

HEALTH

CHAPTER 227.

(S. B. No. 54—Whitman.)

DEPARTMENT OF HEALTH.

An Act to Provide for a State Department of Health; a Public Health Advisory Council; Working Divisions and Employees; Office Space; Making an Appropriation Therefor; Repealing Sections 397, 398, 401, and 403, Compiled Laws of 1913, Declaring Emergency.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

Sec. 1. STATE DEPARTMENT OF HEALTH.) There is hereby created and established a State Department of Health, which shall be constituted as provided in this act, and shall exercise all the powers and duties now conferred upon the State Board of Health, and such other powers and duties as are herein provided for. The State Department of Health shall consist of a public health advisory council, a state health officer, directors of divisions and other employees as herein provided for.

Sec. 2. PUBLIC HEALTH ADVISORY COUNCIL.) The public health advisory council shall consist of five (5) members, three (3) of whom shall be appointed by the governor; the superintendent of Public Instruction and the President of the North Dakota Anti-Tuberculosis Association shall be ex-officio members of the council. The term of office of the appointive members shall be six years except as hereinafter provided for, and until their successors are appointed and qualified.

The governor shall fill all vacancies by appointment but in case of a vacancy before the expiration of a term the appointment shall be for the residue of the term only. Immediately after the passage of this act the governor shall appoint one member for a term of two years, one member for a term of four years, one member for a term of six years. Thereafter each original appointment shall be for six years.

At least one of the appointive members of the public health advisory council shall be a woman; at least one shall be a physician who is a graduate of regular and reputable schools of medicine; and at least one shall be a dentist, who is a graduate of a regular and reputable school of dentistry. The public health advisory council shall meet in January and June of each year and at such other times as may be directed by the council or its president. The members of the council shall receive only their actual and necessary traveling expenses when engaged in the actual discharge of their official duties.

A member of the council shall be chosen president thereof and his term of office shall be two years. His duties shall be prescribed by the statutes of the State. The State health officer shall act as secretary and executive officer of the council.

Sec. 3. The state health officer shall be appointed by the public health advisory council. He shall be a physician who has graduated from a regular and reputable school of medicine and who shall have had special training and experience in public health administration. He shall receive a salary of \$3,600.00 a year, payable in monthly installments and necessary traveling expenses incurred in the performance of official business. He shall not engage in any other occupation or business and shall hold office subject to removal by a vote of three members of the council at a regular meeting, after charges have been preferred, a hearing held and the charges sustained. The removed officer shall have the right of appeal to the courts. The State health officer shall be the administrative officer of the state department of health. His duties shall be those prescribed by the Statutes of the State and the regulations of the State Board of Health for the superintendent of public health.

Sec. 4. POWERS AND DUTIES.) The powers and duties of the State Department of Health and the public health advisory council shall be those prescribed by the statutes of the State and the regulations of the State Board of Health.

Sec. 5. CHANGES IN TITLES.) Wherever the words "State Board of Health" appear in the statutes of the State and the regulations of the State Board of Health there shall be substituted therefor the words "State Department of Health."

Wherever the words, "Superintendent of Public Health" appear there shall be substituted therefor the words "State Health Officer," in the statutes of the State and the regulations of the State Board of Health.

Sec. 6. WORKING DIVISIONS.) The State Department of Health shall establish the following divisions, together with such other divisions as may from time to time be determined;

1. Division of vital statistics.
2. Division of preventable disease.
3. Division of child hygiene and public health nursing.
4. Division of sanitary engineering.

Sec. 7. OFFICE SPACE.) The State shall provide suitable office space in Bismarck for housing and maintaining the State Department of Health, Special fireproof vaults shall be provided for the storage of birth and death certificates.

Sec. 8. REPEALING SECTIONS 397, 398, 401 AND 403.) Sections 397, 398, 401 and 403 of the Compiled Laws of 1913 are hereby repealed.

Sec. 9. APPROPRIATIONS.) The following sums or as much thereof as may be necessary, and no more, are hereby appropriated out of moneys in the general fund in the State Treasury, not otherwise appropriated, for the several objects and purposes hereinafter named, for the one and two year periods beginning July 1, 1923, and ending June 30, 1924, and July 1, 1924, and June 30, 1925, respectively.

ITEMS.

	One Year	Two Years
1. Salaries		
State Health Officer	\$3,600.00	\$ 7,200.00
2. Clerical Assistance		
2 clerks at \$1,200.00	2,400.00	4,800.00
3. Postage	300.00	600.00
4. Office Supplies	400.00	800.00
5. Furniture and Fixtures	500.00	700.00
6. Telegrams, telephone, express and miscellaneous	200.00	400.00
7. Printing	500.00	1,000.00
8. Traveling Expenses		
Members of Council	250.00	500.00
State Health Officer	800.00	1,600.00
	\$9,050.00	\$17,800.00

Sec. 10. EMERGENCY.) Whereas, an emergency exists, this act shall take effect and be in full force and effect from and after its passage and approval.

Approved March 8th, 1923.

HIGHWAYS

CHAPTER 228.

(S. B. No. 330—Garberg.)

HIGHWAYS ON STATE LINES.

An Act To authorize County Commissioners to lay out and construct or contract for the construction of Highways on State Lines.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

Sec. 1. HIGHWAYS ON STATE LINE.) Whenever the county commissioners of any county bordered by a state line shall deem it for the best interests of such county to open and improve a highway on said state line, they shall have the power to negotiate with the proper officials of the adjoining county or state,