

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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HOUSE BILL 424

Short Title: Small Animal Health Certificates.

(Public)

Sponsors: Representative Dickson.

Referred to: Environment.

April 1, 1991

A BILL TO BE ENTITLED  
AN ACT TO AUTHORIZE A FEE FOR COMPANION ANIMAL CERTIFICATES  
OF EXAMINATION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 130A-5 reads as rewritten:

**"§ 130A-5. Duties of the Secretary.**

The Secretary shall have the authority:

- (1) To enforce the State health laws and the rules of the Commission;
- (2) To investigate the causes of epidemics and of infectious, communicable and other diseases affecting the public health in order to control and prevent these diseases; to provide, under the rules of the Commission, for the prevention, detection, reporting and control of communicable, infectious or any other diseases or health hazards considered harmful to the public health to obtain, notwithstanding the provisions of G.S. 8-53, a copy or a summary of pertinent portions of privileged patient medical records deemed necessary by joint agreement of the attending physician and a Department physician for investigating a disease or health hazard that may present a clear danger to the public health. Any physician providing copies or summaries of privileged patient medical records pursuant to this subdivision shall be immune from civil or criminal liability that might otherwise be incurred or imposed based upon invasion or privacy or breach of physician-patient confidentiality arising out of the furnishing of or agreement to furnish such records;

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- 1 (3) To develop and carry out reasonable health programs that may be  
2 necessary for the protection and promotion of the public health and the  
3 control of diseases. The Commission is authorized to adopt rules to  
4 carry out these programs;
- 5 (4) To make sanitary and health investigations and inspections;
- 6 (5) To investigate occupational health hazards and occupational diseases  
7 and to make recommendations for the elimination of the hazards and  
8 diseases. The Secretary shall work with the Industrial Commission and  
9 shall file sufficient reports with the Industrial Commission to enable it  
10 to carry out all of the provisions of the Workers' Compensation Act  
11 with respect to occupational disease.
- 12 (6) To receive donations of money, securities, equipment, supplies, realty  
13 or any other property of any kind or description which shall be used by  
14 the Department for the purpose of carrying out its public health  
15 programs;
- 16 (7) To acquire by purchase, devise or otherwise in the name of the  
17 Department equipment, supplies and other property, real or personal,  
18 necessary to carry out the public health programs;
- 19 (8) To use the official seal of the Department. Copies of documents in the  
20 possession of the Department may be authenticated with the seal of the  
21 Department, attested by the signature or a facsimile of the signature of  
22 the Secretary, and when authenticated shall have the same evidentiary  
23 value as the originals;
- 24 (9) To disseminate information to the general public on all matters  
25 pertaining to public health; to purchase, print, publish, and distribute  
26 free, or at cost, documents, reports, bulletins and health informational  
27 materials. Money collected from the distribution of these materials  
28 shall remain in the Department to be used to replace the materials;
- 29 (10) To be the health advisor of the State and to advise State officials in  
30 regard to the location, sanitary construction and health management of  
31 all State institutions; to direct the attention of the State to health  
32 matters which affect the industries, property, health and lives of the  
33 people of the State; to inspect at least annually State institutions and  
34 facilities; to make a report as to the health conditions of these  
35 institutions or facilities with suggestions and recommendations to the  
36 appropriate State agencies. It shall be the duty of the persons in  
37 immediate charge of these institutions or facilities to furnish all  
38 assistance necessary for a thorough inspection;
- 39 (11) To establish a schedule of fees based on income to be paid by a  
40 recipient for services provided by Migrant Health Clinics and  
41 Development Evaluation Centers;
- 42 (12) To establish fees for the sale of specimen containers, vaccines and  
43 other biologicals. The fees shall not exceed the actual cost of such  
44 items, plus transportation costs; ~~and~~

- 1           (13) To establish a fee to cover costs of responding to requests by  
2           employers for industrial hygiene consultation services and  
3           occupational consultation services. The fee shall not exceed two  
4           hundred dollars (\$200.00) per on site ~~inspection~~ inspection; and  
5           (14) To establish a fee for companion animal certificate of examination  
6           forms to be distributed, upon request, by the Department to licensed  
7           veterinarians. The fee shall not exceed the cost of the form and  
8           shipping costs."

9           Sec. 2. This act becomes effective July 1, 1991.