

# Chapter 437

## 1983 REPLACEMENT PART

(1987 reprint)

### Tuberculosis

<b>GENERAL PROVISIONS FOR TUBERCULOSIS CONTROL</b>	<b>437 210 Expenses to be paid by home county</b>
<b>437 005 Definitions</b>	<b>PENALTIES</b>
<b>437 010 Reporting known cases, records maintained</b>	<b>437 990 Penalties</b>
<b>437 030 Investigation and control of reported cases</b>	<b>CROSS REFERENCES</b>
<b>TUBERCULOSIS HOSPITAL</b>	Suits against county or state, 30 320
<b>437 150 General admission requirements</b>	<b>437 010</b>
<b>437 160 Residence requirement, admission of person not meeting requirement</b>	Examination of persons suspected of having communicable disease, 433 035
<b>437 170 Agreements with federal agencies for treatment of veterans</b>	<b>437 210</b>
<b>437 180 Quarantine powers of head of tuberculosis hospital</b>	Notification by hospitals of person chargeable with funeral expenses before sending remains to undertaker, 97 160



## GENERAL PROVISIONS FOR TUBERCULOSIS CONTROL

**437.005 Definitions.** As used in this chapter, unless the context requires otherwise

(1) "Assistant director" means the Assistant Director for Health

(2) "Division" means the Health Division of the Department of Human Resources [1973 c 829 §15a]

**437.010 Reporting known cases; records maintained.** Any representative of a religious denomination, householder, nurse, parent, guardian or other person attending to, or in any way having knowledge of the existence of a case of pulmonary tuberculosis, including the person afflicted therewith, must immediately report the same to the Health Division. The names and addresses of all persons afflicted with pulmonary tuberculosis shall be recorded in the office of the Health Division

437 020 [Repealed by 1973 c 829 §71]

**437.030 Investigation and control of reported cases.** The Health Division shall, upon receiving a report that any person is suffering from tuberculosis, make such investigation of the case as is necessary to determine whether or not the person reported is suffering from communicable tuberculosis. Upon finding that any person is suffering from communicable tuberculosis, the Health Division shall exercise such control over the person so afflicted and contacts with other persons as may be necessary for the protection of the public health, pursuant to its rules and regulations. In exercising such control over any afflicted person the Health Division may make such rules or orders governing such person's conduct as are necessary to prevent the spread of the disease

437 040 [Repealed by 1973 c 829 §71]

## TUBERCULOSIS HOSPITAL

**437 110** [Amended by 1959 c 588 §20, 1963 c 632 §1, repealed by 1967 c 346 §12]

**437 120** [Repealed by 1959 c 588 §27]

**437 130** [Repealed by 1959 c 97 §3]

**437 135** [1957 c 695 §§1, 2, 3, 4, repealed by 1959 c 51 §1]

**437 140** [Amended by 1959 c 588 §21, 1963 c 632 §2, 1965 c 14 §43, 1967 c 346 §4, repealed by 1983 c 740 §153]

**437.150 General admission requirements.** Subject to the conditions in ORS 437 160 and 437 170, any citizen of this state suffering

from tuberculosis who is without means with which to secure proper care and treatment elsewhere may gain admission to the state tuberculosis hospital upon

(1) Presenting to the State Board of Higher Education, or the designated representative, a certificate, from the county judge of the county of which the applicant is a resident, stating that the applicant has been a resident of the state for the period of time required by ORS 437 160, and is suffering from tuberculosis

(2) Complying with the rules and regulations of the institution as prescribed by the Health Division and the State Board of Higher Education [Amended by 1959 c 588 §22, 1963 c 632 §3, 1967 c 346 §5]

**437.160 Residence requirement; admission of person not meeting requirement.** (1) No person shall be admitted to the state tuberculosis hospital unless the person is a resident of the state

(2) If any person living in the state is suffering from tuberculosis and the circumstances and conditions are such that the person so afflicted is exposing other persons to the disease and such exposure constitutes a menace to the public health, the person so afflicted, may without further qualification under subsection (1) of this section or any provision of ORS 437 150 be admitted to the institution upon a certificate from the Assistant Director for Health, showing that the conditions mentioned exist [Amended by 1959 c 588 §23, 1967 c 346 §6, 1971 c 154 §1]

**437.170 Agreements with federal agencies for treatment of veterans.** If by any Act of Congress or ruling or regulation of the Veterans' Administration, or other similar department, provision is made for defraying or contributing to the payment of the expenses of the care or treatment of any person who has been in the military or naval service of the United States, that person may be admitted to the state tuberculosis hospital under such provisions and regulations as may be agreed upon by the State Board of Higher Education and the Veterans' Administration or other similar department [Amended by 1959 c 588 §24, 1963 c 632 §4, 1967 c 346 §7]

**437.180 Quarantine powers of head of tuberculosis hospital.** The administrative head of the state tuberculosis hospital has the powers of a quarantine guard stated in ORS 433 125 [1967 c 346 §10]

**437.210 Expenses to be paid by home county.** The county in which a person resides at the time of admission to the state tuberculosis hospital shall pay

(1) The traveling and other necessary expenses incurred in enabling such person certified for admission to the institution to reach it or return therefrom

(2) The expense incurred in the purchase of necessary personal effects for such patient while at the institution

(3) Burial expenses in case of death [Amended by 1959 c 588 §25, 1967 c 346 §8]

- 437 220 [Repealed by 1959 c 652 §24]  
 437 230 [Repealed by 1959 c 652 §24]  
 437 240 [Repealed by 1959 c 652 §24]  
 437 250 [Repealed by 1959 c 652 §24]  
 437 260 [Repealed by 1959 c 652 §24]  
 437 270 [Repealed by 1959 c 652 §24]  
 137 280 [Repealed by 1959 c 652 §24]  
 437 290 [Amended by 1955 c 702 §1, repealed by 1959 c 652 §24]  
 437 300 [Amended by 1955 c 702 §2 repealed by 1959 c 652 §24]  
 437 310 [Repealed by 1959 c 652 §24]  
 437 320 [Amended by 1955 c 702 §3, repealed by 1959 c 652 §24]  
 437 330 [Repealed by 1959 c 652 §24]  
 137 340 [Repealed by 1959 c 652 §24]

- 437 350 [Repealed by 1959 c 652 §24]  
 437 360 [1953 c 371 §1 repealed by 1959 c 588 §27]  
 437 410 [Repealed by 1973 c 829 §71]  
 437 420 [Repealed by 1973 c 829 §71]  
 437 430 [Repealed by 1973 c 829 §71]  
 137 440 [Repealed by 1973 c 829 §71]  
 437 450 [Repealed by 1973 c 829 §71]  
 437 460 [Repealed by 1973 c 829 §71]  
 437 470 [Repealed by 1973 c 829 §71]  
 437 480 [Repealed by 1973 c 829 §71]  
 437 490 [Amended by 1969 c 14 §3, repealed by 1973 c 829 §71]  
 437 500 [Amended by 1969 c 14 §4, repealed by 1973 c 829 §71]  
 437 510 [Repealed by 1969 c 14 §1]  
 437 520 [Repealed by 1969 c 14 §1]  
 437 530 [Repealed by 1969 c 14 §1]  
 437 540 [Repealed by 1969 c 14 §1]  
 437 550 [Repealed by 1969 c 14 §1]

### PENALTIES

**437.990 Penalties.** Violation of ORS 437 010 is punishable, upon conviction, as provided in ORS 431 990 [Amended by 1969 c 14 §5 1973 c 829 §53 1983 c 740 §153a]