

## (D) RESTRICTIONS.

A HEALTH OFFICER MAY NOT REQUIRE AN INDIVIDUAL TO HAVE A PHYSICAL EXAMINATION, OTHER THAN A CHEST X-RAY, OR RESTRICT THE RIGHT OF THE INDIVIDUAL TO SELECT A TREATMENT METHOD, IF THE INDIVIDUAL:

(1) IN GOOD FAITH RELIES ON SPIRITUAL MEANS THROUGH PRAYER FOR HEALING; AND

(2) COMPLIES WITH THE LAWS, RULES, AND REGULATIONS THAT RELATE TO SANITATION FOR AND QUARANTINE OF INFECTIOUS, CONTAGIOUS, AND COMMUNICABLE DISEASES.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 43, § 98.

Throughout this section, the former references to the "Commissioner of Health of Baltimore City" are deleted as unnecessary in light of the use of the defined term "health officer".

In subsection (a) of this section, the defined term "physician" is substituted for the term "licensed practitioner of medicine", for clarity.

Also in subsection (a) of this section, the former reference to an examination "as he deems necessary" is deleted as unnecessary in light of the word "may".

In subsection (a)(2) of this section, the former enumeration of public places is deleted as unnecessary.

In subsections (b) and (c) of this section, the terms "appropriate health facility" and "health facility" are substituted for the references to a "health center for the treatment of tuberculosis", since facilities used only for tuberculosis treatment no longer exist.

In subsection (b) of this section, the phrase "after the examination, the health officer finds" is substituted for the phrase "if such findings are positive", to clarify who is responsible for the finding.

As to subsection (a) of this section, the Department and the Health Department of Baltimore City also rely on this section if an individual is believed to have tuberculosis in a stage that may become communicable.