

SOUTHWESTERN LAW SCHOOL

L O S A N G E L E S

Indoor Masking Policy

Administrative policy approved May 12, 2022. Effective as of May 14, 2022

Revision history: Revised July 20, 2022 (conform to new Los Angeles County guidance); revised close contact rules on July 26, 2022 to align with L.A. County guidance and added a section regarding unmasking while actively eating or drinking; revised September 19, 2022 (adding reservation of rights).

Related policies: COVID-19 Vaccine and Booster Policy; current semester FAQs.

Review Date: December 1, 2022, or sooner if circumstances warrant (COVID-19 Response Team).

1. Overview

Southwestern has adopted a phase-based system to determine when and where individuals will be required to wear masks indoors on the Southwestern campus.

Phase	Mask Rule for In-Person Classes, Exams, and Events Where In-Person Attendance Is Mandatory	Mask Rule for Indoor Common Areas (including Library, Elevators, Hallways, Tea Room, Fitness Center, non-mandatory indoor events)
Low	Not required	Not required
Medium	Required	Not required
High	Required	Required

A more detailed version of this chart appears in [Appendix A](#).

The system is based on several factors, including factors addressed in the Los Angeles County Post-Surge Response Plan and factors specific to Southwestern. The factors that will be considered are listed in [Appendix B](#).

Southwestern acknowledges the sometimes competing concerns and interests regarding

indoor masking and has attempted to strike a logical balance to help ensure that we can continue to offer in-person classes and minimize the transmission of COVID-19 and chances for a cluster outbreak on campus.

2. Application

- a. **Not dependent on vaccine or booster status:** The masking rules are not dependent on an individual's vaccine or booster status.
- b. **Voluntary masking welcome:** Southwestern continues to recommend and encourage individuals to wear masks voluntarily when indoors with others, especially if an individual has not been fully vaccinated or is at higher risk of serious negative outcome if they contract COVID-19. No one should be marginalized or made to feel unwelcome because they choose to wear a mask.
- c. **Type of mask:** When a mask is required, individuals must wear an N95, KN95, or KF94 mask. When a mask is not required, a person choosing to wear a mask may wear any type of mask or face covering they choose, including cloth and surgical masks.
- d. **Outdoors:** While individuals are always welcome to wear a mask outdoors, masks are not required outdoors, and this policy is limited to mask-wearing indoors.
- e. **Residences at 7th:** Individual apartments in the Residences on 7th are not covered under this policy, but common areas within the Residences on 7th are covered by the policy.
- f. **Mandatory group events that individuals must attend in person:** Indoor group events that students or employees must attend in person can be deemed mandatory only by the following individuals: President and Dean; a Vice Dean; Associate Dean for SCALE; Associate Dean, Dean of Students and Diversity Affairs; or Associate Dean for Student Affairs.
 - i. Faculty may designate class-related events, such as a review session, as "mandatory" without administrative approval if a remote option is offered.
 - ii. Student organizations may designate an event as "mandatory" for its members if a remote option is offered.
 - iii. Employee-supervisors may designate in-person department or unit meetings as "mandatory" for their staff members but should be sensitive to the needs of those they supervise.
 - iv. Individuals with an approved Southwestern accommodation to attend classes or work remotely will not be required to attend any events in person.

- g. London Study-Abroad Program:** This policy does not apply to the London Study-Abroad Program, which has its own indoor masking policies.

3. Notification of Phase Changes

The Office of the President and Dean or the COVID Compliance Manager will alert the campus community (students, staff, full-time faculty, and adjunct faculty teaching that semester, period, or session) via swlaw.edu email before we enter a different phase. Southwestern will strive to give at least 24 hours' notice before shifting to a different phase. Notices of the current phase will be posted on the swlaw.edu webpage and outside the entrance to the Bullocks Wilshire building, the Westmoreland building, and the Residences at 7th (pertaining to the common areas of the Residences).

4. Requirement to Carry a Mask While on Campus and Exceptions When Masks May Be Required Regardless of Phase

- a. Always carry a high-quality mask:** Each member of the Southwestern community should always carry an N95, KN95, or KF94 mask while on campus. In some situations, and in some areas of campus, indoor masking rules may differ from the general rule for a phase. Southwestern will strive to give advance notice of these areas or circumstances.
- b. Employee offices and workspaces:** Employees may require individuals to wear a high-quality mask when entering the employee's office or workspace, even when the campus is in a green or yellow phase. "Workspace" does not include a classroom or other area specifically addressed in this policy (e.g., Fitness Center, non-employee office in the Library).
- c. Individuals returning to campus after having been designated as a close contact:**
 - i. When asymptomatic:**
 - An individual who has been designated as a "close contact" with someone who has tested positive for COVID-19 is not required to quarantine if they are not experiencing any symptoms of COVID-19.
 - The individual designated as a close contact must test with Nobility or by using a self-administered rapid test between Days 3 and 5 after the date of last exposure. Day 0 is the day of the last contact or exposure with the infected person, and Day 1 is the first full day after the last exposure. However, if the individual has tested positive for COVID-19 within the last 90 days, they do not need to test unless they develop symptoms.

- From Day 1 through Day 10, the close contact must wear an N95, KN95, or KF94 mask while indoors on campus in common areas or when around others indoors.
 - If a close contact tests positive for COVID, they must follow the protocols in Subsection 4(d).
- ii. When symptomatic:** A close contact who develops symptoms must quarantine and not access campus. They must also contact the COVID Compliance Manager (covidmanager@swlaw.edu) as soon as possible to discuss their situation and follow the COVID Compliance Manager's instructions. If the individual returns to campus before Day 11, they must wear an N95, KN95, or KF94 mask while indoors on campus in common areas or when around others indoors.
- d. Individuals returning to campus after testing positive for COVID-19:** An individual who has tested positive for COVID-19 must follow the guidance issued by the [Los Angeles County Department of Public Health](#). The day an individual tests positive is considered Day 0. If the individual tests negative on Day 5, they may return to campus on Day 6 if they also have been fever-free for 24 hours without taking fever-reducing medicines and have no symptoms of COVID or existing symptoms are improving. If an individual tests positive on Day 5, they must remain in isolation through Day 10 or until the day after they test negative, whichever comes sooner—if they also have been fever-free for 24 hours without taking fever-reducing medicines and have no symptoms or existing symptoms are improving. For example, a person who tests negative on Day 7 may return to campus on Day 8 (assuming the other conditions are met). If the individual returns to campus before Day 11, the individual must wear an N95, KN95, or KF94 mask indoors while with others through Day 10.

5. **Individuals Experiencing Symptoms of COVID, Flu, or Other Contagious Illnesses**

Individuals who are experiencing symptoms of COVID, the flu, or other contagious illnesses should not access campus, even if wearing a high-quality mask. Individuals who have tested positive for COVID should report their status to covidmanager@swlaw.edu as quickly as possible, consult the most current Southwestern COVID-19 FAQs (posted at <https://www.swlaw.edu/SWPolicies>), and follow current Los Angeles County Public Health Department rules.

6. **Where to Obtain a High-Quality Mask on Campus**

Southwestern's Administrative Services Office (first floor of Westmoreland) will provide students, staff, and faculty with packets of KN95 masks at the start of the Summer 2022

session and the Fall 2022 semester. Entering SCALE I students may pick up their masks from the Administrative Services Office on or after June 10, 2022.

The Administrative Services Office also has a small supply of KN94 masks that employees may request in lieu of KN95 masks.

The Security desk in the Bullocks Wilshire and the Administrative Services Office in Westmoreland each have a small supply of extra masks for individuals who might need one when accessing campus.

7. Unmasking Indoors While Actively Eating or Drinking

During any phase, individuals may unmask indoors while actively eating or drinking. Individuals should be considerate of others and should remain unmasked only for the period needed to eat or drink. Having food or drink nearby is not considered "actively eating or drinking." Southwestern discourages individuals from eating during a class session, especially during a yellow or red phase.

During any phase, a student organization may host an indoor food event in a classroom or other approved indoor space, and guests may unmask while actively eating or drinking. The student organization should coordinate with the Student Affairs Office as early as possible in the planning process.

Departments seeking to host indoor events with food or beverages should contact the COVID Compliance Manager or Office of the President and Dean as early as possible in the planning process.

8. Policy Revisions

Southwestern reserves the right to change or modify any aspect of this policy and the related protocols at any time, with or without prior notice.

Appendix A: Phases and Detailed Masking Rules

Phase	Mask Rule for In-Person Classes, Exams, and Events Where In-Person Attendance Is Mandatory	Mask Rule for Indoor Common Areas (including Library, Elevators, Hallways, Tea Room, Fitness Center, non-mandatory indoor events)	Mask Rule for Close Contacts Returning to Campus	Mask Rule for Individuals Returning to Campus After Testing Positive for COVID-19
Low	<p>Masks not required but recommended and welcomed.</p> <p>See Section 2(f) of this policy for a description of mandatory events.</p> <p>No requirement for a certain type of mask, so individuals may wear cloth or surgical masks, although Southwestern continues to highly recommend N95, KN95, and KF94 masks.</p>	<p>Masks not required but recommended and welcomed.</p> <p>No requirement for a certain type of mask, so individuals may wear cloth or surgical masks, although Southwestern continues to highly recommend N95, KN95, and KF94 masks.</p>	<p>For 10 days after the last day of exposure, a close contact of someone who has tested positive for COVID must wear an N95, KN95, or KF94 mask while on campus and in any non-private indoor space.</p> <p>See Section 4(c) of this policy and the current Southwestern COVID FAQs for more details about close contacts, https://www.swlaw.edu/SWPolicies.</p>	<p>Following a negative COVID test on or after Day 5 after first experiencing symptoms, may return to campus if asymptomatic or with improving symptoms but must wear an N95, KN95, or KF94 mask while on campus and in any non-private indoor space through Day 10.</p> <p>See Section 4(d) of this policy for details about a return to campus.</p>
Medium	<p>All individuals required to wear an N95, KN95, or KF94 mask.</p>	<p>Masks recommended and welcomed, but not required. No requirement for type of mask, so individuals may wear cloth or surgical masks, although Southwestern continues to highly recommend N95, KN95, and KF94 masks.</p>	<p>Same as above.</p>	<p>Same as above.</p>
High	<p>All individuals required to wear an N95, KN95, or KF94 mask.</p>	<p>All individuals required to wear an N95, KN95, or KF94 mask. May unmask indoors for a short period while actively eating or drinking.</p>	<p>Same as above.</p>	<p>Same as above.</p>

Appendix B: Factors Balanced to Determine the Phase

Phase	Factors
Low	L.A. County CDC Community Level "Low" (http://publichealth.lacounty.gov/media/Coronavirus/data/post-surge-dashboard.htm)
Medium	<p>L.A. County CDC Community Level "Medium" (http://publichealth.lacounty.gov/media/Coronavirus/data/post-surge-dashboard.htm)</p> <p>Infection rate in L.A. county reaches 1.5 (https://covidactnow.org/us/california-ca/county/los_angeles_county/?s=33542170)</p> <p>The L.A. county seven-day average of the percent of Emergency Department encounters classified as COVID-related reaches 5%</p> <p>More than 10% of staffed in-patient beds in L.A. County are occupied by COVID-19 patients</p> <p>L.A. County Department of Public Health strongly recommends that post-secondary institutions require masks in classrooms</p> <p>At least five unrelated cases of COVID-19 reported over a seven-day rolling period regarding individuals who have accessed the Southwestern campus within 48 hours of experiencing symptoms</p> <p>Two related cases of on-campus spread traced to a classroom setting or mandatory indoor event</p> <p>Members of the Southwestern community are likely to be returning from travel from a wide array of domestic and international locations, including locations experiencing surges or medium-to-high community levels (e.g., start of a semester, and following Thanksgiving, Winter Break, and Spring Break)</p>
High	<p>L.A. County CDC Community Level "High" (http://publichealth.lacounty.gov/media/Coronavirus/data/post-surge-dashboard.htm)</p> <p>Infection rate in L.A. county reaches 1.7 (https://covidactnow.org/us/california-ca/county/los_angeles_county/?s=33542170)</p> <p>The L.A. county seven-day average of the percent of Emergency Department encounters classified as COVID-related reaches 10%</p> <p>More than 15% of staffed in-patient beds in L.A. County are occupied by COVID-19 patients</p> <p>L.A. County Department of Public Health requires that post-secondary institutions, or businesses in the county, require indoor masking</p> <p>At least ten unrelated positive COVID cases reported over a seven-day rolling period regarding individuals who have accessed the Southwestern campus within 48 hours of experiencing symptoms</p> <p>Three or more related cases of on-campus spread</p> <p>Southwestern has announced an upcoming pivot to all remote instruction</p>