

STATE OF SOUTH CAROLINA)
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COUNTY OF GREENWOOD)
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IN RE: [REDACTED])

SOUTH CAROLINA DEPARTMENT OF
HEALTH AND ENVIRONMENTAL CONTROL

EMERGENCY
PUBLIC HEALTH ORDER
pursuant to S.C. Code § 44-31-105

INDIVIDUAL ASSESSMENT for [REDACTED]: Upon information and belief, you have refused to comply with the Public Health Order issued to you by the S.C. Department of Health and Environmental Control (DHEC) on May 30, 2013. On numerous visits DHEC staff educated you on TB and how it is spread to others. DHEC staff explained the isolation precautions you must comply with due to your infectious TB status. You confirmed understanding the need to avoid all public places, and the requirement that you wear a mask when attending appointments with your physician.

[REDACTED], confirmed that you remain infectious to others. Since you received the Order, you have continued to be noncompliant with DHEC staff instructions and uncooperative with DHEC staff conducting investigations. You have been evasive, vague and inconsistent with responses to questions from DHEC staff about persons who may be contacts and in providing information to assist with locating individuals, time frames for potential exposures, and other information critical to notifying persons who are at risk. You have provided false and conflicting information to DHEC staff, been nonresponsive in answering specific questions, and failed to obtain permission before leaving home isolation. Your failure to fully disclose your contacts places those individuals at significant risk and, coupled with your uncooperative behavior, is in violation of the Public Health Order dated May 30, 2013.

PURPOSE OF ORDER: Pursuant to S.C. Code Ann. Section 44-31-105, the Department issues this emergency order for **your immediate detention and isolation for noncompliance with the Public Health Order issued by DHEC on May 30, 2013.**

Pulmonary TB is a life-threatening airborne disease. For the protection of your personal welfare, for the prevention of the possible spread of the disease, and for the protection of public health, it is necessary that you immediately:

- 1) be detained for continued treatment at [REDACTED] for up to 30 days or until you are no longer considered to be infectious;
- 2) wear a mask when you are around other people and follow all respiratory isolation precautions at all times to avoid exposing others;
- 3) follow all prescribed treatment and instructions from Department of Health and Environmental Control medical staff; and
- 4) provide the names of all people with whom you were in contact during the months of [REDACTED] to [REDACTED], and any other time period in which DHEC determines your tuberculosis was infectious.

NOW IT IS THEREFORE ORDERED, in accordance with S.C. Code Ann. Section 44-31-105, that you immediately be confined for isolation and treatment at [REDACTED], or another DHEC approved treatment facility, and that you comply with the above directives until such time as you are determined to be free of active tuberculosis disease and the illness no longer presents a danger to you or to the public health.

NOTICE: You have the right to request judicial review of this Order. To request a review of this order in the Probate Court and/or request your release from detention, please contact:

[REDACTED]
South Carolina Department of Health & Environmental Control
TB Control Division
2600 Bull Street
Columbia, SC 29201
[REDACTED]

If you request judicial review, the Department will file a Petition in the county probate court within three working days of your request. The probate court must schedule a hearing within ten days of the filing of the Petition.

IN THE ABSENCE OF A COURT ORDER, DETENTION UNDER THIS ORDER MUST NOT CONTINUE FOR MORE THAN THIRTY DAYS.

Should you fail to comply with this Emergency Public Health Order, or with your treatment for tuberculosis, DHEC is further authorized by S.C. Code Ann. Section 44-31-110 to file a Petition with the Probate Court requesting that you be involuntarily committed to an inpatient facility for continued isolation and treatment while you remain infectious and a threat to the public's health.

Your examination and treatment are required by and pursuant to SC Code of Laws, Sections 44-1-80, 44-1-100, 44-1-110, 44-1-140(10), and 4 S.C. Code Ann. Regs. 61-20. Failure to cooperate with all necessary investigations, isolation, evaluation, and treatment may result in your arrest by a law enforcement officer, for the purpose of the enforcement of Regulation 61-20 and this Emergency Public Health Order, pursuant to South Carolina law, Section 44-1-100. Violation of this Order may subject you to a civil penalty not to exceed one thousand dollars a day for each violation pursuant to S.C. Code Ann. Section 44-1-150.

AND IT IS SO ORDERED.

s/ Catherine B. Templeton

6/6/2013

Catherine B. Templeton, Director
SC Department of Health and Environmental Control

Date

CERTIFICATE OF SERVICE

Date: _____

I certify that on this date I have served a copy of the above Public Health Order on
_____ and explained the provisions of the Order to
_____.

Name: _____

Date: _____