

ORDINANCES
MILES CITY, MONTANA

ORDINANCE NO. 1188

AN ORDINANCE AMENDING CHAPTER 13, ARTICLE II OF THE CODE OF ORDINANCES OF THE CITY OF MILES CITY, MONTANA RELATING TO THE CITY HEALTH BOARD.

BE IT ORDAINED by the City Council of the City of Miles City, Montana as follows:

Section 1. Section 13-26 of the Code of Ordinances of the City of Miles City, Montana is amended to read as follows:

“Sec. 13 - 26. Creation; Membership

There is hereby created in and for the city a board of health, which shall consist of five members who shall be appointed by the Mayor and approved by the City Council and serve at the pleasure of the Mayor and City Council. The term of office of the members shall be three (3) years, with staggered terms as determined by the Mayor and City Council. Any member may be removed by action of the Mayor, approved by a majority vote of the City Council as then constituted.”

Section 2. Section 13-27 is amended to read as follows:

“Sec. 13-27. Meetings; organization and procedures.

The board of health shall have the power to make rules and regulations for its own operation and procedure and to issue such orders as may be necessary for the proper performance of its duties; provided such rules, regulations and orders shall not be inconsistent with the laws of the state or ordinances of the city. The board shall hold regular meetings at least quarterly and shall keep a record of its official proceedings. Provided, however, that all health care information, as defined by state and federal law, in the possession of the board of health shall be confidential and subject to the Montana Uniform Health Care Information Act and the federal Health Insurance Portability and Accountability Act of 1996 (HIPPA).”

Section 3. Section 13-28 is amended to read as follows:

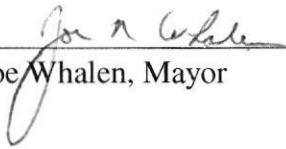
“Sec. 13-28. Powers and duties; compensation of members

The board of health shall have such powers and duties as provided by state law or city ordinance. The board of health shall appoint a city health officer in accordance with state law and fix the compensation of such officer. The members shall serve without compensation.”

Section 2. These amendments shall become effective thirty (30) days after the final passage of this Ordinance.

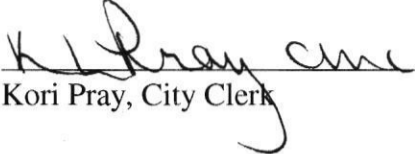
Said ordinance read and put on its passage this 13th day of January, 2009.

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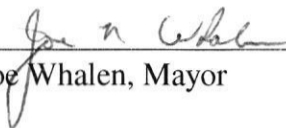
Joe Whalen, Mayor

ATTEST:



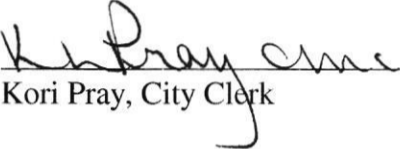
Kori Pray, City Clerk

FINALLY PASSED AND ADOPTED this 27th day of January, 2009.



Joe Whalen, Mayor

ATTEST:



Kori Pray, City Clerk