

HOUSE BILL 1221

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2000 Regular Session  
0lr2290  
CF 0lr2483

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By: **Delegate Marriott (Baltimore City Administration) and Delegates  
Rosenberg, Hammen, Hubbard, Klausmeier, and Nathan-Pulliam**

Introduced and read first time: February 11, 2000

Assigned to: Environmental Matters

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A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City - Lead Poisoning Tests**

3 FOR the purpose of requiring certain regulations to require certain children to have  
4 been administered a certain test for lead poisoning at a certain time; requiring  
5 public schools in Baltimore City to report certain information to the  
6 Commissioner of the Baltimore City Health Department each school year;  
7 requiring certain persons to administer a certain test for lead poisoning under  
8 certain circumstances; and generally relating to requiring certain children to  
9 have been administered a certain test for lead poisoning at a certain time in  
10 Baltimore City under certain circumstances.

11 BY repealing and reenacting, with amendments,  
12 Article - Education  
13 Section 7-403  
14 Annotated Code of Maryland  
15 (1999 Replacement Volume)

16 BY adding to  
17 Article - Health - General  
18 Section 19-308.6  
19 Annotated Code of Maryland  
20 (1996 Replacement Volume and 1999 Supplement)

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

23 **Article - Education**

24 7-403.

25 (a) (1) In cooperation with the State Board and the Medical and Chirurgical  
26 Faculty of Maryland, the Department of Health and Mental Hygiene shall adopt rules

1 and regulations regarding the immunizations AND BLOOD TEST SCREENINGS  
2 required of children entering schools.

3 (2) These rules and regulations shall:

4 (i) Be adopted in compliance with the Administrative Procedure  
5 Act; [and]

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

8 (III) 1. IN BALTIMORE CITY, REQUIRE A CHILD ENTERING A  
9 SCHOOL TO HAVE BEEN ADMINISTERED A VENOUS BLOOD TEST SCREENING FOR  
10 LEAD POISONING AT THE TIME OF THE CHILD'S FIRST RUBELLA, MEASLES, OR  
11 MUMPS IMMUNIZATION; AND

12 2. FOR EACH SCHOOL YEAR EACH PUBLIC SCHOOL SHALL  
13 REPORT THE RESULTS OF THE VENOUS BLOOD TEST SCREENING TO THE  
14 COMMISSIONER OF THE BALTIMORE CITY HEALTH DEPARTMENT.

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

17 (b) (1) Unless the Secretary of Health and Mental Hygiene declares an  
18 emergency or an epidemic of disease, a child whose parent or guardian objects to  
19 immunization on the ground that it conflicts with the parent's or guardian's bona fide  
20 religious beliefs and practices may not be required to present a physician's  
21 certification of immunization in order to be admitted to school.

22 (2) The Secretary of Health and Mental Hygiene shall adopt rules and  
23 regulations for religious exemptions under this subsection.

24 **Article - Health - General**

25 19-308.6.

26 A PHYSICIAN OR OTHER HEALTH CARE PROVIDER IN BALTIMORE CITY SHALL  
27 ADMINISTER A VENOUS BLOOD TEST SCREENING WHEN TREATING A PERSON UNDER  
28 THE AGE OF 5 YEARS IN A HOSPITAL OR RELATED INSTITUTION.

29 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
30 July 1, 2000.