

Sec. 36. K.S.A. 48-939 is hereby amended to read as follows: 48-939. ~~The knowing and willful violation of~~*(a) A person who intentionally violates any provision of this act or, any rule and regulation adopted by the adjutant general under this act or any lawful order or proclamation issued under authority of this act whether pursuant to a proclamation declaring a state of disaster emergency under K.S.A. 48-924, and amendments thereto, or a declaration of a state of local disaster emergency under K.S.A. 48-932, shall constitute a class A misdemeanor and any person convicted of such violation shall be punished as provided by law therefor and amendments thereto, may incur a civil penalty in an amount not to exceed \$2,500 per violation. Each penalty may be assessed in addition to any other penalty provided by law.*

(b) Violations of this section shall be enforced through an action brought under chapter 60 of the Kansas Statutes Annotated, and amendments thereto, by the attorney general or the county or district attorney in the county in which the violation took place. Civil penalties sued for and recovered by the county or district attorney shall be paid into the general fund of the county where the proceedings were instigated.

(c) The attorney general or any county or district attorney may bring an action to enjoin, or to obtain a restraining order, against a person who has violated, is violating or is otherwise likely to violate this act.

Sec. 37. K.S.A. 65-201 is hereby amended to read as follows: 65-201. ~~(a) The board of county commissioners of the several counties of this state each county shall act as the county boards board of health for their respective counties the county. Each county board thus created shall appoint a person licensed to practice medicine and surgery, preference being given to persons who have training in public health, who shall serve as the local health officer and who shall act in an advisory capacity to the county board of health and as the local health officer, except that. The appointing authority of city-county, county or multicounty health units with less than one hundred thousand (100,000) 100,000 population may appoint a qualified local health program administrator as the local health officer if a person licensed to practice medicine and surgery or person licensed to practice dentistry is designated as a consultant to direct the administrator on program and related medical and professional matters. The local health officer or local health program administrator shall hold office at the pleasure of the board.~~

(b) Any order issued by the local health officer, including orders issued as a result of an executive order of the governor, may be reviewed, amended or revoked by the board of county commissioners of the county affected by such order at a meeting of the board. Any order reviewed or amended by the board shall include an expiration date set by the board and may be amended or revoked at an earlier date by a majority vote of the board.

(c) The board of county commissioners in any county having a population of less than fifteen thousand (15,000) 15,000 may contract with the governing body of any hospital located in such county for the purpose of authorizing such governing body of the hospital to supply services to a county board of health.

Sec. 38. K.S.A. 65-202 is hereby amended to read as follows: 65-202. ~~(a) The local health officer in each county throughout the state, immediately after his or her such officer's appointment, shall take the same oath of office prescribed by law for the county officers, shall give bond of five hundred dollars (\$500) \$500 conditioned for the faithful performance of his or her the officer's duties, shall keep an accurate record of all the transactions of his or her such office, shall turn over to his or her the successor in office or to the county or joint board of health selecting such officer, on the expiration of his or her such officer's term of office, all records, documents and other articles belonging to the office and shall faithfully account to said board of~~