

AN ORDINANCE PROHIBITING PERSONS AFFECTED WITH INFECTIONS, DISEASES, IN A COMMUNICABLE FORM FROM ENGAGING IN CERTAIN OCCUPATIONS OR EMPLOYMENT WHEREBY SUCH DISEASES MAY BE SPREAD; AND REQUIRING ALL PERSONS ENGAGING IN SUCH OCCUPATION OR EMPLOYMENT TO OBTAIN A HEALTH CERTIFICATE FROM THE COUNTY HEALTH OFFICER OF CLACKAMAS COUNTY, OREGON BEFORE ENGAGING IN SUCH OCCUPATION OR EMPLOYMENT; PROHIBITING THE EMPLOYMENT OF ANY SUCH PERSON WHO HAS NOT FIRST OBTAINED A HEALTH CERTIFICATE FROM THE COUNTY HEALTH OFFICER AND PROVIDING A PENALTY FOR THE VIOLATION HEREOF.

THE CITY OF MILWAUKIE DOES ORDAIN AS FOLLOWS:

Section 1. No person affected with any infectious disease in a communicable form or without a health certificate as provided for in Section 2 hereof, shall engage, be employed or serve in any work, occupation or employment which requires the handling of any food, liquid or material intended for human consumption, or the handling of any dishes or other article used in the preparation or serving of food or drink for human consumption; and it shall be unlawful for any owner, proprietor, manager, agent or representative of such owner or proprietor of any establishment, business or occupation to employ or to retain in his employ for the performance of such service any person who may be without such certificate or refuse to exhibit the same or who is known or reasonably believed to be affected with such disease, and it shall be unlawful for any person knowing or having reasonable cause to believe himself or herself to be affected with such disease to seek or continue in such employment or service. This section shall not apply to any person who handles such food or liquids while contained in wrappers, boxes, cases or other containers, or by mechanical means, or in any other manner that such food, dishes or other article cannot come in contact with the hands or any portion of the body of such person.

Section 2. Each person who may be engaged in any occupation, work or service covered by the preceding section, or intending to engage therein, shall, on or before the effective date of this ordinance and on or before the 30th day of June and the 31st day of December of each year thereafter, present himself or herself to the County Health Officer of Clackamas County, Oregon, or those acting under him for examination, which examination shall be made without charge; and if it be found that on such examination that such person is free from any such disease, a health certificate shall be issued to such person. No certificate shall have any validity, force or effect after the date herein fixed for the next succeeding examination, and any person who may be engaged in any work, occupation or service covered by the preceding section shall exhibit such certificate, whenever requested to do so. It shall be unlawful for any person to obtain such examination from such County Health Officer, without being engaged in such work, occupation or service, and it shall be unlawful for any person to make any false statement or representation for the purpose of obtaining such examination or certificate; and it shall be unlawful for any person to use or exhibit, as his or hers, any certificate which may have been issued to some other person. Any person who may be engaged in the work covered by this and the preceding section shall, whenever required by the County Health Officer of Clackamas County, Oregon, or by his authorized assistants, submit to a further examination for the purpose determined whether such person is free from disease; and it shall be unlawful for any person to continue in such work, employment or service, knowing that they are affected by such disease, or if they have refused to submit themselves to such further examination; and if so affected shall on request surrender such certificate as may have been previously issued by such County Health Officer or his assistant.

Section 3. Any person guilty of the violation of any of the provisions of this Ordinance shall, upon conviction thereof, be fined not to exceed \$100.00 and imprisoned in the County jail not to exceed 30 days.

Passed by the Council of Milwaukie this 11th day of June, 1951

Approved by the Mayor this 13th day of June, 1951

ATTEST:

Ellen Martin  
Ellen Martin, Recorder

Fred Sperr  
Fred Sperr, Mayor