

2021 RES-157

URGING THE DIRECTOR OF PUBLIC HEALTH MADISON DANE COUNTY
TO PULL BACK HER EMERGENCY ORDER UNTIL PUBLIC INPUT AND THE CONSENT OF
THE GOVERNED HAS BEEN ACHIEVED

Effective on Thursday, August 19, 2021 at 12:01am, Public Health Madison & Dane County is issuing a [Face Covering Emergency Order PDF](#), which requires that everyone age 2 and older wear a face covering or mask when in in any enclosed building where other people, except for members of the person's own household or living unit, could be present. Face coverings are also required while driving or riding in any form of public transportation. This requirement applies to all of Dane County and will expire on September 16, 2021.

The Constitutionality of this order is in question. Further, the scientific facts that Public Health Madison and Dane County reviewed regarding the effectiveness of face covers is unknown. It is also unknown what public input was sought or received from elected officials, schools, business, and the like. Prior to imposing government mandates, the Public Health Officer should hear the views of the residents of Dane County, explain the reasoning for an order to the County Board, and seek consensus from the Board and the general public.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors urges the Public Health Officer of Madison and Dane County to immediately pull back their emergency order, conduct a public hearing and address the County Board to explain the reasoning for an order and address questions, and seek consensus from the County Board and the general public regarding the need for a public health emergency order.

BE IT FINALLY RESOLVED that a copy of this resolution be sent to the Public Health Officer of Madison and Dane County.