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2022 North Dakota Century Code Title 23 - Health and Safety Chapter 23-07.6 - Communicable Disease Confinement Procedure

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CHAPTER 23-07.6 COMMUNICABLE DISEASE CONFINEMENT PROCEDURE

23-07.6-01. Definitions.

As used in this chapter, unless the context otherwise requires:

1. "Communicable disease" means a disease or condition that causes serious disability, or death, the infectious agent of which may be transmitted directly or indirectly, from the body of one person to the body of another person.
2. "Confinement" means quarantine or isolation.
3. "Isolation" means the physical separation and restrictions on movement of individual or groups of individuals who are infected or reasonably suspected of being infected with a contagious or possibly contagious disease from nonisolated individuals to prevent or limit the transmission of the disease to nonisolated individuals.
4. "Local board" means a board of health as defined under section 23-07.6-02.
5. "Local health officer" means the health officer of a local board.
6. "Quarantine" means the physical separation and restrictions on movement of an individual or groups of individuals, who are or may have been exposed to a contagious or possibly contagious disease and who do not show signs of being infected with a contagious disease, from nonquarantined individuals to prevent the transmission of the disease to nonquarantined individuals.
7. "Respondent" means the person or group of persons ordered to be confined or restricted under this chapter.

23-07.6-02. Confinement order - Penalty.

1. The state health officer or any local health officer may order any person or group confined by a written directive if there are reasonable grounds to believe that the person or group is infected with any communicable disease, the state health officer determines that the person or group poses a substantial risk to the public health, and confinement is necessary and is the least restrictive measure to protect or preserve the public health.
2. Conditions and principles. The state or local health officer shall adhere to the following conditions and principles when isolating or quarantining individuals:
 - a. Isolation and quarantine must be by the least restrictive method necessary to prevent the spread of a contagious or possibly contagious disease.
 - b. Isolated individuals must be confined separately from quarantined individuals.
 - c. The health status of isolated and quarantined individuals must be checked regularly to determine if they require isolation or quarantine.
 - d. If a quarantined individual subsequently becomes infected with a contagious or possibly contagious disease the individual must promptly be removed to isolation.
 - e. Isolated and quarantined individuals must be immediately released if they pose no substantial risk of transmitting a contagious or possibly contagious disease to others.
 - f. The needs of persons isolated and quarantined must be met in a systematic and competent fashion, including providing adequate shelter, means of communication with those in isolation or quarantine, and, where appropriate, these settings, medication, and competent medical care.

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- g. Premises used for isolation and quarantine must be maintained in a hygienic manner and be designed to minimize the likelihood of transmission of infection or other harm to persons isolated and quarantined.
 - h. To the extent possible, cultural and religious beliefs must be respected, addressing the needs of individuals and establishing and maintaining isolation and quarantine premises.

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