

STATE OF NEW YORK
COUNTY OF ONONDAGA DEPARTMENT OF HEALTH

In re: 2019 Novel Coronavirus (COVID-19)

**STANDING COMMISSIONER'S ORDER
FOR ISOLATION OF LAB CONFIRMED COVID-19**

**COMMISSIONER'S
STANDING ISOLATION
ORDER**

Pursuant to Section 2100 of the Public Health Law and State
Sanitary Code 10 NYCRR Section 2.13(a)

WHEREAS, 2019-Novel Coronavirus (COVID-19) is an infection associated with fever and signs and symptoms of pneumonia or other respiratory illness, COVID-19 is transmitted from person to person and has significant wide spread public health consequences; and

WHEREAS, on January 30, 2020, the World Health Organization designated the COVID-19 outbreak as a Public Health Emergency of International Concern; and

WHEREAS, on January 31, 2020, Health and Human Services Secretary Alex M. Azar II declared a public health emergency for the entire United States to aid the nation's healthcare community in responding to COVID-19; and

WHEREAS, on February 1, 2020, pursuant to 10 NYCRR Section 2.1(a), Dr. Howard A. Zucker, Commissioner of Health of the State of New York, designated COVID-19 as a communicable disease under the State Sanitary Code; and

WHEREAS, on February 6, 2020, the New York State Public Health and Health Planning Council ratified the designation of COVID-19 as a communicable disease under the New York State Sanitary Code through the adoption of emergency regulations amending 10 NYCRR Section 2.1; and

WHEREAS, as of March 6, 2020, the New York State Department of Health [NYSDOH] has issued "COVID-19 Interim Containment Guidance: Precautionary Quarantine, Mandatory

Quarantine and Mandatory Isolation Applicable to all Local Health Departments [LHD]” [“NYSDOH Guidance”]; and

WHEREAS, on March 7, 2020, Governor Andrew M. Cuomo declared a “State of Emergency” in the State of New York to contain the spread of the COVID-19; and

WHEREAS, on March 9, 2020, the Public Health and Health Planning Council and the Commissioner of Health filed emergency regulations amending the State Sanitary Code’s Investigation of Communicable Disease; Isolation and Quarantine; and

WHEREAS, on March 11, 2020, the World Health Organization made the assessment that COVID-19 is a pandemic; and

WHEREAS, on March 13, 2020, County Executive, J. Ryan McMahon, II, declared a “State of Emergency” as a result of the spread of the COVID-19 in Onondaga County; and

WHEREAS, on March 13, 2020, the President of the United States, Donald Trump, declared a National Emergency as a result of the spread of COVID-19 in the United States; and

WHEREAS, on March 20, 2020, Governor Andrew M. Cuomo issued “New York State on Pause”, Executive Order mandating that all non-essential workers stay home, as COVID-19 cases rise alarmingly in the region and the United States;

WHEREAS, Section 2100 of the Public Health Law mandates that all local health officers, being Commissioners of Health and Public Health Directors, as the case may be, of County Health Departments, guard against the introduction of such communicable diseases as are designated in the State Sanitary Code, by the exercise of proper and vigilant medical inspection and control of all persons and things infected with or exposed to such diseases; and

WHEREAS the NYSDOH Guidance requires that any person diagnosed with a case of COVID-19 be isolated; and

WHEREAS, as of _____, 2020, Onondaga County has over _____ individuals who have laboratory confirmed COVID-19 infections; and

WHEREAS, it is expected that the number of persons infected will continue to increase given recently expanded testing capabilities; and

WHEREAS, given the volume of positive test results and the critical need to protect the public health;

NOW, THEREFORE, by virtue of the authority vested in me by section 2100 of the Public Health Law of the State of New York and 10 NYCRR Section 2.13(a) of the State Sanitary Code, as Commissioner of the Onondaga County Health Department, I do hereby:

ORDER that, any person experiencing symptoms consistent with COVID-19 at the time he/she is tested for COVID-19 is required to remain isolated at an individual's place of residence during the time between the specimen collection and the delivery of test results. Any person who receives a negative result may end isolation at that time;

ORDER that, any person who has tested positive for COVID-19 is required to remain isolated at an individual's place of residence until such time as that individual meets their appropriate process for discontinuation of home isolation as set forth by the New York State Department of Health. The New York State Department of Health guidance for the discontinuation of isolation for the general public and for specific populations can be found at: <https://coronavirus.health.ny.gov/system/files/documents/2020/04/covid19-providerupdate-compilation-4.29.20.903a.pdf>.

FURTHER, I DO HEREBY ORDER that, any person so isolated must adhere to the New York State Department of Health isolation protocols attached hereto;

FURTHER, I DO HEREBY ORDER that, any person who collects a specimen from an individual for the purpose of testing for COVID-19 utilizing a molecular diagnostic test must provide such individual with a copy of this Standing Order;

FURTHER, I DO HEREBY ORDER that, any person who collects a specimen from an individual for the purpose of testing for COVID-19 must verify such individual's current telephone number and address in order to help improve accuracy within the New York State Electronic Clinical Laboratory Reporting System for those results which are reportable therein;

FURTHER, I DO HEREBY order that, any doctor, hospital, or other medical provider or facility operating within the County of Onondaga shall provide a copy of this Standing Order to any person who has a positive molecular diagnostic test for COVID-19 upon delivery of the results of the positive test, or shall inform said person of this Standing Order and direct the individual to the website for the Onondaga County Department of Health to obtain a copy. Documentation shall be maintained that this provision has been complied with, and shall be provided to the Onondaga County Department of Health upon request;

FURTHER, I DO HEREBY ORDER that, every doctor, hospital, or other medical provider or facility operating within the County of Onondaga shall conspicuously place a copy of this Standing Order in their place of business, where it may be viewed by any persons seeking treatment or testing;

FURTHER, I DO HEREBY ORDER that, every doctor, hospital, or other medical provider or facility operating within the County of Onondaga shall post this Standing Order to the home page of their web site;

FURTHER, I DO HEREBY give notice that the failure to comply with the provisions of this Order may subject an individual to criminal prosecution pursuant to the terms of Section 12-b of the Public Health Law;

FURTHER, I DO HEREBY give notice that an individual subject to this Standing Order has a right to challenge this Order in a Court of competent jurisdiction and to be represented by legal counsel or to have counsel provided, and that if the person qualifies to have counsel provided, such counsel will be made available. To the extent necessary, the Onondaga County Department of Health will request that an individual subject to isolation be allowed to participate in any such proceeding by telephonic or video-conferencing means;

FURTHER, I DO HEREBY ORDER that, this Standing Order shall remain in effect until revoked, in writing, by my hand.

DATED: _____, 2020


Indu Gupta, MD, MPH
Commissioner of Health
Onondaga County Health Department