

LEGISLATIVE BILL 285

Approved by the Governor March 2, 1973

Introduced by Cavanaugh, 9

AN ACT to amend section 71-1631, Revised Statutes Supplement, 1972, relating to public health; to eliminate a restriction on the time of meetings of boards of health; and to repeal the original section.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 71-1631, Revised Statutes Supplement, 1972, be amended to read as follows:

71-1631. The board of health of each county, district, or city-county health department, except a department established by a county and a city of the primary class, organized under sections 71-1626 to 71-1636 shall, immediately after appointment, meet and organize by the election of one of its own members as president, one as vice president, and another as secretary and, either from its own members or otherwise, a treasurer and shall have the power herein set forth. It may elect such other officers, as it may deem necessary, and make and adopt such rules for its own guidance and for the government of such health department as may be necessary, not inconsistent with said sections. It shall, with the approval of the municipality, whenever a city is a party in such a city-county health department (1) select the health director of such department, who shall be (a) well-trained in public health work though he need not be a graduate of an accredited medical school, but if he is not such a graduate, he shall be assisted at least part time by at least one medical consultant who shall be a licensed physician, except that in any department of which a city of the metropolitan class is a part, the health director shall be such a graduate, (b) qualified in accordance with the merit system regulations of the state, and (c) approved by the Department of Health; (2) hold an annual meeting in July of each year, at which meeting officers shall be elected for the ensuing year; (3) hold meetings quarterly in October, January, and April of each year; ~~all such meetings shall be held on or before the tenth day of the month on a date fixed at the preceding quarterly meeting;~~ (4) hold special meetings upon a written request signed by two of its members and filed with the secretary; (5) make provision for suitable offices, facilities, and equipment for the health director and assistants and their pay and

traveling expenses in the performance of their duties; (6) publish, on or soon after the second Tuesday in July of each year, in pamphlet form for free distribution, an annual report showing (a) the condition of its trust on the first day of July of that year, (b) the sums of money received from all sources, giving the name of any donor, (c) how all money has been expended and for what purpose, and (d) such other statistics and information in regard to the work of such health department as may be of general interest; (7) enact rules and regulations, subsequent to public hearing held after due public notice of such hearing by publication at least once in a newspaper having general circulation in the county or district at least ten days prior to such hearing, and enforce the same for the protection of public health and the prevention of communicable diseases within its jurisdiction, subject to the review and approval of such rules and regulations by the State Board of Health; (8) make all necessary sanitary and health investigations and inspections; (9) in counties having a population of more than three hundred thousand inhabitants, enact rules and regulations for the protection of public health and the prevention of communicable diseases within the district; Provided, that such rules and regulations shall have no application within the jurisdictional limits of any city of the metropolitan class, nor be in effect until (a) thirty days after the completion of a three-week publication in a legal newspaper, (b) approved by the county attorney with his written approval attached thereto, and (c) filed in the office of the county clerk of such county; (10) investigate the existence of any contagious or infectious disease and adopt measures, with the approval of the Department of Health, to arrest the progress of the same; (11) distribute free, as the local needs may require, all vaccines, drugs, serums, and other preparations obtained from the Department of Health or purchased for public health purposes by the county board; (12) upon request, give professional advice and information to all city, village, and school authorities on all matters pertaining to sanitation and public health; and (13) fix the salaries of all employees, including the health director. Such city-county health department may also establish an independent pension plan, retirement plan, or health insurance plan, or by agreement with any participating city or county, provide for the coverage of officers and employees of such city-county health department under such city or county pension plan, retirement plan, or health insurance plan. Officers and employees of a county health department shall be eligible to participate in the county pension plan, retirement plan, or health insurance plan of such county.



LB285

Sec. 2. That original section 71-1631, Revised Statutes Supplement, 1972, is repealed.