

FACILITY NOTICE OF NON-COMPLIANCE

DATE:

NAME OF FACILITY:

**Re: NON-COMPLIANCE WITH COVID-19 REGULATIONS FROM THE ILLINOIS
DEPARTMENT OF PUBLIC HEALTH (77 Ill. Admin. Code 690.50)**

On January 27, 2020, the United States Secretary of Health and Human Services declared that COVID-19, a respiratory illness spread by close contact through respiratory droplets, presents a public health emergency, and the World Health Organization characterized the COVID-19 outbreak as a pandemic on March 11, 2020.

Pursuant to the Department of Public Health Act, 20 ILCS 2305, the Department of Public Health Powers and Duties Law, 20 ILCS 2310, and the Communicable Disease Code, 77 Ill. Admin. Code 690, the Department of Public Health adopted emergency regulations, 77 Ill. Admin. Code 690.50, on August 7, 2020, to restrict and suppress COVID-19 as follows:

- Any business, service, facility or organization open to the public or employees shall require employees, customers, and other individuals on the premises who are over age two and able to medically tolerate a face covering to cover their nose and mouth with a face covering when on premises and unable to maintain at least a six-foot social distance. Businesses, services, facilities or organizations that offer food or beverages for in-person consumption may permit employees, customers, and other individuals to remove their face coverings while eating or drinking, but must require face coverings at all other times. Businesses, services, facilities or organizations that take reasonable efforts to require patrons and employees to wear a face covering shall be in compliance with this subsection. For retail businesses, reasonable efforts to comply with regard to customers shall be determined based on the totality of the circumstances and include, but are not limited to: posting signage requiring face coverings to be worn on the premises; providing face coverings to customers; giving verbal warnings to customers to wear a face covering when on the premises; and requesting that customers leave the premises if not wearing a face covering. Section 690.50(c)(2).
- Gatherings of more than 50 people (or gatherings of 50% or more of a building's maximum occupancy as determined by the authority having jurisdiction, if 50% of a building maximum occupancy is less than 50 people) are prohibited unless exempted by law or Executive Order. Section 690.50(c)(4).

Please be advised that your business, service, facility or organization is currently operating in a manner that is not in compliance with one or more of the above requirements as described below.

CHECK ALL THAT APPLY:

Failure to comply with Section 690.50(c)(2) regarding the wearing of coverings

Failure to comply with Section 690.50(c)(4) regarding gatherings of more than 50 people.

Description of non-compliance: _____

For the safety of your patrons, your staff, and our community, it is imperative that you take the necessary steps to address non-compliance with State guidelines immediately, but no later than _____. Such measures include:

- Ensuring compliance with face covering requirements within your facility;
- Ensuring capacity limits within your facility;
- Notifying employees and customers/patrons of the need to comply with face covering and capacity limits;
- OTHER: _____
- _____

Should we receive additional reports of non-compliance, further action may be taken. Such action may include an order to disperse patrons and employees from the premises until compliance can be achieved. If compliance is not achieved through an order to disperse, further action may include charges of a Class A misdemeanor pursuant to 20 ILCS 2305/8 .1 against the violating business, facility, service or organization named as follows: _____ .

We are available to discuss public health safety measures and the essential steps you must take to reduce transmission of COVID-19. For additional information, please call our office at (XXX) XXX – XXXX.

Thank you for your immediate attention to these issues.

Signature of Enforcing Entity Officer

Date and Time