

No. 234. A.]

[Published May 23, 1957.

### CHAPTER 113

AN ACT to repeal 141.02 (1); and to amend 141.01 (1) and (3) and 141.02 (2), (3) and (4) of the statutes, relating to local health officers.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

SECTION 1. 141.01 (1) and (3) of the statutes are amended to read:

141.01 (1) The board or council of every town, village and city in which the appointment of a health officer is not otherwise provided for shall within 30 days after each election of officers or at such other time as may be provided for by statute, organize as a board of health or appoint wholly or partially from its own members, a suitable number of competent persons as a board of health for such town, village or city. "*Health officer*" as used in this chapter shall refer to the officer performing the duties thereof regardless of his designation.

(3) *Unless the manner of appointment is otherwise provided for by ordinance, the board of health shall elect a chairman, a clerk and a health officer who shall be ex officio a member of such board with voting power and its executive officer and take the oath of office. The health officer shall hold office for 2 years. If a vacancy occurs the board of health shall immediately fill the same. Such local board shall immediately report to the secretary of the state board of health the names, post-office addresses and occupations of the officers thereof, and any changes therein. In cities having a population of 39,000 or more the health officer shall be a physician, or a person with training and experience in public health administration which shall meet the training and experience requirements established by the state board of health. The health officer shall devote full time to his duties and shall not engage in the private practice of medicine or in any other conflicting occupation. He shall receive an annual salary to be fixed by the council or the board of health and shall receive his actual and necessary expenses. If the appointee is not a physician, the board of health shall arrange for and provide in addition such services of a physician as may be necessary on either a part-time or full-time basis and provide reasonable compensation therefor.*

SECTION 2. 141.02 (1) of the statutes is repealed.

SECTION 3. 141.02(2), (3) and (4) of the statutes are amended to read:

141.02(2) *If so provided by local ordinance, the board of health may be dispensed with and the powers and duties thereof vested in a full-time health officer to be appointed by the mayor. Such health officer shall be a physician, or in lieu thereof, a person with training and experience in public health administration which shall meet training and experience requirements established by the state board of health. The \* \* \* health officer shall provide such additional rules and regulations as \* \* \* are necessary for the preservation of health, to prevent the spread of communicable diseases, and to cause the removal of all objects detrimental to health and to enforce the health laws. All proposed rules and regulations shall be \* \* \* reported to the council by him, and if the council \* \* \* approves the same by a vote of a majority of its members, they shall have the force and effect of ordinances, including penalty for violation. He shall from time to time, recommend to the council such sanitary measures, to be executed by the city as \* \* \* seem \* \* \* necessary, and shall discharge such other duties, as may be imposed upon him by the council by ordinance or resolution.*

(3) *The police and all magistrates and other civil officers and all citizens shall aid, to the utmost of their power, the \* \* \* officer in the discharge of his duties, and on his requisition the chief of police shall serve or detail one or more policemen to serve the notices issued by the \* \* \* officer and to perform such other duties as he may require.*

(4) *The \* \* \* officer may appoint assistants subject to confirmation by the mayor, and they shall receive such compensation as the council may fix.*

Approved May 17, 1957.