

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute No. 2 for House Bill Nos. 48, 69, 495, & 589, Page 11,
2 Section 94.903, Line 96, by inserting after all of said section and line the following:

3
4 "192.300. 1. The county commissions ~~[and]~~ with the concurrence of the county health
5 center boards of the several counties may make and promulgate orders, ordinances, rules or
6 regulations, respectively as will tend to enhance the public health and prevent the entrance of
7 infectious, contagious, communicable or dangerous diseases into such county, but any orders,
8 ordinances, rules or regulations shall not be in conflict with any rules or regulations authorized and
9 made by the department of health and senior services in accordance with this chapter or by the
10 department of social services under chapter 198. The county commissions ~~[and]~~ with the
11 concurrence of the county health center boards of the several counties may establish reasonable fees
12 to pay for any costs incurred in carrying out such orders, ordinances, rules or regulations, however,
13 the establishment of such fees shall not deny personal health services to those individuals who are
14 unable to pay such fees or impede the prevention or control of communicable disease. Fees
15 generated shall be deposited in the county treasury. All fees generated under the provisions of this
16 section shall be used to support the public health activities for which they were generated. After the
17 promulgation and adoption of such orders, ordinances, rules or regulations by such county
18 commission ~~[or county health board]~~, such commission ~~[or county health board]~~ shall make and
19 enter an order or record declaring such orders, ordinances, rules or regulations to be printed and
20 available for distribution to the public in the office of the county clerk, and shall require a copy of
21 such order to be published in some newspaper in the county in three successive weeks, not later than
22 thirty days after the entry of such order, ordinance, rule or regulation. Any person, firm,
23 corporation or association which violates any of the orders or ordinances adopted, promulgated and
24 published by such county commission is guilty of a misdemeanor and shall be prosecuted, tried and
25 fined as otherwise provided by law. The county commission ~~[or county health board]~~ of any such
26 county has full power and authority to initiate the prosecution of any action under this section.

27 2. Notwithstanding the provisions of subsection 1 of this section, in the event of an
28 emergency, a county commission or the county health center board may make and promulgate any
29 orders, ordinances, rules, or regulations in order to protect public health, safety, or welfare, but the
30 orders, ordinances, rules, or regulations shall not be in conflict with any rules or regulations
31 authorized and made by the department of health and senior services in accordance with this chapter
32 or by the department of social services under chapter 198."; and

33
34 Further amend said bill by amending the title, enacting clause, and intersectional references
35 accordingly.

Action Taken _____ Date _____