

Annotated Code of Maryland

(2000 Replacement Volume and 2002 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Education

7-403.

(a) (1) In cooperation with the State Board and the [Statewide Advisory Commission on Immunizations] ~~MARYLAND STATE MEDICAL SOCIETY MEDICAL AND CHIRURGICAL FACULTY OF MARYLAND~~, the Department of Health and Mental Hygiene shall adopt rules and regulations regarding [the immunizations and] blood tests for lead poisoning required of children entering schools.

(2) IN COOPERATION WITH THE STATE BOARD AND THE STATEWIDE ADVISORY COMMISSION ON IMMUNIZATIONS, THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE SHALL ADOPT RULES AND REGULATIONS REGARDING IMMUNIZATIONS REQUIRED OF CHILDREN ENTERING SCHOOLS.

(3) These rules and regulations shall:

(i) Be adopted in compliance with the Administrative Procedure Act;

(ii) Provide that any child may have the immunization administered by his personal physician; and

(iii) 1. By September 2003, in areas designated as at risk for lead poisoning, as determined under § 18-106 of the Health - General Article, when a child enters a public prekindergarten program, kindergarten program, or first grade, require the parent or legal guardian of the child to provide [evidence of the results of the child's] ~~DOCUMENTATION FROM A PHYSICIAN~~ HEALTH CARE PROVIDER, ON A FORM DEVELOPED BY THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE, CERTIFYING THAT THE CHILD HAS UNDERGONE blood [tests] TESTING for lead poisoning administered in accordance with the guidelines of the Centers for Disease Control and Prevention in the screening of young children for lead poisoning: Guidance for State and Local Public Health Officials (November 1997) and any subsequent guidelines; and

2. By September 2003, require a program or school to report [the information received under sub-subparagraph 1 of this subparagraph] ~~THE NAME, LAST KNOWN ADDRESS, AND TELEPHONE NUMBER OF EACH CHILD FOR WHOM PHYSICIAN-CERTIFIED~~ CERTIFIED DOCUMENTATION OF A LEAD TEST IS NOT PROVIDED UNDER ITEM 1 OF THIS ITEM, AS DETERMINED BY REGULATION, to the local health department in the jurisdiction where the child resides.

(3) Any requirement for the administration of pertussis vaccine shall be consistent with § 18-332(b) of the Health - General Article.