

(1) THE ATTENDING PHYSICIAN SHALL TEST TO DETERMINE IF GONOCOCCAL OPHTHALMIA NEONATORUM IS THE CAUSE OF THE INFLAMMATION OR SWELLING; OR

(2) IF THERE IS NO ATTENDING PHYSICIAN, ANY OTHER INDIVIDUAL WHO HAS CARE OF THE CHILD SHALL REPORT THE CONDITION IMMEDIATELY TO A PHYSICIAN OR TO THE HEALTH OFFICER FOR THE COUNTY WHERE THE CHILD IS LOCATED, SO THAT TESTING MAY BE DONE.

(C) REPORT BY PHYSICIAN.

WITHIN 48 HOURS AFTER A PHYSICIAN KNOWS THAT A CHILD UNDER THE PHYSICIAN'S CARE HAS GONOCOCCAL OPHTHALMIA NEONATORUM, THE PHYSICIAN SHALL SUBMIT A REPORT TO THE DEPARTMENT.

(D) TREATMENT RESTRICTED.

AN INDIVIDUAL OTHER THAN A PHYSICIAN MAY NOT TREAT THE INFLAMMATION OR SWELLING.

(E) PENALTIES.

A PERSON WHO VIOLATES ANY PROVISION OF SUBSECTIONS (B)(2) OR (D) OF THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$100 OR IMPRISONMENT NOT EXCEEDING 6 MONTHS OR BOTH.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 27, § 273 and former Article 43, § 38B.

Throughout this section, the word "child" is substituted for the words "infant" and "newborn child", for clarity and consistency.

In subsection (a) of this section, the term "nurse midwife" is substituted for the word "midwife" to conform to the terminology used in Title 7 of the Health Occupations Article.

In subsection (b) of this section, the references to a test being done are added to state expressly that which only was implied in former Article 43, § 38B(a). This addition is based on the prohibition in former Article 27, § 273 against "the application of any remedy" by a person other than a physician.

Also in subsection (b) of this section, the former definition of "inflammation of the eyes of the newborn" and the descriptions such as "unusual redness" and "apart from or together with any natural discharge" are deleted as