

ORDINANCE NO. FCO-2009- III

**AN ORDINANCE CONCERNING THE SUPPRESSION OF DISEASE
IN UNLICENSED CHILD CARE FACILITIES**

WHEREAS, Floyd County, Indiana has established a local health department board pursuant to I.C. 16-20-2-2, namely the Floyd County Health Department; and

WHEREAS, the Floyd County Health department is charged with the responsibility of disease prevention, control and suppression; and

WHEREAS, the Indiana Department of Health and Human Services is charged with the responsibility of monitoring conditions in licensed child care facilities; and

WHEREAS, an individual may operate a residential child care home for less than six (6) children without a license pursuant to I.C. 12-17.2-2-8; and

WHEREAS, the Floyd County Health Department has the authority to enter upon and inspect private property in regard to the possible presence, source and cause of disease pursuant to I.C. 16-20-1-23; and

WHEREAS, under I.C. 16-20-1-23 the Floyd County Health Department may order what is reasonable and necessary for prevention and suppression of disease and in all reasonable ways protect the public health; and

NOW THEREFORE, BE IT ORDAINED, by the Commissioners for Floyd County, Indiana as follows:

1. If it has reason to believe that a contagious and/or communicable disease and/or illness is present in an unlicensed child care home, the Floyd County Health Department may require any individual operating an unlicensed child care home to cease all operations until the unlicensed child care home has been properly cleaned, sanitized and disinfected to eliminate the possibility of spreading the disease.

2. The Floyd County Health Department may require any individual operating an unlicensed child care home to hire professionals, who are properly trained in the eradication of contagious and/or communicable diseases, to clean, sanitize and disinfect the entire premises of the child care home if any child for whom care is provided at the home is found to have any contagious and/or communicable disease or illness.

3. The Floyd County Health Department may require any individual operating an unlicensed child care home to provide proof of immunizations for each child for whom care is provided.

4. In the event that any individual and/or unlicensed child care home fails to comply with an order of the Floyd County Health Department and/or the provisions of this Ordinance, the Floyd County Health Department may issue an order requiring the unlicensed child care home to

immediately cease all operations until the individual and/or unlicensed child care home comes into compliance.

5. Nothing in this Ordinance shall be construed to limit, in any way, the authority and powers granted to the Floyd County Health Department in I.C. 16-20-1-1 et. seq.

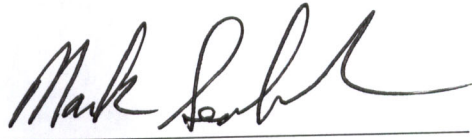
6. This Ordinance shall be effective upon its passage.

SO ORDAINED this 17th day of March, 2009.

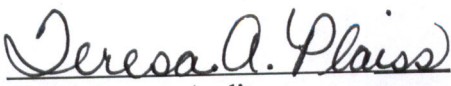
Board of Commissioners of Floyd County,
Indiana

By: 
Stephen Bush, President


Charles A. Freiburger, Commissioner


Mark Seabrook, Commissioner

ATTEST:


Teresa A. Plaiss
Floyd County Auditor