

Public Health Laws and Regulations, Allegany County Health Department, April 2014

Topic	Public Health Area	Law/ Regulation/Ordinance Citation	Description
Air - Indoor air/ smoking	Environment	COMAR 10.19.04	Prohibition of smoking in indoor areas open to the public; local health departments investigate complaints
Air - Open burning	Environment	COMAR 26.11.07	Prohibits the start of an open fire without the proper permit and control officer approval. Local health departments may review and issue permits; investigate complaints
Animals - Animal control	Animal control	Health General § 18-217 to 18-222	Evaluation and control of animals
Animals - Rabies	Animal control	Health General § 18-312 to 18-320	Control and investigation of , animal bites, rabies and potentially rabid animals
Animals - Rabies	Animal control	COMAR 10.06.02	Local health departments investigate animal attacks involving humans; collects and sends animal specimens; enforces quarantine periods; conducts vaccination clinics
Animals - Pet store inspections and exotic bird permits	Animal control	Health General §24-101 to 24-110	Public health agency inspects pet stores for compliance with reptile caution notices, exotic bird records, humane and sanitary conditions
Authority - Local Health Officer	Authority	Health General §3-301 to 3-309	Local health officer powers and duties
Authority - County Board of Health	Authority	Health General §3-301 to 3-309	County Board of Health powers and duties
Building - Permits	Environment	COMAR 26.04.02	Local health department signs off on plans and issues building permits
Building - Plan Review	Environment	COMAR 26.04.03	Local health departments review site plans for major projects; public water and sewer site plan review; final plat review
Camps - Campgrounds	Environment	COMAR 10.16.03	Local health department performs inspections, investigates complaints and issues permits for campgrounds
Camps - Youth Camps	Environment	COMAR 10.16.06	Certifications for youth camps
Camps - Migratory Labor Camps	Environment	COMAR 10.16.01	Regulations protecting the public health and safety of occupants of migratory labor camps.

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Cancer - Breast Cancer Program	Cancer	Health General § 20-116	Establishes the Breast Cancer Program
Cancer - Breast and Cervical Cancer Program	Cancer	COMAR 10.14.04	Description of the Breast and Cervical Cancer Program including responsibilities of local health departments
Cancer - Colorectal Cancer Control Program	Cancer	COMAR 10.14.06	Description of the Colorectal Cancer Control Program including responsibilities of local health departments
Cancer - Maryland Cancer Fund	Cancer	COMAR 10.14.05	Description of the Maryland Cancer Fund
Cancer - Use of Tanning Devices by Minors	Cancer	COMAR 10.52.06	Use of Tanning Devices by Minors
Disease Control - AIDS Investigations and Case Reporting	AIDS/ HIV	COMAR 10.18.03	Lists requirements for reporting a case of acquired immunodeficiency syndrome (AIDS) and health officer follow-up of a physician report of AIDS
Disease Control - HIV and CD4+Lymphocyte Investigations and Case Reporting	AIDS/ HIV	COMAR 10.18.02	Requirements for physician reporting of a case of HIV or AIDS/ birth of an infant whose mother has tested positive for HIV; Institution reporting of a case of HIV or AIDS; Laboratory reporting of a test result for HIV infection or CD4+ count; and health officer follow-up of a physician report of AIDS
Disease Control - HIV/AIDS Definitions	AIDS/ HIV	COMAR 10.18.04	Definitions related to HIV/AIDS
Disease Control - HIV Counseling and Testing for Pregnant Women	AIDS/ HIV	COMAR 10.18.09	Requirements for counseling and requirements for informed consent when HIV testing is performed on pregnant women
Disease Control - HIV Counseling and Testing Procedures	AIDS/ HIV	COMAR 10.18.08	Requirements for pretest and post-test counseling and requirements for informed consent when HIV testing is performed
Disease Control - HIV testing for Convicted	AIDS/ HIV	COMAR 10.52.10	HIV Testing of Persons Accused or Convicted, or Both, of Certain Crimes

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Disease Control - Reportable diseases	Epi/ Comm Dis Control	COMAR 10.06.01.03	List of Reportable Diseases and Conditions which health care providers, institutions and others are required to report.
Disease Control - Reporting of infectious diseases	Epi/ Comm Dis Control	Health General §18-208	Health Officer required to report incidence of disease endangering public and take action to contain and combat it
Disease Control - Moving of infected individuals	Epi/ Comm Dis Control	Health General §18-211	Individuals with certain infectious diseases may be moved to appropriate housing
Disease Control - Isolation and quarantine	Epi/ Comm Dis Control	Public Safety §14-3A-05	The Secretary of Health can order isolation and quarantine
Disease Control - Quarantine	Epi/ Comm Dis Control	Health General §18-901	Health official may issue a directive to an individual or a group to go and remain in places of isolation or quarantine
Disease Control - Universal infection control precautions	Epi/ Comm Dis Control	COMAR 10.52.11	Universal infection control precautions
Disease Control - Sexually transmitted infections (STI)	Sexually Transmitted infections	COMAR 10.09.72	Local health department provides STD clinical services for screening, diagnosis, partner identification and treatment
Disease control - STI testing and contact tracing	Sexually Transmitted infections	COMAR 10.06.17 and .18	Local health department must assure clients and their contacts that have or have been exposed to certain reportable STDs obtain appropriate treatment and follow-up and all info is entered into state database
Disease control - Tuberculosis	Epi/ Comm Dis Control	COMAR 10.06.01.21	Local health department must assure that individuals are assessed and treated per protocol and local health department must investigate contacts and treat accordingly - info entered into State database
Emergency - Authority to enforce rules	Emergency	Public Safety §14-113	Health Officer's ability to enforce rules and regulations made by the Governor during a state of emergency

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Emergency - Catastrophic Health Emergencies Act	Emergency	Public Safety §14-3A-03	The Governor may order the Secretary of Health to control, restrict, or regulate the use, sale, or distribution of anything needed to respond to the medical consequences of an emergency and to require individuals to stay in isolation or quarantine until no longer a risk to others
Emergency - Catastrophic health emergency	Emergency	COMAR 10.59.01	Requirements and standards for isolation and quarantine.
Emergency - Access to potable water	Environment	COMAR 26.04.01	Local health department assures supply of fresh water in an emergency
Emergency - Quarantine	Epi/ Comm Dis Control	Health General §18-901	Health official may issue a directive to an individual or a group to go and remain in places of isolation or quarantine
Facilities - Adult day care	Adult Health	COMAR 10.12.04 and 26.04.04	A person may not establish, operate, or continue the operation of an adult daycare center without first obtaining a license from the State
Facilities - Assisted living	Adult Health	COMAR 10.07.14 and 26.04.02	State requirements and licensing procedures for operating an assisted living facility that promotes health, safety and maximizes independence.
Facilities - Mobile home parks	Environment	COMAR 10.16.02	Local health departments performs inspections, investigates complaints and issues permits for mobile home parks
Facilities - Outdoor music festivals	Environment	COMAR 10.16.05	Local health departments evaluate plans and inspect outdoor music festivals
Facilities - ADA compliance	Environment	COMAR 26.08.02	Requirements for handicap accessibility for facilities
Family Planning - Family Planning Programs	Family Planning	COMAR 10.09.58	Administration of family planning programs
Food - Bottled Water	Environment	COMAR 10.15.11	Procedures for obtaining proper permits for bottling and dispersing drinking water from spring construction to unit processing operations. State is responsible.
Food - Canning	Environment	COMAR 10.15.01	Requirements for operation of canning and acidified food manufacturing plants. State is responsible.

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Food - Crab Meat	Environment	COMAR 10.15.02	Processing regulations to ensure safe and sanitary crab meat and working conditions for employees. State is responsible.
Food - Food and Drink Processing and Transportation	Environment	COMAR 10.15.04	Processing, producing, transporting and/or storing items for human consumption must be handled using sanitary practices. State is responsible.
Food - Food Service Facilities	Food	COMAR 10.15.03	Public health agency assures that food service facilities serve food that is safe for human consumption, that buildings meet proper standards for cleanliness, agency conducts inspections, provides training, issues food service facility licenses and conducts food service facility plan reviews.
Food - Frozen Dairy Foods	Environment	COMAR 10.15.05	Manufacture and Sale of Frozen Dairy Foods and Ices Manufactured for Sale in Maryland; State is responsible.
Food - Manufactured Grade Milk	Environment	COMAR 10.15.06	Production, Processing, Transportation, Storage, and Distribution of Manufactured Grade Milk. State is responsible.
Food - Milk	Environment	COMAR 10.15.09	Production, Processing, Transportation, Storage, and Distribution of Milk. State is responsible.
Food - Seafood	Environment	COMAR 10.15.10	Procedures for the Safe Handling and Processing of Seafood. State is responsible.
Food - Shellfish	Environment	COMAR 10.15.07	Requirement for processing, handling shellfish which are sold for human consumption. State is responsible.
Food - Food borne illness investigations	Food	COMAR 10.06.01 and 10.15.03	Local health department investigates foodborne and water borne illnesses related to food service facilities and within institutional facilities; State and local health depts have roles.
Funding - State Funding for Local Health Services	Environment	COMAR 10.04.01	Amounts of State General funds to be provided to local health departments for Core Public Health Services
Hazards - Hazard investigations	Environment	Environment §10-201	The local Health Officer has the authority to investigate any condition that dangerous to human health and to inspect schools, places of employment and businesses.

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Hazards - Hazardous substances	Environment	COMAR 10.19.02	All provisions of 16 Code of Federal Regulations Part 1500 and 1505 apply; State and local health depts have roles.
Hazards - Controlled dangerous substances	Environment	COMAR 10.19.03	Regulation for the state health agency to control the manufacturing, distributing, and use of controlled, dangerous substances. State is responsible.
Hazards - Poison prevention packaging	Dangerous Devices and Substances	COMAR 10.19.06	All provisions of Code 16 of Federal Regulations Part 1700 apply. State is responsible.
Hotels - Hotel/motel complaints	Environment	Health General §20-301	Local health department investigates complaints regarding hotels and motels
Immunizations - Meningococcal vaccination requirements	Epi/ Comm Dis Control	COMAR 10.06.05	Requirements for meningococcal vaccination of individuals enrolled in institutions of higher education who are living in on-campus student housing.
Immunizations - Requirements before entry into school	Epi/ Comm Dis Control	COMAR 10.06.04	A school may not knowingly admit or retain a student unless the student's parent or guardian has furnished evidence of age-appropriate immunity
Lead - Lead paint poisoning investigations	Environment	COMAR 26.02.07, 26.16.02 and 26.16.05	Regulations for appropriate techniques for abatement of lead-containing substances from interior and certain exterior surfaces in residential areas and day care properties
Medical Care Programs - Outreach to MCO clients	Medical Care Programs	COMAR 10.09.66.03	Local health department assistance to bring individuals to care
Medical Care Programs - MCO complaints ombudsman program	Medical Care Programs	COMAR 10.09.72	Complaint resolution unit handles and transfers cases to local health departments
Medical Care Programs - Maryland Children's Health Program	Medical Care Programs	COMAR 10.09.11	Description of the Maryland Children's Health Program
Medical Care Programs - MCHP eligibility	Medical Care Programs	COMAR 10.09.43.04	Determining eligibility for the Maryland Children's Health Program

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Medical Care Programs - Community First Choice	Medical Care Programs	COMAR 10.09.84	Description of the Community First Choice program
Medical Care Programs - Medical Assistance Personal Care	Medical Care Programs	COMAR 10.09.20	Description of the Medical Assistance Personal Care program
Medical Care Programs - STEPS case management	Medical Care Programs	COMAR 10.09.30	Describes Statewide Evaluation and Planning Services (STEPS)
Medical Care Programs - AERS	Medical Care Programs	COMAR 10.09.61	Describes Adult Evaluation and Review Services (AERS)
Nuisance - Complaints	Environment	Environment § 10-201	Local health departments follows up on nuisance complaints
Nuisance - Regulation of general nuisances	Environment	Allegany County Ordinance Bill No. 4-07	Regulations concerning local nuisance complaints
School Health - Documents for school entry	School health	COMAR 10.11.04.05	Documents required for entry into prekindergarten and kindergarten
School Health - Physical exams, student records, health appraisals, counseling, communicable disease	School health	COMAR 13A.05.05.07	Standards for all students relating to Physical Exams, Student Records, Health Appraisals, Counseling, Communicable Disease
School Health - Emergency services	School health	COMAR 13A.05.05.09	CPR and first aid certification requirements
School Health - School Health Council	School health	COMAR 13A.05.05.13	School Health Council requirements
School Health - High school AED program	School health	COMAR 13A.05.10.03	Minimum requirement for high school AED program
School Health - Epi-Pen	School health	Education § 7-426.2	Policy on use of epi-pen in public schools
Solid Waste - Septic systems	Environment	COMAR 26.04.02 & .05	review applications; issue permits; provide installation inspection; investigate failing systems

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Solid Waste - Special medical waste	Environment	COMAR 10.06.06	Applies to entities which generate and handle special medical waste or sharps. Also applies to entities which treat and dispose of special medical waste.
Solid Waste - Sewage sludge	Environment	COMAR 26.04.06	Permitting process and requirements for sewage sludge management
Swimming Facilities - Pool and spa licenses	Environment	COMAR 10.17.01	Regulations to protect and promote the health and safety of those using public pools or spas including standards of construction and disinfecting.
Swimming Facilities - Pool, spa, bathing beach inspections	Environment	COMAR 10.17.01,26.04.01 and 09	The Department of the Environment is responsible for issuing permits and enforcing regulations on public water systems, natural wood waste recycling facilities, public pools and public spas
Swimming Facilities - Swimming/ bathing beach	Environment	COMAR 26.08.09	Requirements for annual permit of operation of public beaches including sanitation quality of facilities and waters
Tattoos - Tattoos and body piercing	Consumer Protection	COMAR 10.06.06G and 10.06.01.06H	Regulations on handling and disposing of sharp waste object that have come in contact with bodily materials. Also tattoo and body piercing shop should follow requirements of the Health Officers.
Tattoos - County tattooing regulations	Consumer Protection	Allegany County Ordinance Bill No. 8-91	Regulates tattooing in Allegany County
Tobacco - Distribution of tobacco products to minors	Tobacco	Criminal Law § 10-107	Prohibits distribution of a tobacco product or paraphernalia to a minor
Tobacco - Distribution of electronic cigarettes to minors	Tobacco	Health General § 24-305	Prohibits distribution of electronic nicotine devices to a minor
Tobacco - Smoking indoors	Tobacco	COMAR 10.19.04	Prohibition of Smoking in indoor areas open to the public; Local health departments investigate complaints
Transportation Safety - Bike helmets	Injury prevention	Transportation § 21-1207.1	Bibyle helmet requirements for individuals under the age of 16



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Transportation Safety - Seat belts and child safety seats	Injury prevention	Transportation § 22-412	Requirements for the use of seat belts and child safety seats
Vital Records - Birth Certificates	Vital Records	Health General §4-204	Birth, death, and fetal death certificate copies
Water - Certificate of Potability	Environment	COMAR 26.04.04	Regulations establishing the standards and procedures applicable to the construction of wells.
Water - Percolation Testing	Environment	COMAR 26.04.02	Local health department performs percolation testing and soil analysis; site plan review; ground water monitoring
Water- Water Quality	Environment	COMAR 26.08.02	Surface water quality protection
Water - Well Construction	Environment	COMAR 26.04.04	Local health department issues permits and conducts inspections

2013 Maryland Code: <http://law.justia.com/codes/maryland/2013/> (Justia US Law, April 3, 2014)

COMAR Regulations: <http://www.dsd.state.md.us/comar/comar.aspx> (COMAR Online, April 3, 2014)