

BY-LAWS
HALL COUNTY BOARD OF HEALTH
DISTRICT 2

ARTICLE I. NAME

The name of the organization shall be the Hall County Board of Health.

ARTICLE II. PURPOSE/FUNCTIONS/POWERS

The Hall County Board of Health, District 2 (hereafter referred to as Board of Health), created and established by Georgia Law, shall operate for the following general but not exclusive functions.

- A. To determine the health needs and resources thereof by research, and the collection, analysis, and evaluation of all data pertaining to the health of the community;
- B. To develop, in cooperation with the Department of Human Resources, programs, activities, and facilities responsive to the needs of its area;
- C. To secure compliance with the rules and regulations of the Department of Human Resources that have local application;
- D. To enforce, or cause enforcement of, all laws pertaining to health unless the responsibility and the enforcement of such is by law that of another agency.
- E. Exercise responsibility and authority in all matters within the county pertaining to health, unless the responsibility for enforcement of such is by law that of another agency;
- F. Take such steps as may be necessary to prevent and suppress disease and conditions deleterious to health and to determine compliance with health laws and rules, regulations and standards adopted there under.
- G. Adopt and enforce rules and regulations appropriate to its functions and powers, provided such rules and regulations are not in conflict with the rules and regulations of the Department of Human Resources. Such rules and regulations must be reasonably adapted to the purposes intended and must be within the purview of the powers and duties imposed upon said Board of Health by OCGA 31-3-5.

- H. Receive and administer all grants, gifts, moneys, and donations for purposes pertaining to health pursuant to the provisions of the OCGA;
- I. Make contracts and establish fees for the purpose of providing public health service. No person shall be denied services on the basis of his inability to pay. The scope of services, operating details, contracts and fees approved by the County Board of Health shall also be approved by the District Health Director. Environmental fees as approved by the Board of Health must be adopted by the County governing authority.
- J. Contract with the Department of Human Resources or other agencies for assistance in the performance of its functions and the exercise of its powers, and for supplying services which are within its purview to perform, provided such contracts and amendments thereto shall have first been approved by the Department of Human Resources. In entering into any contracts to perform its functions and to exercise its powers, and for supplying services which are within its purview to perform, any County Board of Health or health district created under the authority of Code Section 88-215 shall be considered an agency and such agency shall have the authority to contract with any: other County Board of Health; combination of county boards of health; health district; public or private hospitals; hospital authorities; medical schools; training and educational institutions; departments and agencies of the State; county or municipal governments; persons, partnerships, corporations, and associations, public or private; the United States Government or the government of any other state; or any other legal entity.

ARTICLE III. MEMBERSHIP, TENURE OF OFFICE

- A. The Board of Health shall be composed of seven members as follows:
 - (1) One member shall be the Chief Executive Officer of the governing authority of the county, by whatever name called, or some member designated by said officer;
 - (2) One member shall be the county superintendent of schools; or designee;

- (3) One member to be appointed by the governing authority of the county shall be a physician actively practicing medicine in the county and licensed under Chapter 35 of Title 43.
 - (4) One member to be appointed by the governing authority of the county who shall be an advocate for consumers of public health services;
 - (5) One member to be appointed by the governing authority of the largest municipality in the county who shall be a person interested in promoting public health who is a consumer or a nurse licensed under chapter 26, Title 43;
 - (6) One member to be appointed by the governing authority of the county who shall be a consumer member who will represent on the board the county's needy, underprivileged, or elderly community; and
 - (7) One member shall be the Chief Executive Officer of the governing authority of the largest municipality of the county, by whatever name called, or some member designated by said officer.
- B. No member appointed to the County Board of Health shall be an employee of the County Board of Health or of the Department of Human Resources.
- C. Members appointed pursuant to paragraphs (3), (4), (5), and (6) of subsection A of this section shall take office the first day of January immediately following the expiration of the immediately preceding term of that office and serve terms of six years and until their successors are appointed and qualified. Vacancies in any such membership shall be filled, for the unexpired term and until a successor is appointed and qualified, in the same manner as the original appointment.
- D. Persons holding office as members pursuant to paragraph (1), (2), or (7) of subsection A of this section shall serve as members while holding their offices as Chief Executive Officer of the governing authority of the county, County Superintendent of Schools, or Chief Executive Officer of the largest municipality of the county, respectively.

ARTICLE IV. MEETINGS AND ATTENDANCE

- A. The Board of Health shall meet quarterly and maintain minutes of each meeting. Meetings will be held on **the fourth Tuesday during the months of February, May, August, and November at 4:30 P.M. with the May meeting being the annual budget meeting. All meetings are held at the health department.**

All meetings, including those declared as executive sessions, will be duly publicized in the news media and conducted in compliance with the State "Sunshine Law".

- B. The effective service of a member of the Board of Health is dependent upon continued attendance and participation in the Board's meetings. Therefore, the Board of Health, by a majority vote of a quorum in regular meetings, shall have the authority to recommend to the appropriate appointing authority the replacement of any member who has missed two consecutive regular meetings without approved absences from the Chairperson of the Board of Health. The one exception being the membership established by constitutional office, i.e., County Superintendent of Schools.

ARTICLE V. OFFICERS

- A. Officers of the Board of Health shall consist of a Chairperson, Vice-Chairperson, and a Secretary. All officers shall be elected annually at the first meeting of the board of each calendar year, and will hold office until a successor is elected.
- B. The Chief Executive Officer shall be the District Health Director of record as appointed by the Commissioner of the Georgia Department of Human Resources with the Board of Health's consent. The Chief Executive Officer shall be a physician licensed to practice medicine under Chapter 34 of Title 43 and who otherwise meets the requirements of the State Merit System of Personnel Administration.

ARTICLE VI. PROCEDURES AND RESPONSIBILITIES

- A. The latest edition of Robert's Rules of Order shall govern the parliamentary procedures at all meetings of the Board of Health.
- B. A majority of the members of the Board of Health shall constitute a quorum, (4 members).
- C. It shall be the duty of the Chairperson to preside over all meetings of the Board of Health.
- D. It shall be the duty of the Secretary to record, maintain, and distribute minutes of the Board of Health meeting.

ARTICLE VII. AMMENDMENTS AND CONFORMITY

- A. These by-laws may be amended at any meeting of the Board of Health by majority vote of a quorum provided a thirty (30) day written notice of proposed amendments have been given to each Board member.
- B. These by-laws shall be subject to conformity with all appropriate Federal, State, and County Laws, regulations, and guidelines.

Adopted (as amended) at the meeting of the Hall County Board of Health on

Tuesday, May 27, 2008

Margaret S. Elliott
Chairperson

[Signature]
Member

Member

Member

Member

[Signature]
Secretary

[Signature]
Member

Member

Member