

SENATE BILL NO. 124

INTRODUCED BY

*Crimme*

*Kistner*

BY REQUEST OF THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL SCIENCES

A BILL FOR AN ACT ENTITLED: "AN ACT MODIFYING THE MANDATORY REQUIREMENT FOR SANITARY INSPECTIONS OF SCHOOLHOUSES, CHURCHES, THEATERS, JAILS, AND OTHER BUILDINGS TO A DISCRETIONARY REQUIREMENT FOR PUBLIC HEALTH INSPECTIONS; MODIFYING THE ENFORCEMENT PROVISIONS; AND AMENDING SECTION 50-1-203, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 50-1-203, MCA, is amended to read:

"50-1-203. Sanitary Public health inspections. (1) The department ~~shall~~ may make ~~sanitary public health~~ inspections of schoolhouses, churches, theaters, jails, and other buildings or facilities where persons assemble. ~~If the facility is found unsanitary~~ public health deficiencies are found in the facility, the department ~~shall~~ may direct that conditions be corrected within a reasonable time. ~~If the unsanitary conditions are not corrected within the time specified, the building or facility is a public nuisance.~~

(2) Either the department or a local board of health ~~shall~~ may bring an action, including an action for injunctive relief, to correct the ~~unsanitary conditions in the way provided by law for abating a public nuisance~~ public health deficiencies."

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