



Michelle Lujan Grisham
Governor
Jeremy Romero
Chairman

February 25, 2021

VIA EMAIL

Re: Public Health Order, New Mexico Department of Health, Secretary-Designate Tracie C. Collins, M.D., Amended February 24, 2021

Dear Licensees:

Good news, the Public Health Order issued by the New Mexico Department of Health, Secretary-Designate Tracie C. Collins, M.D., dated February 24, 2021, as amended, is allowing various businesses to re-open pursuant to color-coded guidelines. The Order states under the "Red Level – j. Any entity not identified above may operate but may not exceed 25% of the maximum occupancy of any outdoor or enclosed space on the premises, as determined by the relevant fire marshal or fire department." (page 13); "Yellow Level - j. Any entity not identified above may operate but may not exceed 33% of the maximum occupancy of any outdoor or enclosed space on the premises, as determined by the relevant fire marshal or fire department." (page 11); "Green Level – Any entity not identified above may operate but may not exceed 50% of the maximum occupancy of any outdoor or enclosed space on the premises, as determined by the relevant fire marshal or fire department." (page 10);" Turquoise Level – i. Any entity not identified may operate but may not exceed 75% of the maximum occupancy of any enclosed space on the premises, as determined by the relevant fire marshal or fire department. Further, such entities may operate up to 100% capacity of any outdoor space on the premises." (page 8).

Agency staff have verified with the Governor's office that all New Mexico Gaming Control Board (NMGCB) Licensees fall under the sections as listed above. As agents of the NMGCB, and pursuant to The Gaming Control Act which requires that the Board and its agents monitor compliance with all State and federal laws, we ask that as soon as your location meets the requirements under the Emergency Public Health Order as amended, and you intend to re-open, that you notify the NMGCB.

Your notice to reopen should include your schedule for reopening along with your "COVID-Safe Practices" plan which will need to be in place and continually enforced until further notice by the Governor. Please note that **ALL licensing and permit** obligations under the Act remain in place in order for you to re-open. As soon as you have made the decision to open please notify, **by email**, Information Systems, gcb-slottech@state.nm.us, Enforcement and Audit Divisions (please email the Enforcement Agent and Auditor assigned to you) when you submit your Notice to re-open, along with all of the information requested above.

Sincerely,

A handwritten signature in blue ink that reads "Cynthia M. Ortega-Armijo".

Cynthia M. Ortega-Armijo
Acting Executive Director