

clarity and brevity.

In item (7) of this section, the reference to examination and analysis of "such other foods ... as the Secretary ... directs" is omitted as unnecessary in light of the duty as to "any other matter that the Secretary requires." In this regard, the Secretary has required the public health and clinical laboratories to provide a wide range of services related to such matters as occupational diseases, hereditary disorders, and medical care for the indigent.

As to those provisions of Article 43, § 35(a) that relate to cost of services, see §§ 16-207 and 17-103 of this article.

Defined terms: "Department" § 1-101
 "Health officer" § 1-101 "Secretary" § 1-101
 "Physician" § 1-101

17-103. ESTABLISHMENT OF FEES.

(A) IN GENERAL.

EXCEPT AS OTHERWISE PROVIDED, THE SECRETARY MAY SET, BY RULE OR REGULATION, A REASONABLE FEE FOR ANY SERVICE OF A PUBLIC HEALTH AND CLINICAL LABORATORY.

(B) PROHIBITED FEES.

THE SECRETARY MAY NOT IMPOSE ANY FEE FOR ANY SERVICE OF A PUBLIC HEALTH AND CLINICAL LABORATORY IN CONNECTION WITH:

- (1) AN EXAMINATION OR ANALYSIS OF A WATER SUPPLY;
- (2) AN EXAMINATION OR ANALYSIS OF MILK; OR
- (3) AN INQUIRY THAT ANY HEALTH OFFICER OR PHYSICIAN MAKES ABOUT A COMMUNICABLE DISEASE.

REVISOR'S NOTE: This section is new language patterned after the second sentence of Article 43, § 35(a)(1) and the second sentence of (2), as those sentences relate to cost, the entire third sentence of (2), and the fourth sentence of (2), as that sentence relates to development of fees.

This section is revised to authorize the setting of fees for services and to list certain services for which a fee may not be set. The list is based, in part, on the provision of Article 43, § 35(a) that reads "analyze free of cost, public and private water supplies, milk and such other