of K-12 education services in Oregon. I find there remains an ongoing need for this emergency order, and I continue it without modification at this time.
  - (7) Executive Order 20-66 (Risk and Safety Framework). Executive Order 20-66 sets forth directives relating to the management of the ongoing COVID-19 emergency. I find there remains an ongoing need for this emergency order, and I continue it without modification at this time.
- c. For all of the emergency orders continued at this time, I remain committed to ongoing review of these orders, and to working towards relaxing the restrictions imposed under them, and ultimately lifting them, as soon as conditions permit.

Done at Medford, Oregon, this 29<sup>th</sup> day of April, 2021.

A handwritten signature in black ink that reads "Kate Brown".

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Kate Brown  
GOVERNOR

ATTEST:

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Shemia Fagan  
SECRETARY OF STATE

## RECOGNITION OF RISK AND RELEASE OF LIABILITY FOR SQUARE, ROUND, AND LINE DANCING

Dancing and stretching can cause injury. You need to know your limitations before making the decision that you really want to participate in these activities. All participation in these activities is voluntary.

I am aware of the dangers involved and I accept the risk of such activities and I undertake them on my own responsibility. Some of these risks also now include the chance of illness due to, but not limited to, the COVID 19 virus. I do hereby for myself, my heirs and my personal representatives release and forever discharge the Dance instructors, and Assistants, Callers and Cuers, its owners, and its members and agents from any and all claims, demands, or actions on account of my illness, injury, or death which may occur during my participation in this activity.

I CERTIFY THAT I HAVE FULLY READ AND UNDERSTAND THE ABOVE.

If the applicant is under the age of 18, his or her parents or legal guardians have read the foregoing and by their signatures below consent thereto.

## **WAIVER and RELEASE OF LIABILITY**

You understand that by participating in this activity during this time of pandemic, there are certain risks from exposure to others who might have the virus, even though efforts are being made to comply with state and federal guidelines for safety during the pandemic. By signing the registration form, you are agreeing to assume the risk in such participation, on behalf of yourself, your children and other heirs, and your personal representative, and release Dan and Sandi Finch and the owner of Mel's Dance Hall from liability. This release also applies to any accident that may occur while you are involved in this activity.

This waiver does not apply to any acts of gross negligence or intentional, willful or wanton misconduct by any party.

You further confirm that you are sufficiently physically fit to participate in this activity of dancing, and have not been advised to not participate by a qualified medical professional, and certify there are no health-related reasons that preclude participation in this instructor's dance activities.

By signing the registration, you acknowledge that you have read this waiver and understand its import and voluntarily agree to its terms.

## **RECOGNITION OF RISK AND RELEASE OF LIABILITY FOR ROUND DANCING**

Dancing and stretching can cause injury. You need to know your limitations before making the decision that you really want to participate in these activities. All participation in these activities is voluntary.

I am aware of the dangers involved and I accept the risk of such activities and I undertake them on my own responsibility.

Some of these risks also now include the chance of illness due to, but not limited to, the COVID 19 virus. I do hereby for myself, my heirs, and my personal representatives release and forever discharge Club name, the dance instructors, assistants, the cuer, the cuer partner, Venue name here - its owners, members, and agents from any and all claims, demands, or actions on account of my illness, injury, or death which may occur during and/or because of my participation in this activity. I have been provided documentation regarding the potential health risks of participating during the Covid 19 virus pandemic and for contact tracing.

I CERTIFY THAT I HAVE FULLY READ AND UNDERSTAND THE ABOVE.

If the applicant is under the age of 18, his or her parents or legal guardians have read the foregoing and by their signatures below consent thereto.

## **WAIVER, RELEASE AND INDEMNITY AGREEMENT**

I understand that participation in this activity involves certain risks, and I agree to assume all risk in such participation. I hereby waive and release, indemnify and hold harmless (instructor) from any and all claims, demands, causes of action, damages or liability that I may have arising from or in any way related to my participation in activities conducted by or on the premises of (instructor), whether or not foreseeable. This waiver does not apply to any acts of gross negligence or intentional, willful or wanton misconduct.

This waiver is made voluntarily by me on behalf of myself and my heirs, personal representatives, executor, or successors in interest.

We have recently been through a period of viral pandemic throughout the world. The virus has been declared extremely contagious and is believed to spread mainly from person-to-person contact. As a result, local, state and federal authorities recommend safe-distancing. I acknowledge that there exists some risk of infection in spite of safe-distancing. I further acknowledge that the instructor of this class is following the mandates of appropriate governmental agencies in being allowed to conduct this class and on that basis I assume that risk of participating in it.

I further confirm that I am sufficiently physically fit to participate in this activity of dancing, and have not been advised to not participate by a qualified medical professional. I certify there are no health-related reasons that preclude my participation in this instructor's dance activities.

In consideration of instructor permitting me to participate in this class/event/activity, I hereby certify:

- 1) I voluntarily agree to assume all risks of disability, injury, illness, or even death, property damage, claim or expense of any kind that I am experience in connection with participation;
- 2) I hereby waive release and discharge instructor of any and all liability incurred in such participation;
- 3) I indemnify, hold harmless and promise not to sue instructor from any and all liabilities or claims made as a result of such participation

By signing below, I acknowledge that I have read this waiver and understand its import and voluntarily agree to its terms. If any portion of this agreement is declared invalid by a court, the remainder shall continue in full force and effect. I declare under penalty of perjury under the laws of the State of California that I am eighteen (18) years of age or older and fully competent to sign this agreement.

Dated: \_\_\_\_\_