

## SUBTITLE 2. COUNTY BOARDS OF HEALTH.

## 3-201. COUNTY BOARDS OF HEALTH.

## (A) IN GENERAL.

EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, THE GOVERNING BODY OF A COUNTY IS EX OFFICIO THE BOARD OF HEALTH FOR THE COUNTY.

## (B) CODE OR CHARTER COUNTY.

IN A CODE COUNTY OR CHARTER COUNTY, THE GOVERNING BODY IS EX OFFICIO THE BOARD OF HEALTH FOR THE COUNTY, UNLESS THE GOVERNING BODY ESTABLISHES A BOARD OF HEALTH.

REVISOR'S NOTE: Subsection (a) of this section is new language derived without substantive change from the first clause of former Article 43, § 45.

Subsection (b) of this section is new language added to reflect that Article 25A, § 5(Y) and Article 25B, § 13 of the Code authorize charter and code counties to organize and establish county boards of health.

Throughout this section, the term "governing body" is substituted for the specific reference to "board of county commissioners", for clarity and conformity to the reference in § 3-302(b) of this title, as to nomination of the health officer for a county.

Throughout this section, the term "local", which formerly modified "board of health", is deleted as misleading, since it suggests that there is a local board of health other than the county board. This deletion is in accordance with the intent of Ch. 270, Acts of 1981, which abolished certain city, town, and other local boards of health.

Defined term: "County" § 3-101

## 3-202. MISCELLANEOUS POWERS AND DUTIES.

## (A) SCOPE OF AUTHORITY.

(1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, EACH COUNTY BOARD OF HEALTH SHALL EXERCISE THE DUTIES IMPOSED BY LAW ON A BOARD OF HEALTH.

(2) THE COUNTY BOARD OF HEALTH SHALL EXERCISE THOSE DUTIES IN EACH MUNICIPALITY OR SPECIAL TAXING DISTRICT IN THE COUNTY UNLESS THE MUNICIPALITY OR DISTRICT HAS A CHARTER PROVISION OR ORDINANCE THAT: