

**COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND**  
**2021 Legislative Session**

Resolution No. CR-122-2021

Proposed by The Chair (by request - County Executive)

Introduced by Council Members Hawkins, Ivey, Anderson-Walker, Turner, Glaros,  
Franklin, Davis, Harrison, Taveras and Dernoga

Co-Sponsors \_\_\_\_\_

Date of Introduction October 19, 2021

**RESOLUTION**

1 A RESOLUTION concerning

2 PRINCE GEORGE'S COUNTY, MARYLAND'S FOURTEENTH CONTINUED  
3 DECLARATION OF EMERGENCY—CORONAVIRUS ("COVID-19")

4 For the purpose of continuing the emergency declarations most recently adopted by the  
5 governing body on September 8, 2021, CR-80-2021, and as may be further amended.

6 **WHEREAS**, Section 14-111 of the Public Safety Article of the Annotated Code of  
7 Maryland provides for the declaration of a Local State of Emergency; and

8 **WHEREAS**, Section 10-328(b) of the Local Government Article of the Annotated Code of  
9 Maryland states that a county may provide for the prevention of contagious diseases in the  
10 county; and

11 **WHEREAS**, Subtitle 6 of the Prince George's County Code, including but necessarily  
12 limited to Division 5 of this Subtitle, provides for the declaration of a Local State of Emergency  
13 by the County Executive and the authority to issue rules and regulations as deemed necessary to  
14 control the situation; and

15 **WHEREAS**, the President of the United States proclaimed that the COVID- 19 outbreak in  
16 the United States constituted a national emergency beginning March 1, 2020; and

17 **WHEREAS**, the World Health Organization, on March 11, 2020, announced that the  
18 COVID-19 outbreak can be characterized as a pandemic; and

19 **WHEREAS**, the Prince George's County, Maryland has previously issued the following  
20 emergency declarations: Executive Order Number 6-2020 dated March 16, 2020; Executive  
21 Order Number 7-2020 dated April 13, 2020; CR-31-2020 adopted May 11, 2020; Executive

1 Order Number 8-2020 dated May 14, 2020; Executive Order Number 10-2020 dated May 28,  
2 2020; CR-51-2020 adopted June 9, 2020; Executive Order Number 13-2020 dated June 12,  
3 2020; Executive Order Number 15-2020 dated June 25, 2020; CR-64-2020 adopted July 7,  
4 2020; Executive Order Number 20-2020 dated September 3, 2020; CR-90-101 adopted  
5 September 15, 2020 ; CR-101-2020 adopted October 13, 2020; CR-125-2020 adopted November  
6 17, 2020; and Executive Order 27-2020 dated December 15, 2020; CR-02-2021 adopted January  
7 12, 2021; Executive Order 3-2021 dated January 26, 2021; CR-13-2021 adopted February 16,  
8 2021; Executive Order 8-2021 dated March 11, 2021; CR-33-2021 adopted March 30, 2021; CR  
9 48-2021 adopted May 11, 2021; Executive Order 11-2021 dated May 14, 2021; Executive Order  
10 14-2021 dated May 26, 2021; Executive Order 17-2021 dated June 28, 2021 (amended Executive  
11 Order 14-2021); CR-77-2021 adopted July 6, 2021; Executive Order 18-2021 dated August 5,  
12 2021; Executive Order 19-2021 dated August 18, 2021; Council Resolution 80-2021 adopted  
13 September 8, 2021; Executive Order 21-2021 dated September 30, 2021; Executive Order 22-  
14 2021 dated October 4, 2021(superseded Executive Order 19-2021); and

15 **WHEREAS**, Prince George' s County, Maryland has been and continues to be severely  
16 impacted by the COVID-19 outbreak; and

17 **WHEREAS**, as of data available through October 12, 2021, the number of COVID-19  
18 positive cases in the County was 98,216 cases, with approximately 9728 hospitalizations and  
19 approximately 1646 deaths; and

20 **WHEREAS**, based upon reported data analysis as of October 12, 2021, the County's  
21 infection rate is .97, its positivity rate is 3.1%, the average daily case rate is 10.7 per 100,000  
22 residents; and

23 **WHEREAS**, available hospital capacity as of October 12, 2021 is 50.1%, with 8% of  
24 hospitals beds in use for patients with COVID-19; and

25 **WHEREAS**, the available hospital capacity does not take into account the shortage of  
26 health workers being reported by hospitals in the County, which places further strain on hospital  
27 resources; and

28 **WHEREAS**, as of about October 11, 2021, the Centers for Disease Control and Prevention  
29 is reporting that 82.7% of adult County residents ages 18 and over have received at least one  
30 vaccination and 73.1% are fully vaccinated; and

31 **WHEREAS**, as of October 11, 2021, the Centers for Disease Control and Prevention is

1 reporting that 82.5% of County residents ages 12 and over have received at least one vaccine;  
2 and

3 **WHEREAS**, the County’s health care system continues to need resources to effectively  
4 combat this emergency; and

5 **WHEREAS**, Section 14-111 (b) (1) of the Public Safety Article of the Annotated Code of  
6 Maryland states that the consent of the governing body is needed if a local declaration is  
7 continued or renewed for more than 30 days; and

8 **WHEREAS**, CR-80-2021 remained in effect through October 25, 2021 at 5:00 p.m., unless  
9 amended or terminated sooner; and

10 **WHEREAS**, Executive Order 21-2021, which amended portions of CR-80-2021, will  
11 terminate October 25, 2021 at 5:00 p.m.; and

12 **WHEREAS**, COVID-19 continues to pose an imminent threat to the health, safety and  
13 welfare of County residents; and

14 **WHEREAS**, several relevant metrics are now in the medium or high level of disease  
15 transmission for the key metrics, and there is continued concern over community spread of new  
16 COVID-19 variants, it is necessary that the County remain vigilant and cautious with its re-  
17 opening planning:

18 **WHEREAS**, as of October 12, 2021, the U.S. Centers for Disease Control (CDC) has  
19 indicated that the County is an area of “substantial” transmission; and

20 **WHEREAS**, available data shows that the predominant variant in the County is the highly  
21 transmissible Delta variant (also known as B.1.617.2), which continues to spread and affect a  
22 wider portion of the population and to create an increased risk of cases, hospitalizations, and  
23 death, particularly among unvaccinated individuals.

24 **NOW, THEREFORE, BE IT RESOLVED** by the County Council of Prince George’s  
25 County, Maryland, that Prince George’s County, Maryland continue under a declaration of  
26 emergency due to the COVID-19 outbreak;

27 **IT IS FURTHER ORDERED** that the Prince George's County Emergency Operations  
28 Plan remain in full force and effect until terminated by the County Executive; and

29 **IT IS FURTHER ORDERED** that the following rules apply to Face Coverings:

30 A. “Face Covering” means a covering that fully covers a person’s nose and mouth.

31 The term “Face Covering” includes, without limitation, scarves and bandanas.

1 It is recommended that all reusable Face Coverings be cleaned frequently (at  
2 least once per day).

3 B. All persons over the age of two are required to wear a Face Covering *indoors*  
4 *in ALL public places, regardless of vaccination status and even where a*  
5 *person is able to maintain six feet of distance from other persons.*

6 C. Requiring children ages two through five to wear a Face Covering for extended periods  
7 of time may be challenging. In these circumstances, wearing a mask could be prioritized for  
8 times where social distancing of six feet is more difficult.

9 D. Retail, restaurant, and business establishments must take all steps necessary to  
10 ensure that customers and employees comply with this Resolution including signs on entrance  
11 doors requiring Face Coverings to be worn and frequent announcements that persons must wear  
12 a Face Covering.

13 E. Single-use Face Coverings shall be properly discarded in trash receptacles.

14 F. **EXCEPTIONS**. A person is not required to wear a Face Covering in an  
15 establishment that is operating consistent with all State and County  
16 laws/regulations if at least one of the below categories applies:

17 a. due to a bona fide disability or medical condition, it would be unsafe for  
18 the person to wear a Face Covering;

19 b. wearing a Face Covering would impede communication by or with  
20 persons who have a hearing impairment or other disability, where the  
21 ability to see the mouth is essential for communication;

22 c. wearing a Face Covering would subject the person to an unsafe working  
23 condition, as determined by federal, state, or local occupational safety  
24 regulators or workplace safety guidelines;

25 d. wearing a Face Covering would make it impossible to receive medical  
26 or personal services requiring access to the face, mouth, or head,  
27 including without limitation, dental or medical care;

28 e. while at an establishment and consuming food or  
29 beverages; and/or

30 f. while in the water at a swimming pool.

31 **IT IS FURTHER ORDERED** requests for consideration of an alternative to the face

1 coverings requirements of this Resolution or questions as to compliance with this Resolution, be  
2 submitted to [Covidplans@co.pg.md.us](mailto:Covidplans@co.pg.md.us) with detailed information. Inquiries will be reviewed by  
3 the Health Department and Office of Emergency Management staff members. Every effort will  
4 be made to provide a response within 10 business days of receipt of the request.

5 **IT IS FURTHER ORDERED** unvaccinated residents are STRONGLY encouraged to get  
6 vaccinated and continue wearing their masks outdoors until they are fully vaccinated. “Fully  
7 vaccinated” means the individual has received all required dosages as applicable to the vaccine  
8 received, including two weeks post the date of the last dose; and

9 **IT IS FURTHER ORDERED** additional restrictions will be reinstated if the relevant  
10 metrics show measurable increase in the spread of the COVID virus and that more restrictive  
11 measures are needed to save lives and to protect the public safety and welfare.

12 **IT IS FURTHER ORDERED** that this Resolution will go into **effect on**  
13 **October 25, 2021 at 5:01 p.m.**; and

14 **IT IS FURTHER ORDERED** that the directives set forth herein will be enforced by the  
15 Prince George’s County Health Department, with the assistance of Prince George’s County law  
16 enforcement and other appropriate County employees as determined by the Chief Administrative  
17 Officer, as needed; and

18 **IT IS FURTHER ORDERED** the County may continue to conduct scheduled and  
19 unscheduled inspections of retail, restaurant and business establishments as needed to help  
20 prevent increase in virus spread; and

21 **IT IS FURTHER ORDERED** that non-compliance may subject the owner and/or operator  
22 to a fine not exceeding \$1,000 pursuant to the Prince George’s County Code and/or the  
23 establishments to closure pursuant to the legal authority of the Health Officer and/or other legal  
24 authority; and

25 **IT IS FURTHER ORDERED** that the Executive Branch continue to provide regular  
26 updates to the Council Chair or Vice Chair; and

27 **IT IS FURTHER ORDERED** this declaration supersedes any inconsistent provision of a  
28 prior Council Resolution or Executive Order; and

29 **IT IS FURTHER ORDERED** that the provisions of the Resolution are severable such that  
30 if any provision of this Resolution or its application to any person, entity, or circumstance is held  
31 invalid by any court of competent jurisdiction, all other provisions or applications of this

1 Resolution shall remain in effect to the extent possible without the invalid provision or  
2 application; and

3 **IT IS FURTHER ORDERED** that this declaration of emergency shall stay in effect  
4 through December 9, 2021 at 5:00 p.m., unless amended or terminated sooner by the County  
5 Executive or as extended by a subsequent resolution of the governing body.

6 **BE IT FURTHER RESOLVED** that this Resolution shall take effect on the day it is  
7 adopted.

Adopted this 19<sup>th</sup> day of October, 2021.

COUNTY COUNCIL OF PRINCE  
GEORGE'S COUNTY, MARYLAND

BY: \_\_\_\_\_  
Calvin S. Hawkins, II  
Chair

ATTEST:

\_\_\_\_\_  
Donna J. Brown  
Clerk of the Council

APPROVED:

Date: \_\_\_\_\_

BY: \_\_\_\_\_  
Angela D. Alsobrooks  
County Executive