

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 HOUSE BILL 2040

By: Steele

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5
6 AS INTRODUCED

7 An Act relating to public health and safety;
8 authorizing the Commissioner of Health to issue
9 certain order in certain circumstances; specifying
10 purpose; providing for immunity from liability for
11 certain persons; providing for codification; and
12 providing an effective date.

13 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

14 SECTION 1. NEW LAW A new section of law to be codified
15 in the Oklahoma Statutes as Section 1-502.4 of Title 63, unless
16 there is created a duplication in numbering, reads as follows:

17 A. Whenever the State Commissioner of Health or a designee
18 determines that a communicable disease or infectious agent may be
19 present or that a person has suffered an exposure to any such
20 disease or infectious agent, the Commissioner shall have authority
21 to issue an order requiring a person to submit specimens of
22 different types, including but not limited to swabbing of body
23 parts, or samples of blood, stool, or other bodily fluids or tissue,
24 for the purpose of determining the source or method of an outbreak

1 in order to protect the health, safety, and welfare of the public
2 and prevent transmission of disease or infection.

3 B. Public officers and employees acting in good faith within
4 the scope of their authority in implementing or enforcing any such
5 order or rules promulgated for the control of communicable disease
6 or infectious agents shall not be held liable for damages resulting
7 from their official acts.

8 SECTION 2. This act shall become effective November 1, 2009.

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