

HOUSE BILL NO. 1088

Introduced by

Human Services Committee

(At the request of the State Department of Health)

1 A BILL for an Act to amend and reenact subsection 12 of section 23-01-05 of the North Dakota
2 Century Code, relating to state health officer written orders.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Subsection 12 of section 23-01-05 of the North Dakota
5 Century Code is amended and reenacted as follows:

6 12. Issue any orders relating to disease control measures deemed necessary to prevent
7 the spread of communicable disease. Disease control measures may include special
8 immunization activities and decontamination measures. Written orders issued under
9 this section shall have the same effect as a physician's standing medical order. The
10 state health officer may apply to the district court in a judicial district where a
11 communicable disease is present for an injunction canceling public events or closing
12 places of business. On application of the state health officer showing the necessity of
13 such cancellation, the court may issue an ex parte preliminary injunction, pending a
14 full hearing.