

ORDINANCE NO. 322

AN ORDINANCE TO REGULATE AND CONTROL THE SPREAD OF VENEREAL DISEASES, AND TO PRESCRIBE A PENALTY FOR VIOLATION THEREOF.

Section 1. VENEREAL DISEASES DANGEROUS TO PUBLIC HEALTH.

Syphilis, gonorrhoea and chanoroid, hereinafter designated venereal diseases, are hereby recognized and declared to be contagious, infectious, communicable and dangerous to the public health.

Section 2. VENEREAL DISEASES TO BE REPORTED. It shall be the duty of every licensed physician, of every superintendent or manager of a hospital or dispensary, and of every person who gives treatment for a venereal disease, to mail to the Board of Health of the City of Albany a card supplied by said Board, stating the age, sex, color, marital conditions and occupation of such diseased person, the nature and previous duration of such disease and its probable origin; such card to be mailed within 48 hours after the first examination of such diseased person, provided, that, except as hereinafter required the name and address of such diseased person shall not be reported to the Board of Health.

Section 3. PERSONS AFFLICTED WITH VENEREAL DISEASE TO BE GIVEN A CIRCULAR OF INFORMATION. It shall be the duty of every licensed physician and of every other person who treats a person afflicted with venereal disease to give to such person at the first examination a circular of information and advice concerning venereal diseases furnished by the Board of Health; and in addition to give to such diseased person a copy of this ordinance, and to report to the Board of Health that such diseased person has received the two documents herein specified.

Section 4. CHANGE OF PHYSICIAN TO BE REPORTED BY PATIENT TO PHYSICIAN FIRST CONSULTED. When a person applies to a physician or other person for treatment of a venereal disease, it shall be the duty of the physician or person consulted to inquire of and ascertain from the person seeking treatment whether such person has theretofore consulted with or been treated by any other physician or persons, and if so, to ascertain the name and address of the physician or person last consulted. It shall be the duty of the applicant for treatment to furnish this information and a refusal to do so, or falsely stating the name and address of the physician or person consulted shall be deemed a violation of this ordinance. It shall be the duty of the physician whom the applicant seeks to and does consult or employ to notify the physician last consulted or employed of the change of advisers, such notification to be made upon a form furnished for that purpose by the Board of Health. Should the physician or person previously consulted fail to receive such notice within ten days after the last appearance of such venereally diseased person it shall be the duty of such physician to report to the Board of Health the name and address of such venereally diseased person.

Section 5. PROTECTION OF OTHERS FROM INFECTION BY VENEREALLY DISEASED PERSONS. Upon receipt of a report of a case of venereal disease it shall be the duty of the City Health Officer to institute such measures for the protection of other persons from infection by such venereally diseased person as said Health Officer is empowered to use

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to prevent the spread of other contagious, infectious or communicable diseases.

Section 6. REPORTS TO BE CONFIDENTIAL. All information and reports concerning persons infected with venereal diseases shall be confidential and shall be inaccessible to the public except insofar as publicity may attend the performance of the duty imposed upon the Board of Health by this ordinance and the rules of the State Board of Health and the Laws of Oregon.

Section 7. PARENTS RESPONSIBLE FOR THE COMPLIANCE OF MINORS WITH THE REQUIREMENTS OF THIS ORDINANCE. The parents of minors acquiring venereal diseases and living with said parents shall be legally responsible for the compliance of such minors with the requirements of this ordinance.

Section 8. SUSPECTED CASES TO BE INVESTIGATED. In all suspected cases of venereal diseases in the infectious stages, the City Health Officer shall immediately use every available means to determine whether the person <sup>or</sup> persons so suspected of being infected are suffering from said diseases or any of them, and whenever said diseases are found to exist the City Health Officer shall whenever possible ascertain the sources of such infection. In such investigations, the City Health Officer is hereby vested with full powers of inspection, examination, isolation and disinfection of all persons, places and things as provided herein.

Section 9. POWERS AND DUTIES OF HEALTH OFFICER. It is hereby made the duty of the City Health Officer and he is hereby directed and empowered:

(a) To make examinations of persons reasonably suspected of having syphilis, in the infectious stages or gonococcus infection, (owing to the prevalence of such diseases among prostitutes, all such persons may be considered within the above class).

(b) To isolate persons infected with any of said diseases whenever isolation is necessary to protect the public health. In establishing isolation, the City Health Officer shall define the limits of the area in which the persons reasonably suspected or known to have syphilis or gonococcus infections and his or her immediate attendant are to be isolated, and no persons, other than the attending physicians, shall enter or leave the area of isolation without the permission of the City Health Officer.

(c) In making examinations and inspections of women for the purpose of ascertaining the existence of syphilis or gonococcus infection, to appoint lady attendants for said purposes where the services of a lady attendant are requested or demanded by the person examined.

(d) In cases of quarantine or isolation, not to terminate said quarantine or isolation until the cases have become non-infectious, or until permission has been given by the State Board of Health or its Secretary.

(e) Cases of gonococcus infection are to be regarded as infectious until at least two successive smears taken not less than 48 hours apart fail to show gonococci.

(f) Inasmuch as prostitution is the most prolific source of syphilis and gonococcus infection, the City Health Officer and all other officers shall use every proper means of suppressing the same, and all such officers are hereby prohibited from issuing

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certificates or other evidence of freedom from venereal diseases to prostitutes.

(g) To keep all records of inspection and examinations from public inspection, and to make every reasonable effort to keep secret the identity of those affected by venereal disease control measures as far as may be consistent with the protection of the public health.

Section 10. BOND OR CASH GUARANTY IN LIEU OF QUARANTINE. In lieu of isolation or quarantine, any person infected with any of said diseases may be released upon bond as herein provided. Such person shall make written application therefor to the City Health Officer, which application must be made under oath and must state that the applicant is not a prostitute. Such application shall be accompanied by a certificate signed by the Mayor and Marshal of the City of Albany that the applicant is not a prostitute. The applicant shall then file with the City Recorder a bond in the penal sum of \$250.00 conditioned that the applicant will not permit or perform any act which might or would infect or expose to infection any other person, will continue proper medical treatment until cured and will faithfully observe all rules, regulations and requirements of the City Health Officer to protect the public against infection or contagion. Said bond shall run to the City of Albany and shall have one or more sureties, to be approved by the Mayor of the City of Albany, provided that a cash guaranty in a like amount may be accepted in lieu of such undertaking. Before any person is released from any such bond as cured, a final examination and approval of the City Health Officer must be secured.

Section 11. SPREAD OF VENEREAL DISEASES UNLAWFUL. It shall be unlawful for any person to inoculate any other person with any of the said venereal diseases, and it shall be unlawful for any person to perform or commit any act which exposes any other to inoculation of or infection with any of the said diseases.

Section 12. DRUGGISTS TO KEEP RECORD OF SALES OF DRUGS FOR VENEREAL DISEASES. Any druggist or other person who sells any drug, compound, specific or preparation of any kind used for the cure of any of said venereal diseases shall keep a record of the name, address and sex of the person making such purchase. A copy of said record shall be mailed within 48 hours to the City Health Officer.

Section 13. ORDER OF BOARD OF HEALTH. It shall be unlawful for any person to neglect or refuse to obey any order of the Board of Health or of the Health Officer authorized by this ordinance or to interfere with or obstruct said Board or officer in the performance of its or his duties herein required.

Section 14. VIOLATIONS. Any person violating any of the provisions of this ordinance shall be punished by a fine of not more than Two Hundred (\$200.00) Dollars or by imprisonment in the City Jail for a period not to exceed One Hundred days.

Passed by the Council April 24, 1918

Approved by the Mayor April 27, 1918

L. M. Curl

Mayor.

Attest:


L. G. Dewelling  
Recorder of the City of Albany.

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STATE OF OREGON, }  
 County of Linn. } ss.

I, L. G. Lewelling, Recorder of the City of Albany, in Linn County and State of Oregon, do hereby certify that the foregoing and annexed copy of Ordinance No. 922 has been by me carefully compared with the original Ordinance Bill No. 1009, now on file in my office, and that it is a true and correct copy of all and the whole of said Ordinance Bill No. 1009 passed by the Council April 24, 1918 and approved by the Mayor April 27, 1918.

WITNESS my hand and official signature and the seal of the City of Albany, this 29th day of May, 1918.

  
 Recorder of the City of Albany.