

RESOLUTION NO. 3145

**RESOLUTION TO AMEND RESOLUTION NO. 966 –
RAVALLI COUNTY BOARD OF HEALTH RULES AND ADMINISTRATIVE PROCEDURES**

WHEREAS, the Board of County Commissioners (BCC) created the current Ravalli County Board of Health and Board of Health Rules and Administrative Procedures through Resolution No. 966 on May 6, 1999; and

WHEREAS, the BCC wish to amend the Board of Health Rules and Administrative Procedures; and

WHEREAS, on December 5, 2013, the BCC met at a duly noticed public meeting for discussion and decision on amending the Board of Health Rules and Administrative Procedures;

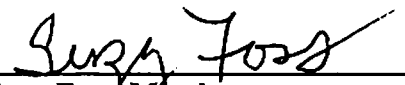
THEREFORE BE IT RESOLVED, the Rules and Administrative Procedures adopted by Resolution No. 966 are hereby repealed in their entirety and replaced by the Ravalli County Board of Health Rules and Administrative Procedures as attached to this Resolution.

**PASSED AND APPROVED THIS 5TH DAY OF DECEMBER, 2013.
BOARD OF RAVALLI COUNTY COMMISSIONERS**

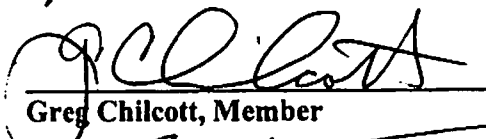
Ret. Commissioners Office



Jeff Barrows, Chairman




Suzy Foss, Member




Greg Chilcott, Member



J.R. Iman, Member



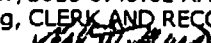
Ron Stoltz, Member

Attest: 
Clerk & Recorder



Attachment – Board of Health Rules and Administrative Procedures



STATE OF MONTANA RAVALLI COUNTY Page: 1 of 4
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Regina Plettenberg, CLERK AND RECORDER
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Deputy

**RAVALLI COUNTY BOARD OF HEALTH
RULES AND ADMINISTRATIVE PROCEDURES
(As adopted by Resolution No. 3145 – December 5, 2013)**

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Sec. 2 Definitions

As used for the Board purposes, unless the context clearly indicates otherwise, shall apply as follows:

1. "Board" shall mean the Ravalli County Board of Health appointed by the Ravalli County Commissioners by the authority granted by the Department of Public Health and Human Services and provided for in Title 50-2-104, MCA.
2. "Communicable Disease" means a disease designated communicable by the Board, and is transmittable or capable of being transmitted.
3. "Department" shall mean the Department of Public Health and Human Services of the State of Montana.
4. "Health Officer" is a person duly appointed by the Board and who is a physician or has a Master's Degree in Public Health or the equivalent and with appropriate experience, as determined by the Department.
5. "Physician" means a physician legally authorized to practice medicine in the State of Montana.

Sec. 3 General Description

In accordance with Title 50-2-104, MCA, there shall be a County Board of Health in each county established by the County Commissioners and that serves at their pleasure. In Ravalli County that Board shall consist of one County Commissioner and four (4) persons with a desire to serve, and who are concerned with matters of public and environmental health.

Sec. 4 Establishment

In accordance with and subject to the provisions of Title 50-2-104, MCA, the Ravalli County Board of Health is hereby created. The Ravalli County Board of Health shall herein be referred to as the "Board".

Sec. 5 Jurisdiction

The jurisdiction of the Board shall encompass all of Ravalli County with the exception of those municipalities or incorporated areas which have their own local Board of Health and/or who have an appointed Health Officer as described in Title 50-2-104, MCA.

Sec. 6 Purpose

The purpose of the Board is to implement State law found in Title 50 Chapter 2.

Sec. 7 Powers and Duties of the Board

The Board shall act in accordance with Title 50-2-116, MCA.

Sec. 8 Membership

Pursuant to Title 50-2-104 (1-b) the Board shall be composed of:

1. One (1) member of the Board of County Commissioners and four (4) persons who are residents of Ravalli County.
2. Appointment: Members shall be appointed by the Commissioners as called for in Title 50-2-104, MCA
 - a. Terms of Appointment: Must be staggered and be for three (3) years each.
 - b. The Commissioners shall establish the staggered order of terms and all rules necessary to establish and maintain the Boards
3. Dismissal from the Board: Members are appointed by the county commissioners and serve at their pleasure.

Sec. 9 Officers

The County Commissioner appointed to the Board shall act in the capacity of the Chairman to the Board. In his/her absence at a Board meeting, the senior member shall fill in to conduct the meeting, or the meeting shall be rescheduled to provide his/her attendance.

Sec. 10 Schedule of Meetings

1. A schedule of all Board meetings is to be posted.
 - a. Regular Meetings: As called for by Title 50-2-116, MCA, regular meetings shall be held at least quarterly.
 - b. Special Meetings: Shall be held as necessary with a prior notice of 48 hours.
 - c. Emergency Meetings: Shall be held in accordance with Title 50-2-116, MCA
 - d. Minutes of each Board meeting shall be kept in the office of the Board of County Commissioners.

Sec. 11 Voting and Quorum

1. Requirements for Quorum:
 - a. A quorum is necessary to conduct business. A quorum shall consist of a majority of the Board. In the absence of a quorum, the majority of those participating may adjourn the meeting until a quorum is available.
2. Requirements for Voting:
 - a. Each decision of the Board shall be approved by a majority of the members participating in which a quorum is in attendance and a vote is called.
3. Disqualification or Voluntary Abstenia from Voting:
 - a. A member shall abstain from voting if there is a conflict of interest.

Sec. 12 Compensation and Expenses of Members

1. Compensation: Members of the Board shall not receive a salary for their services on the Board.
2. Expenses: Members may be paid for travel or other expenses incurred while on Board business if these expenses are approved by the Board of County Commissioners.

Sec. 13 Severability

If any section, subsection, paragraph, sentence, clause or phrase of this document is for any reason held unconstitutional or invalid in any way by any court of competent jurisdiction, the validity of the remaining provisions shall continue in full force and effect.