

# *St. Louis City Ordinance 63633*

FLOOR SUBSTITUTE

BOARD BILL NO. [95] 271

INTRODUCED BY COMMITTEE SUBSTITUTE VELMA BAILEY ,  
ALDERWOMAN PHYLLIS YOUNG

An ordinance pertaining to disease and disease prevention; repealing Ordinance 41474, presently codified in Chapter 11.56 of the Revised Code of the City of St. Louis and enacting in lieu thereof a new ordinance pertaining to disease and disease prevention, and containing an emergency clause.

BE IT ORDAINED BY THE CITY OF ST. LOUIS AS FOLLOWS:

SECTION ONE. Ordinance 41474 as codified in Chapter 11.56 of the Revised Code of the City of St. Louis is hereby repealed and the following is hereby enacted:

SECTION TWO.

DISEASE AND DISEASE PREVENTION

Chapter 11.56

DISEASE AND DISEASE PREVENTION

Sections:

PART I GENERAL PROVISIONS

11.56.010 Definitions.

11.56.020 Public Health Laboratory Director.

11.56.030 Use of common towels.

11.56.040 Drinking vessels for common use.

11.56.050 Decayed or dangerous articles-Destruction.

11.56.060 Decayed or dangerous articles-Payment by city.

11.56.070 Sink, basin and tub traps.

11.56.080 Allowing filthy water or nauseous liquid waste to accumulate or be discharged.

11.56.090 Allowing putrid meat, vegetables or offal to accumulate.

11.56.100 Notice for Sections 11.56.080 and 11.56.090

11.56.110 Liability of owner or agent.

11.56.120 Dead animals or filth.

11.56.130 Green or unsalted hides.

11.56.140 Foul liquids.

11.56.150 Collection and use of putrid fat or grease.

11.56.160 Enforcement.

## PART II COMMUNICABLE DISEASE

11.56.180 Conditions defined.

11.56.190 Reportable diseases and conditions.

11.56.200 Report-Blanks.

11.56.210 Report-Physicians.

11.56.250 Placarding premises-Determination of necessity.

11.56.270 Notice to health commissioner when sick patient leaves physician's care.

11.56.300 Termination-Typhoid fever.

11.56.310 Termination-Required before

11.56.320 Removal of persons to hospital-Communicable disease.

- 11.56.330 Removal of persons to hospital-Filthy conditions.
- 11.56.340 School attendance.
- 11.56.360 Reporting of exposure to communicable disease by school official.
- 11.56.370 Premises-Vacation and disinfection-Travel restrictions.
- 11.56.380 Premises-Disinfection order.
- 11.56.400 Public not to be endangered by persons sick with communicable disease.
- 11.56.410 When health commissioner may close business places.
- 11.56.420 Duties of police.
- 11.56.460 Diphtheria-Antitoxin-Sales report.
- 11.56.470 Diphtheria-Termination cultures.
- 11.56.480 Tuberculosis-Rules.
- 11.56.490 Tuberculosis-Examination by city physician.
- 11.56.500 Tuberculosis-Sputa exam-Health Commissioner duties.
- 11.56.510 Tuberculosis-Sputa exam-Report and record.
- 11.56.520 Tuberculosis-Premises examination.
- 11.56.530 Tuberculosis-Disinfecting rooms.
- PART III SEXUALLY TRANSMITTED DISEASE**
- 11.56.550 Sexually Transmitted disease service-Created.
- 11.56.580 Sexually Transmitted disease service-Special supervising nurse.
- 11.56.590 Sexually Transmitted disease service-Clinicians and other employees.

- 11.56.600 Sexually Transmitted diseases enumerated.
- 11.56.630 Powers and duties of health commissioner.
- 11.56.640 Referral of patients.
- 11.56.650 Diagnostic, clinical and laboratory facilities.
- 11.56.660 Drugs to physicians.
- 11.56.680 Prostitutes and other suspects.
- 11.56.690 Spread of sexually transmitted disease.
- 11.56.695 Penalty.
- 11.56.710 Orders of health commissioner to be obeyed.
- 11.56.720 Reports-Required.
- 11.56.760 Reports to be confidential.
- 11.56.765 Penalty.

### SECTION THREE.

#### PART I GENERAL PROVISIONS

##### 11.56.010 Definitions.

The following words, when used in this ordinance, shall have the meaning ascribed to them in this section:

A. The words "filthy ash heaps," whenever used in this part, shall be held to include cinders, coal and everything that usually remains after fires and that has been mixed with garbage or filth of any kind;

B. The word "garbage" shall be held to include every accumulation of both animal and vegetable matter, liquid or otherwise, that is received from kitchens, and also putrid and unsound meat, beef, pork, fish, decayed or unsound vegetables or fruits;

C. The word "rubbish" shall be held to include all loose and decayed material and dirt-like substances that attends use or decay or which accumulates from building, storing, or cleaning;

D. The words "tenement house" shall be taken to mean and include every house, building or portion thereof which is rented, leased or hired out to be occupied as the home or residence of more than two families living independent of one another.

#### 11.56.020 PUBLIC HEALTH LABORATORY DIRECTOR, powers & duties.

The Public Health Laboratory Director shall make all tests and analyses of water, and of any and all materials, medicines, food and food products, or make arrangements for a competent laboratory to perform such tests when ordered so to do by the health commissioner, or that he may be required to do by any rule prescribed by the health commissioner for the government of his office. He shall keep a record of every analysis or test that may be made in his office. He shall make a weekly report to the health commissioner of the transactions of his office, with such information as the health commissioner may require. He shall control, direct, regulate, supervise and manage the operation of the Public Health Laboratory and for that purpose is authorized to make such rules and regulations, with the approval of the health commissioner, as may be necessary for the execution of his orders or proper administration of the office.

#### 11.56.030 Use of common towels.

No person owning, in charge of or in control of any public toilet, public lavatory, public washroom or public comfort station, swimming pool, exercise room or club, or health facility shall maintain in or about such public toilet, public lavatory, public washroom or public comfort station any towels for use in common. The term "public lavatory, public toilet, public washroom or public comfort station", as used herein, shall be construed to mean any such place to which the general public is invited or not forbidden access or use. The term "for common use", as used herein, shall be construed to mean for use or intended to be used by more than one person.

#### 11.56.040 Drinking vessels for common use.

No drinking vessel used in common or to be used in common shall be exposed, kept, provided or permitted in any railroad station, public or private school, public playground, public park, public building or in any part of any other building or premises to which the public is admitted.

#### 11.56.050 Decayed or dangerous articles-Destruction.

Whenever any household goods, bedding, clothing, putrid or unsound, meat, fish, vegetables, fruit, hides or skins of any kind or any other article is found within the city which, in the opinion of the health commissioner is dangerous to the health of the inhabitants thereof, he shall have the power and authority to cause the same to be destroyed in such manner as he may direct and he may employ such persons as he sees fit for that purpose. Resistance or hindrance of any persons so employed by the health commissioner shall be a misdemeanor.

#### 11.56.060 Decayed or dangerous articles-Payment by city.

Before destroying any household goods, bedding or clothing in accordance with Section 11.56.050, the health commissioner shall cause the value of such articles to be appraised, and he shall prepare a voucher in favor of the owner of such property, whereupon the comptroller shall draw his warrant upon the treasurer therefor.

#### 11.56.070 Sink, basin and tub traps.

All sinks, basins and stationary tubs in every hotel, lodging, tenement, boarding house or other dwelling in the city shall be provided with proper stench traps, directly under each sink, basin or stationary tub, so connected with waste or soil pipe, and so constructed, and with the traps so adjusted as to prevent the escape therefrom of foul odors and gases to the annoyance, injury or inconvenience of any person within the city. Any person violating any of the provisions of this section shall be guilty of a misdemeanor.

#### 11.56.080 Allowing filthy water or nauseous liquid waste to accumulate or be discharged.

Any person being the owner, agent, tenant, lessee, occupant or manager of any hotel, boarding-house, lodging house, dwelling house, tenement house, manufactory, hide house, tannery, pork house, market house, laundry, fish house, soap factory, brewery, distillery, butcher shop, dyeing establishment, soap boiling works, rendering works, oil factory, bone works, glue factory, sausage house, dairy, cow stable, cow lot, cattle pen or livery stable, built or maintained on any lot of ground, who shall allow to accumulate or be discharged from such places onto or in any public street, alley or private property in the city, urine, liquid waste from stables, swill, water from privy vaults, waste water from sinks, wash water, or any foul or nauseous liquid waste of any kind whatever, shall be deemed guilty of a misdemeanor.

11.56.090 Allowing putrid meat, vegetables or offal to accumulate.

Any person or owners, agent, leesees or occupants of any building, yard or lot of ground, who shall allow to accumulate or remain in or on such building, yard or lot of ground, any putrid and unsound meat, pork, fish, hides, decayed vegetables or food, manure, filthy ash heaps, garbage, offal, rubbish, dirt or filth of any kind, which, by its decay or putrefaction, could or would become offensive to human beings or detrimental to health, or shall create a nuisance, shall be deemed guilty of a misdemeanor.

11.56.100 Notice for Sections 11.56.080 and 11.56.090.

In the trial of any person charged with a misdemeanor, as defined by Sections 11.56.080 and 11.56.090, it must be shown that such party has been notified by the officers of the health department or by a notice served by the city marshal to remedy the matter complained of, and that he has failed to obey such notice.

11.56.110 Liability of owner or agent.

Whenever any owner or agent of any building in the city shall rent, lease or hire out to be occupied any building or part thereof as a home or residence of more than two families living independent of one another, or a building to different persons for stores and offices in such building, giving to each family or person the common right to halls, yard, water closets or privies, or some of them, then such owner or agent shall be liable for the condition of such halls, yard, water closets or privies, and the owner or agent may also be made a defendant in a prosecution for the violation of the provisions of this chapter and be subject to fine, the same as the occupant of the premises, and any prosecution for violation of this chapter may be maintained against the occupants, owner or agent of the premises or either or all of such parties. Owners or agents shall only be held responsible under the provisions of this chapter where buildings are rented to different persons, as described in this section.

11.56.120 Dead animals or filth.

No person shall deposit any dead animal or excrements or filth from privies or any hay, straw, dirt or rubbish of any kind or description, any filthy water or manure upon any streets, alleys or public or private property in the city. Any person found guilty of violating any of the provisions of this section shall be deemed guilty of a misdemeanor; provided, that nothing in this section shall be construed as to include manure deposited upon any private property for the purpose of cultivating the same.

11.56.130 Green or unsalted hides.

No person shall keep in the city any green or unsalted hides for a period exceeding six hours.

11.56.140 Foul liquids.

No distiller, butcher, soap boiler, tallow chandler or dyer in the city shall himself, or by any other, discharge out of or from any still house, slaughterhouse, or workshop, foul or nauseous liquid of any kind whatever, into a pond or adjacent ground or into any street or public place.

11.56.150 Collection and use of putrid fat or grease.

No soap boiler, butcher or tallow chandler shall keep, collect or use, or cause to be kept, collected or used in the city, or within one mile thereof, any stale, putrid or stinking fat or grease or other matter, or render or fry out the same, unless done in an inoffensive manner.

11.56.160 Enforcement.

It shall be the duty of all police officers to watch for any violation of the provisions of this chapter and to report at once all the facts to the office of the health commissioner.

## SECTION FOUR.

### PART II COMMUNICABLE DISEASE

11.56.180 Conditions defined.

The word "conditions," when used in this part, shall mean any of those reportable pathological conditions or matters listed under the headings entitled; Communicable disease carriers; Food infections and poisonings; Occupational diseases; Miscellaneous.

11.56.190 Reportable diseases and conditions.

The following diseases and conditions are hereby declared reportable.

#### CATEGORY I DISEASES, CONDITIONS AND FINDINGS.

Category I diseases, conditions and findings must be reported to the Saint Louis City Health Commissioner, within twenty-four (24) hours of suspected

diagnosis by telephone, facsimile system or other rapid communication, followed by a written report within seven (7) days. Category I diseases, conditions and findings are:

Animal bites

Botulism

Diphtheria

Epidemics/outbreaks--foodborne, toxic substances, environmental contamination and others

Hepatitis A

Hyperthermia

Hypothermia

Invasive Haemophilus influenza (all)

Measles (Rubeola)

Meningitis, meningococcal

Methemoglobinemia

Nosocomial Outbreaks

Poliomyelitis

Rabies (human or animal)

Rubella

Syphilis

Typhoid fever (carriers included)

CATEGORY II DISEASES, CONDITIONS AND FINDINGS.

Category II diseases, conditions and findings must be reported to the Saint Louis City Health Commissioner, on forms provided by the Department of Health and Hospitals within seven (7) days of suspected or established diagnosis. Category II diseases, conditions and findings are:

Actinomycosis

Acquired immune deficiency syndrome (AIDS)

Amebiasis

Anthrax

Brucellosis

Campylobacter infections

Chancroid

Chickenpox (aggregate data only)

Chlamydia Trachomatis Infections

Cholera

Diseases due to mycobacteria other than tuberculosis (MOTT)

E. Coli O157:H7

Encephalitis, post-infectious

Encephalitis, primary

Erythema infectiosum outbreaks

Giardiasis

Gonorrhea

Granuloma inguinale

Hepatitis B (carriers included)

Hepatitis C

Hepatitis Non-A, Non-B

Human Immunodeficiency Virus (HIV) infection (confirmed)

Influenza

Kawasaki disease

Lead Poisoning

Legionellosis

Leprosy

Leptospirosis

Listeria monocytogenes

Lyme disease

Malaria

Meningitis, aseptic

Mumps

Pertussis

Plague

Psittacosis

Reye syndrome

Rheumatic fever, acute

Ringworm (aggregate data only)

Rocky Mountain spotted fever

Salmonella infections

Scarlet fever (aggregate data only)

Shigella infections

Tetanus

Toxic shock syndrome

Trichinosis

Tuberculosis disease

Tuberculosis infection

Tularemia

Yersinia enterocolitica

#### SECTION FOUR.

##### 11.56.200 Report-Blanks.

The health commissioner shall, upon application, furnish the proper blank forms on which reports, as required by this ordinance, shall be made.

##### 11.56.210 Report-Physicians and Laboratories.

Every laboratory that tests or examines a specimen and every physician in the city who shall prescribe for or attend any person having a reportable disease or condition as declared in this ordinance, shall within the times provided in this ordinance, after first discovering the existence of such disease or condition, make a report, within the time limit provided, to the health commissioner, which report shall give the name, age, birth date, residence (street number), race and sex of the person having such disease or condition.

11.56.250 Placarding premises-Determination of necessity. The health commissioner, when he deems it necessary, shall have the power to cause to be placed on the inside or outside of any building or other premises or door of any

room occupied, or which has been occupied by a person having a communicable disease, excepting tuberculosis, tetanus and diseases of the eye, a printed placard giving notice of such disease. No person shall remove, deface or in any manner whatsoever obstruct such placard from public view. Every person having control of a house or premises upon any portion of which a printed placard was caused to be placed by the health commissioner, shall be held responsible for the removal defacement or obstruction of such placard.

11.56.270 Notice to health commissioner when sick patient leaves physician's care.

It shall be the duty of the attending physician on any case of a communicable disease to give written notice to the health commissioner if the patient so afflicted passes out of his professional care previous to the termination of the disease.

11.56.290 Termination-Order.

Whenever a physician has reported to the health commissioner that a case of communicable disease has recovered and is ready for termination, the health commissioner, if he deems it necessary, may cause the examination to be made of such patient by a physician of the division of health. If the health commissioner orders such an examination and if, in the opinion of such physician, the case is ready for termination, the health commissioner shall order the case to be terminated and the premises disinfected, cleaned or renovated.

11.56.300 Termination-Typhoid fever.

No case of typhoid fever shall be considered terminated and no longer communicable until two bacteriological examinations of the urine and feces of the typhoid fever patient shall show an absence of typhoid fever bacilli. These examinations shall be made by the chief bacteriologist of the division of health at an interval of one week.

11.56.310 Termination-Required before removal of placard or house-hold goods.

Excepting under special written permission of the health commissioner, no person shall remove, or aid in removing, from any placarded building or other premises, in which a person having a communicable disease shall have been reported, any household goods, bedding, clothing or any other articles, until such case has been terminated by the health commissioner.

#### 11.56.320 Removal of persons to hospital-Communicable disease.

Whenever the health commissioner shall become appraised or informed that any person residing in the city has a communicable disease which, in his opinion, may endanger the lives of the citizens of the city, it shall be his duty to make, or cause to be made, an examination of such person by a physician of the division of health. and an inspection of the building or premises in which he resides by an inspector of the division of health.

If such person is found to have a communicable disease, the health commissioner may, if he deems necessary, cause the person to be removed from such building or premises to an hospital appropriate facility provided by the city for the treatment of such diseases.

If force be found necessary to make such an examination or to remove any person having a communicable disease, the health commissioner shall have the power and authority to use force, if he deems it necessary or judicious.

#### 11.56.330 Removal of persons to hospital-Filthy conditions.

Whenever the health commissioner becomes appraised or informed that any person, by reason of disease or filth, or the filth of the quarters occupied by such person, is a menace to public health, it shall be his duty to make, or cause to be made, an examination of the person by a physician of the division of health. and an inspection of the building or other premises by an inspector of the division of health. If such person shall be, by reason of personal filth, or if the quarters occupied by such person are, by reason of filth, a menace to public health, the health commissioner may, if he deems it necessary, cause such person to be removed to an appropriate facility until such time as the person may be cleansed and the quarters and clothing shall be disinfected.

If force be found necessary to make such an examination of the person or buildings or other premises, or to remove the person by reason of personal filth of the person or of the quarters occupied by him, the health commissioner shall have the power and authority to use force, if he deems it necessary or judicious.

#### 11.56.340 School attendance.

No parent or guardian, or person having the care, custody or control of any minor and knowing him to have a communicable disease, shall permit such minor to attend any public, private or parochial school in the city, or to mingle with any person in a public place or public conveyance, until such minor shall

be declared free from contagion by a licensed physician. No adult person knowing himself to be afflicted with or to have been reported as having any communicable disease shall attend any public, private or parochial school in the city, or shall mingle with any person in a public place or public conveyance in the city until he shall have been declared free from contagion or infection by a licensed physician.

11.56.360 Reporting of exposure to communicable disease by school official.

Every principal of any public, private or parochial school in the city, who has reasonable cause to suspect that a teacher or pupil attending such school has been exposed to any communicable disease or is infected with any communicable disease shall have the duty to inform the St. Louis City Health Commissioner of such exposure or infection immediately.

11.56.370 Premises-Vacation and disinfection-Travel restrictions.

Whenever a building or other premises or one or more city blocks or squares of ground shall have been infected with any communicable disease, the health commissioner shall have the power to cause such area to be vacated by the inhabitants for the purpose of disinfecting, cleansing or renovating. If this action is not deemed expedient or judicious by the commissioner, he shall have the power and authority to close up the streets in front of and surrounding such area and to prohibit the inhabitants thereof, or any other persons, from passing in or out, or to and from such area, except under such rules and regulations as he may prescribe, until the area has been disinfected, the infection or contagion ceased or the commissioner orders the restrictions removed.

11.56.380 Premises-Disinfection order.

The health commissioner shall order the disinfection, cleansing or renovating of all premises found occupied, or which have been occupied by any person removed from such premises, as prescribed in Section 11.56.370, by reason of contagious or infectious disease or filth, if he deem it necessary.

11.56.400 Public not to be endangered by persons sick with communicable disease.

No person shall place others in danger of contacting any communicable disease from any person sick with such disease or from the body of a person who died of such disease by the exposure of the sick individual or dead body, by any connected negligent act, with respect to the care and custody of such person or by any needless exposure of himself.

#### 11.56.410 When health commissioner may close business places.

Whenever a person who resides in the city in any building or other premises in which there is conducted any grocery, bakery, dairy, confectionery, fruit store, restaurant, barbershop, tobacco store, dry goods or clothing store or any business where any article of food, drink, tobacco, dry goods, or clothing is manufactured, repaired, stored or sold has any communicable disease, the health commissioner may, if he deems it necessary, prohibit the sale or removal of any such article from the business described. He shall have the power to close such business in the building or other premises until the disease is terminated or the person sick with such disease has been removed from the building or other premises. He may direct that the building or other premises be disinfected or cleaned if he thinks such action is necessary.

#### 11.56.420 Duties of police.

It shall be the duty of the police department to notify the health commissioner whenever it considers or believes any communicable disease to exist. It shall assist the health commissioner, his officers or employees in the discharge of their duties whenever called upon to do so.

#### 11.56.470 Diphtheria-Termination cultures.

No case of diphtheria shall be terminated until the chief bacteriologist of the division of health shall report two negative cultures, taken on successive days from the nose or throat, or both, of such patient.

#### 11.56.480 Tuberculosis-Rules.

The health commissioner shall prepare rules prescribing measures essential for preventing the spread of tuberculosis, promoting its arrest and the recovery of the person suffering therefrom. He shall cause a printed copy of such rules to be distributed to all persons connected with every case of tuberculosis within the city of which he may have information.

#### 11.56.490 Tuberculosis-Examination by city physician.

When a case of tuberculosis is reported to the health commissioner and no physician is in charge of the case, the health commissioner may designate a city physician to examine and report such case. If the clinical evidence or a microscopical examination of the sputum of the patient in such case demonstrates the presence of tuberculosis, the health commissioner shall

furnish the patient or his nurse, relative, friend or caretaker a printed copy of directions as to the best means of preventing the spread of the disease and promoting recovery of the patient. He shall instruct the inspectors of the division of health to report whether such directions and instructions of the division of health are obeyed.

#### 11.56.500 Tuberculosis-Sputa exam-Health commissioner duties.

The health commissioner shall have the power to cause a microscopical examination to be made of the sputa of persons having symptoms of tuberculosis whenever it be requested by the attending physician or by a city physician detailed to examine the case. He shall have the power to order the examination to be made by any competent person in the employ of the division of health, any person so employed shall promptly make the examination and a report thereon free of charge. The result of the examination shall be reported in duplicate, one copy to be forwarded to the physician upon whose application the examination was made, and the other to the health commissioner.

#### 11.56.510 Tuberculosis-Sputa exam-Report and record.

It shall be the duty of every physician in the city, when called to attend any patient residing in the city who has symptoms of tuberculosis, to promptly submit specimens of sputum to the health division laboratory for examination. If this examination or the clinical evidence demonstrates tuberculosis, the physician shall at once report the case to the health commissioner. This report shall contain the name of the patient, occupation, residence, place of employment, age, sex, nationality and social condition. A record shall be kept of such reports, which shall be accessible only on order of the health commissioner.

#### 11.56.520 Tuberculosis-Premises examination.

Whenever the health commissioner shall have information from the attending physician of the existence of a case of tuberculosis in the city, he may cause the premises to be examined. Notes shall be taken of the sanitary condition of the premises, the number of persons living in the house, and whether the patient occupies a room alone or with others.

### SECTION FIVE.

### PART III - SEXUALLY TRANSMITTED DISEASES

11.56.550 Sexually transmitted disease service-Created.

There is hereby created a service in the Communicable Disease Section of Department of Health and Hospitals, to provide for the diagnosis, treatment and control of sexually transmitted diseases which shall be under the direction of the health commissioner. The health commissioner is hereby authorized to appoint the necessary officers and employees in this division.

11.56.580 Sexually transmitted disease service - Special supervising nurse.

There shall be one supervising clinician. The supervising clinician shall be a graduate of a recognized school of nursing or allied health program, and shall have had at least five years practical experience in public health. The supervising clinician shall have direct control over all nurse and lab personnel and shall have such other duties as may be prescribed by the health commissioner and the supervisor of the sexually transmitted disease service.

11.56.590 Sexually transmitted disease service Clinicians and other employees.

There shall be such number of clinicians and other employees as may be fixed from time to time under the Charter and ordinances of the city. clinicians shall be graduates of recognized schools of nursing or other allied health programs and those with public health experience shall be preferred. All clinicians shall be under the direct supervision of the supervising clinician. They shall perform such duties as may be assigned by the health commissioner and the supervisor of sexually transmitted disease service.

11.56.600 Sexually transmitted diseases enumerated.

Syphilis, gonorrhea, chancroid, chlamydia trachomatis, AIDS and HIV are designated "sexually transmitted diseases" when used in this division. They are hereby recognized and declared to be contagious, infectious, communicable and dangerous to the public health.

11.56.630 Powers and duties of health commissioner.

The health commissioner or his representative is empowered and directed:

A. To maintain a clinic for the diagnosis and treatment of sexually transmitted diseases.

B. To use every available means of determining whether a person, suspected of being afflicted with a sexually transmitted disease, is suffering from the disease in an infectious stage;

C. To ascertain the source of the infection and cause adequate investigation to be made as to the residence of the person so afflicted whenever the diseases are found to exist. In such investigation, the health commissioner is vested with full power of inspection and examination, of all persons, places and things as provided herein;

D. To use every proper means of suppressing prostitution. All health officers are hereby prohibited from issuing certificates or other evidences of freedom from sexually transmitted diseases.

#### 11.56.640 Referral of patients.

In accordance with approved public health practice the Health commissioner may when necessary, refer indigent patients residing in the City and suffering with sexually transmitted disease to private as well as municipal agencies. The Health Commissioner or her or his representative may, when necessary, refer indigent patients residing in the City of St. Louis, for treatment to dispensaries connected with St. Louis University Medical School and the School of Medicine of Washington University and to other hospitals or institutions which are approved by her or him and by the American Medical Association.

#### 11.56.650 Diagnostic, clinical and laboratory facilities.

The Health Commissioner may provide diagnostic, clinical and laboratory facilities and general consultation service to physicians, for the diagnosis of sexually transmitted diseases in indigent patients.

#### 11.56.660 Drugs to physicians

The Health Commissioner is hereby authorized to supply drugs, on application, to physicians, for the treatment of sexually transmitted diseases of indigent patients. The drugs to be supplied will be those deemed necessary by the Health Commissioner.

#### 11.56.680 Prostitutes and other suspects.

A. When any person is arrested for prostitution, public solicitation or patronizing prostitution as defined in Chapter 15.34.101 of the Revised Code of the City of St. Louis, or for lewd or indecent conduct as defined in Chapter

15.30.020 of the Revised Code of the City of St. Louis, the person shall be advised, in a manner deemed appropriate by the health commissioner, of the significant health risks associated with said activity and further shall be offered a suitable examination by a clinician of the division of health for the purpose of determining if such person has been exposed to a sexually transmitted disease.

B. Any person who is convicted or who pleads guilty or nolo contendere to prostitution, public solicitation, or patronizing prostitution as defined in Chapter 15.34.101 of the Revised Code of the City of St. Louis or for lewd or indecent conduct as defined in Chapter 15.30.020 of the Revised Code of the City of St. Louis, shall be ordered by the Court to undergo testing for exposure to for HIV, syphilis, and gonorrhea, without the right of refusal, prior to sentencing. Such testing shall be conducted by the division of health within 30 days of the Court order.

C. After the defendant has been tested in accordance with section B, the division of health shall immediately transmit a notice to the Court that said requirement has been met. The division of health, shall notify the defendant immediately of the result of said test and shall maintain a record of the manner in which notification was made.

D. Cost of such testing for exposure to HIV, syphilis, and gonorrhea shall be taxed to the defendant as costs in the criminal proceeding. Such testing costs may be retained by the court from the bond filed by the defendant under subsection E of this section.

E. Any person who is arrested for prostitution, public solicitation, or patronizing prostitution as defined in Chapter 15.34.101 of the Revised Code of the City of St. Louis, or for lewd or indecent conduct as defined in Chapter 15.30.020 of the Revised Code of the City of St. Louis shall be required to post a minimum bond amount for release prior to trial. The minimum bond amount shall be sufficient to cover the cost of any post-trial testing for exposure to HIV, syphilis, and gonorrhea ordered by the Court.

11.56.690 Spread of sexually transmitted diseases.

It shall be unlawful for any person, knowing himself to be venereally infected, to inoculate any other person with any sexually transmitted disease or to perform or commit any act which exposes any other person to inoculation of or infection with any of such diseases.

11.56.695 PENALTY

A. Any person found guilty of violating Section 11.56.690 shall be fined an amount of not less than Three Hundred Dollars (\$300.00) nor more than Five Hundred Dollars (\$500.00). For any subsequent violation of said Section, a fine of not less than Five Hundred Dollars (\$500.00) shall be mandatory.

B. The judge may, in lieu of fine, impose no less than 40 hours of community service for persons convicted of violating Section 11.56.690 of the Revised Code of the City of St. Louis.

## SECTION SIX

11.56.710 Orders of health commissioner to be obeyed.

It shall be unlawful for any person to neglect or refuse to obey any order of the health commissioner authorized by this part or to interfere with or obstruct the health commissioner, or his representative, in the performance of the duties herein required.

11.56.720 Reports - Required.

It shall be the duty of every physician, person treating sexually transmitted disease, superintendent or principal directing officer of a hospital or dispensary or other institution devoted to the care of the sick in the city to notify the health commissioner, on a form furnished by him, of any individual with a sexually transmitted disease under his care or supervision.

This report shall state the name or number, age, sex, race, occupation of diseases person, if known, the character and previous duration of the disease and the probable source of infection, if known. This report shall be mailed within the time periods set forth in Section 11.56.190.

11.56.760 Reports to be confidential.

All information and reports concerning persons infected with sexually transmitted 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 health commissioner by this division or the laws of the state.

11.56.765 PENALTY

A. Any person found guilty of violating Section 11.56.710 shall be fined an amount of not less than One Hundred Dollars (\$100.00) nor more than Five

Hundred Dollars (\$500.00). For any subsequent violation of said Section, a fine of not less than Five Hundred Dollars(\$500.00) shall be mandatory.

B. The judge may, in lieu of fine, impose no less than 30 hours of community service for persons convicted of violating Section 11.56.710 of the Revised Code of the City of St. Louis.

SECTION SEVEN. Emergency Clause. This being an ordinance for the immediate preservation of public peace, health and safety, it is hereby declared to be an emergency measure within the meaning of Sections 19 and 20 of Article IV of the Charter of the City of St. Louis and therefore this ordinance shall become effective immediately upon its passage and approval by the Mayor.

<b>Legislative History</b>				
<b>1ST READING</b>	<b>REF TO COMM</b>	<b>COMMITTEE</b>	<b>COMM SUB</b>	<b>COMM AMEND</b>
<b>12/15/95</b>	<b>12/15/95</b>	<b>H&amp;H</b>	<b>01/10/96</b>	
<b>2ND READING</b>	<b>FLOOR AMEND</b>	<b>FLOOR SUB</b>	<b>PERFECTN</b>	<b>PASSAGE</b>
<b>01/12/96</b>			<b>01/19/96</b>	<b>01/26/96</b>
<b>ORDINANCE</b>	<b>VETOED</b>		<b>VETO OVR</b>	
<b>63633</b>				