

1. UNDER THE DIRECTION OF THE SECRETARY, THE STATE HEALTH LAWS AND THE POLICIES, RULES, AND REGULATIONS THAT THE SECRETARY ADOPTS; AND

2. EXCEPT AS PROVIDED IN SUBPARAGRAPH(II) OF THIS PARAGRAPH, UNDER THE DIRECTION OF THE COUNTY BOARD OF HEALTH, THE RULES AND REGULATIONS THAT THE COUNTY BOARD OF HEALTH ADOPTS.

(II) THE HEALTH OFFICER FOR A COUNTY SHALL ENFORCE IN EACH MUNICIPALITY OR SPECIAL TAXING DISTRICT IN THE COUNTY THE RULES OR REGULATIONS THAT THE COUNTY BOARD OF HEALTH ADOPTS UNLESS THE MUNICIPALITY OR DISTRICT HAS A CHARTER PROVISION OR ORDINANCE THAT:

1. COVERS THE SAME SUBJECT MATTER AS THE COUNTY RULE OR REGULATION;

2. IS AT LEAST AS RESTRICTIVE AS THE COUNTY RULE OR REGULATION; AND

3. INCLUDES PROVISIONS FOR ENFORCEMENT.

(5) A HEALTH OFFICER SHALL PERFORM ANY INVESTIGATION OR OTHER DUTY OR FUNCTION DIRECTED BY THE SECRETARY OR THE COUNTY BOARD OF HEALTH AND SUBMIT APPROPRIATE REPORTS TO THEM.

REVISOR'S NOTE: Subsections (a), (b), and (c)(1), (2), (4), and (5) of this section are new language patterned after Article 43, § 51E(a) through (d), (g), and (i).

Subsection (c)(3) of this section formerly appeared as Article 43, § 51D.

The only changes are in style.

Defined terms: "County" § 3-101  
 "Health officer" § 3-101 "Secretary" § 1-101  
 "Includes"/"including" § 1-101

### 3-307. RIGHT OF ENTRY.

#### (A) PRIVATE HOUSES.

IN THE PERFORMANCE OF OFFICIAL DUTIES, A HEALTH OFFICER MAY ENTER AND INSPECT ANY PRIVATE HOUSE IF THE HEALTH OFFICER:

- (1) HAS OBTAINED CONSENT TO ENTER AND INSPECT;
- (2) HAS OBTAINED A WARRANT; OR