

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 84th General Assembly
3 Regular Session, 2003
4

As Engrossed: S2/11/03
A Bill

SENATE BILL 148

5 By: Senator Madison
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8 **For An Act To Be Entitled**

9 AN ACT TO REVISE THE LAWS CONCERNING THE CITY
10 BOARD OF HEALTH AND THE CITY HEALTH OFFICER; AND
11 FOR OTHER PURPOSES.
12

13 **Subtitle**

14 TO REVISE THE LAWS CONCERNING THE CITY
15 BOARD OF HEALTH AND THE CITY HEALTH
16 OFFICER.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code § 14-262-102(a), concerning the creation of a
22 city board of health, is amended to read as follows:

23 (a) ~~There is established in each city of the first class and each city~~
24 ~~of the second class in this state a city board of health which shall~~ A city
25 of the first class or city of the second class may establish a city board of
26 health to be constituted as follows:

27 (1) The mayor of the city ~~at the first meeting of the city~~
28 ~~council after assuming the duties of his office shall~~ may appoint not less
29 than five (5) persons, two (2) of whom shall be physicians who shall be
30 graduates of reputable medical colleges and of good professional standing,
31 who shall constitute a city board of health, and who shall have and exercise
32 the powers conferred upon such boards by law and by the ordinances of the
33 city; and

34 (2) The mayor of the city shall be an ex officio member of the
35 board.
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1 SECTION 2. Arkansas Code § 14-262-103 is amended to read as follows:
2 14-262-103. City health officer.

3 (a) The office of city health officer ~~is~~ may be created by the
4 governing body of a city of the first class, city of the second class, or an
5 incorporated town.

6 (b) The office of city health officer shall be filled by a competent
7 physician who is legally qualified to practice medicine within this state, a
8 graduate of a reputable medical college, and of reputable professional
9 standing.

10 (c)(1) ~~It is made~~ If the governing body of the city or town creates
11 the office of city health officer, it is the duty of the mayor of each
12 incorporated city and town within this state to elect a qualified person to
13 the office of city health officer, which appointment shall be approved by a
14 majority of the votes of the city or town council.

15 (2) The city health officer, after appointment, shall take and
16 subscribe to the constitutional oath of office, shall file a copy of his
17 appointment with the Arkansas State Board of Health, and shall not be deemed
18 to be legally qualified until the copies have been so filed.

19 ~~(d) In case the authorities mentioned in subsection (c) of this~~
20 ~~section shall fail, neglect, or refuse to fill the office of city health~~
21 ~~officer as provided in this section, then the State Board of Health shall~~
22 ~~have the power to appoint the city health officer to hold office until the~~
23 ~~local authorities shall fill the office, but only after giving ten (10) days'~~
24 ~~notice in writing to the local authorities of the desire for the appointment.~~

25 ~~(e)(1)(d)(1)~~ Each city health officer shall perform such duties as may
26 be required by ~~the city council and ordinances of city physicians, such~~
27 ~~duties as may be required of him by general law and city ordinances with~~
28 ~~regard to the general health and sanitation of towns and cities, and such~~
29 ~~duties as shall be legally required of him by the mayor, council, or the~~
30 ~~ordinances of his city or town.~~

31 (2) *He shall discharge and perform such duties as may be*
32 *prescribed for him under the directions, rules, regulations, and requirements*
33 *of the State Board of Health.*

34 (3) *He shall be required to aid and assist the State Board of*
35 *Health in all matters of quarantine, vital and mortuary statistics,*
36 *inspection, disease prevention and suppression, and sanitation within his*

1 jurisdiction.

2 (4) He shall at all times report to the State Board of Health,
3 in such manner and form as shall be prescribed by the State Board of Health,
4 the presence of all contagious, infectious, and dangerous epidemic diseases
5 within his jurisdiction and shall make such other and further reports in such
6 manner and form and at such times as the State Board of Health shall direct,
7 touching all such matters as may be proper for the State Board of Health to
8 direct.

9 (5) He shall aid the State Board of Health at all times in the
10 enforcement of proper rules, regulations, and requirements in the enforcement
11 of all sanitary laws, quarantine regulations, and vital statistics
12 collections and shall perform such other duties as the State Board of Health
13 shall direct.

14 ~~(f)~~(e) The compensation of city health officers shall be fixed by the
15 mayor and council of the respective towns and cities within this state.

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/s/ Madison

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