



**ORDINANCE NO. 19**

**AN ORDINANCE TO PREVENT THE SPREAD OF CONTAGIOUS AND INFECTIOUS DISEASES AND PROVIDING FOR AND CREATING A BOARD OF HEALTH AND DEFINING ITS DUTIES, MAKING IT A MISDEMEANOR TO VIOLATE ANY OF THE PROVISIONS OF THIS ORDINANCE AND PROVIDING A PENALTY THEREFOR.**

BE IT ORDAINED BY THE CHAIRMAN AND BOARD OF TRUSTEES OF THE VILLAGE OF REXBURG, IDAHO:

**SECTION I:** It shall be unlawful for any person or persons who is affected with any contagious or infectious diseases, to willfully expose themselves in any public place, or thoroughfare within the corporate limits of the Village of Rexburg, Idaho.

**SECTION II:** It shall be unlawful for any person or persons who willfully expose themselves to another person affected with any contagious or infectious disease, to expose themselves in any public place or thoroughfare within the corporate limits of Rexburg, except under such rules and regulations as may be prescribed by the Board of Health as provided for in Section 4 of this ordinance.

**SECTION III:** The following diseases are declared to be contagious or infectious within the meaning of this ordinance; to wit: small pox, diphtheria, typhus fever, measles, and all such other diseases as are known to be contagious or infections.

**SECTION IV:** The Chairman and Board of Trustees of the Village of Rexburg are hereby made, and constituted a Board of Health, in and for the Village of Rexburg, a majority of which shall constitute a quorum to do business and they shall hold then meeting at such times and places, within the corporate limits of Rexburg, as said Board of Health may designate, said Board of Health shall have power: (1) to prescribe such rules and regulations as may be deemed necessary to prevent the spread of any contagious or infectious diseases; (2) to build, or lease a building for the use of a pest house; (3) to prescribe the manner of disinfecting buildings, persons and clothing; (4) to appoint a city physician, (5) to quarantine persons, places or buildings, whenever such provisions are necessary for the protection of the public health within the corporate limits of Rexburg.

**SECTION V:** Any person or persons within the corporate limits of the Village of Rexburg known to have any member of their family affected with any contagious or infectious disease, or who may have any person or persons staying at or within their residence, who shall be affected with any contagious or infectious diseases, or who may have any minor children under their care affected with any contagious or infectious disease, or who may have any person or persons staying at or within their residence, who shall be affected with any contagious or infectious disease, shall report the same to the City Marshal or to the Chairman of the Board of Health, and the City Marshal shall then and there cause a yellow flag to be placed and exposed to public view in some conspicuous place on or about the premises where said contagious or infectious disease may be located, said flag shall to remain in position where the Marshal shall then and there cause a yellow flag to be placed and exposed to public view in some conspicuous place on or about the premises when said contagious or infectious disease may be located, said flag to remain in position where the Marshal shall place it during the entire time said person or persons shall be affected with any of the aforesaid diseases, and until ordered removed by the Chairman of the Board of Health.

**SECTION VI:** It shall be unlawful for any person or persons to displace, tear down, remove or in any manner deface or destroy any flag after being placed in position by the City Marshal as provided for in Section V of this Ordinance except the person duly authorized by law to remove said flag.

**SECTION VII:** The Board of Health shall have power to suspend or prohibit any public gathering within the corporate limits of Rexburg, of any name or nature, whenever such public gathering is a menace to the public health, the provision of this section shall take effect and be in full force on and after a proclamation by the Chairman of the Board of Health issued by and with the consent of said Board of Health and shall be rescinded by a like proclamation. Twelve (12) or more persons congregated together in any public gathering within the meaning of this section.

**SECTION VIII:** It shall be the duty of the Village Marshal to file complaint before the Justice of the Peace against any person or persons violating any of the provisions of this ordinance, but this section shall not be construed so as to prevent any other person filing a complaint before the justice of the Peace having jurisdiction in such cases against any person or persons violating any of this ordinance.

**SECTION IX:** Any person or persons violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be fined in any sum not less than one dollar nor more than \$99.00 and costs of conviction, and in default thereof shall be confined in the Village Jail and work upon the streets of the Village of Rexburg one day for every two dollars of said fine and costs.

PASSED BY THE BOARD OF TRUSTEES AND APPROVED BY THE CHAIRMAN this 20<sup>th</sup> day of November, 1899.

\_\_\_\_\_  
John L. Jacobs, Chairman

(SEAL)

ATTEST:

\_\_\_\_\_  
A. L. Blackburn, City Clerk

STATE OF IDAHO)

)ss.

County of Madison )

I, A. L. Blackburn, City Clerk of the city of Rexburg, Idaho, do hereby certify: That the above and foregoing is a full, true and correct copy of the Ordinance Entitled:

**AN ORDINANCE TO PREVENT THE SPREAD OF CONTAGIOUS AND INFECTIOUS DISEASES AND PROVIDING FOR AND CREATING A BOARD OF HEALTH AND DEFINING ITS DUTIES, MAKING IT A MISDEMEANOR TO VIOLATE ANY OF THE PROVISIONS OF THIS ORDINANCE AND PROVIDING A PENALTY THEREFOR.**

PASSED BY THE BOARD OF TRUSTEES AND APPROVED BY THE CHAIRMAN this 20<sup>th</sup> day of November, 1899.

\_\_\_\_\_  
A. L. Blackburn, City Clerk

(SEAL)

AMENDED BY ORD 60, REPEALED BY ORD 113