

74. Vaccination of public school children.

No teacher in any of the public schools of this State shall receive into such school as a pupil any person who has not been successfully vaccinated; and it shall be the duty of all teachers in the public school within ten days after the beginning of the fall term of said schools, and thereafter as new pupils shall enter such school, to ascertain and enroll on the vaccine register of said school the names of those pupils who may produce a certificate of a regular practising physician of the county or city, as the case may be, certifying that the pupil has been successfully vaccinated, and also the names of those pupils who have been enrolled at any previous term in any school of the county or in the City of Baltimore, as the case may be, as successfully vaccinated pupils, whenever any such pupil shall present a certificate of such enrollment from the teacher of any such school. If any person shall apply for admission as a pupil in any of the public schools of this State who has not been successfully vaccinated, the teacher shall give the parents or guardian or other person having control of such pupil an order directed to any physician in the county or city, as the case may be, and requiring any regular physician to whom it may be presented to vaccinate such pupil and return a certificate of such vaccination when successful to the teacher giving such order. The county commissioners of the several counties and the mayor and city council of Baltimore City, as the case may be, shall pay or cause to be paid to the physician performing the service on such order the sum of fifty cents for every such successful vaccination on the presentation of the order and certification of the teacher that such vaccination has been performed; provided, that in the counties or in the City of Baltimore, when vaccine physicians are appointed or contracts made with certain physicians by the proper authorities for the vaccination of all children or persons who may apply free of charge to the person applying, the provisions of this section providing for the payment of physicians' certified orders of teachers shall not apply. Any teacher neglecting or refusing to comply with the provisions of this section shall on conviction thereof [before any justice of the peace having jurisdiction over said offense,] be fined ten dollars for each and every offense. And no public school trustee or commissioner shall grant any permit to any person who has not been successfully vaccinated to enter as a pupil any public school under the same penalty.

104. Same—State's attorney to prosecute.

Upon complaint made in writing by the State Board of Health, or its executive officer, before [any justice of the peace], a *commissioner of the District Court*, charging the commission of an offense against the provisions of said §§ 100 to 103, both inclusive, it shall be the duty of the State's attorney of the county or town, in which such offense is committed, to prosecute the offender.

112. Same—Same—Suit where costs and expenses of abatement not paid.

If the cost and expense of abating any such nuisance is not paid to the State Board of Health by the person liable therefor within sixty days (60) after the abatement thereof, then the State Board of Health shall file a suit, in its name, [before a justice of the peace] *in the District Court sitting* in the county where the nuisance was abated, [or before the People's Court of Baltimore City, as the case may be,]