

1                   **JOINT RESOLUTION TO TERMINATE PUBLIC HEALTH**  
2                   **ORDERS PERTAINING TO FACE COVERINGS**

3                                   2022 GENERAL SESSION

4                                   STATE OF UTAH

5                                   **Chief Sponsor: Daniel McCay**

6                                   House Sponsor: Candice B. Pierucci

---

---

8                   **LONG TITLE**

9                   **General Description:**

10                   This resolution terminates public health orders of constraint requiring the wearing of a  
11                   mask or face covering.

12                   **Highlighted Provisions:**

13                   This resolution:

14                   ▶ terminates public health orders of constraint that require the wearing of a mask or  
15                   face covering in Salt Lake County, Summit County, Salt Lake City, or any other  
16                   place in the state of Utah.

17                   **Special Clauses:**

18                   None

---

---

20                   *Be it resolved by the Legislature of the state of Utah:*

21                   WHEREAS, on March 16, 2020, Mayor Jennifer Wilson of Salt Lake County issued an  
22                   order declaring a public health state of emergency in Salt Lake County in response to the  
23                   COVID-19 pandemic;

24                   WHEREAS, the Salt Lake County Council has voted numerous times to extend the  
25                   state of emergency, including the most recent vote on January 11, 2022, to extend the state of  
26                   emergency until midnight, February 15, 2022;

27                   WHEREAS, on January 7, 2022, Mayor Wilson and Dr. Angela C. Dunn, Executive  
28                   Director of the Salt Lake County Health Department, jointly issued a public health order of  
29                   constraint "to require every individual living within or visiting Salt Lake County, Utah, to wear

30 a respirator (or until you are able to obtain a respirator, a well-fitting mask or face covering as  
31 an alternative) in public spaces while indoors or queueing outdoors...";

32 WHEREAS, on August 21, 2021, Dr. Philip Bondurant, Summit County Health  
33 Officer, issued an order declaring a public health state of emergency in Summit County in  
34 response to the Delta Variant of COVID-19;

35 WHEREAS, on September 20, 2021, and again on December 31, 2021, the Summit  
36 County Council voted to extend the public health state of emergency, with the current  
37 expiration date of June 30, 2022;

38 WHEREAS, on January 6, 2022, Summit County and the Summit County Health  
39 Department issued a public health order of constraint "to require all individuals living within or  
40 visiting Summit County, Utah, to wear Face-Coverings while inside publicly accessed indoor  
41 establishments...";

42 WHEREAS, on August 20, 2021, Salt Lake City Mayor Erin Mendenhall declared a  
43 local emergency and issued an executive order stating that, "All staff, visitor, members of the  
44 public, teachers, and students attending kindergarten through grade 12 at a public, charter, or  
45 private school in Salt Lake City, shall be required to wear a face mask...";

46 WHEREAS, Utah Code Section [26A-1-114](#) empowers the Legislature to "terminate by  
47 joint resolution an order of constraint issued by a local health department in response to a  
48 declared public health emergency that has been in effect for more than 30 days";

49 WHEREAS, Utah Code Section [53-2a-216](#) empowers the Legislature to terminate by  
50 joint resolution "an order, a rule, ordinance, or action by a chief executive officer of a county or  
51 municipality as described in Section [53-2a-205](#) in response to a state of emergency that has  
52 been in effect for more than 30 days":

53 NOW, THEREFORE, BE IT RESOLVED that the Legislature of the state of Utah does  
54 not concede or confirm the validity of a state of emergency in Salt Lake County, Summit  
55 County, or Salt Lake City declared pursuant to Title 53, Chapter 2a, Emergency Management  
56 Act.

57 BE IT FURTHER RESOLVED that the Legislature does not concede or confirm the

58 validity of a public health emergency in Salt Lake County or Summit County declared pursuant  
59 to Title 26A, Chapter 1, Local Health Departments.

60 BE IT FURTHER RESOLVED that the Legislature hereby terminates the public health  
61 order of constraint dated January 7, 2022, signed by Mayor Jennifer Wilson and Director  
62 Angela C. Dunn, requiring the wearing of a mask or face covering in Salt Lake County.

63 BE IT FURTHER RESOLVED that the Legislature hereby terminates the public health  
64 order of constraint dated January 6, 2022, signed by Thomas C. Fisher, Summit County  
65 Manager, and Dr. Philip Bondurant, Summit County Health Officer, requiring the wearing of a  
66 mask or face covering in Summit County.

67 BE IT FURTHER RESOLVED that the Legislature hereby terminates the executive  
68 order of Mayor Erin Mendenhall dated August 20, 2021, requiring the wearing of a mask or  
69 face covering in K-12 schools in Salt Lake City.

70 BE IT FURTHER RESOLVED that the Legislature hereby terminates any other public  
71 health order of constraint issued or in effect in the state as of the date of this resolution that  
72 requires the wearing of a mask or face covering.