



Bill No. 23-06

Concerning: Establishing a Board of Health

Introduced: March 7, 2023

Revised: _____ Draft No. _____

Enacted: _____

Effective: _____

Expires: June 5, 2023

Frederick County Code, Chapter 1-2

Section(s) 900-905

COUNTY COUNCIL
FOR FREDERICK COUNTY, MARYLAND

By: Council Member Jerry Donald

AN ACT to: Establish a Board of Health in Frederick County.

Date Council Approved: _____

Date Transmitted to Executive: _____

Executive: _____

Date Received: _____

Approved: _____

Date: _____

Vetoed: _____

Date: _____

Date returned by County Executive with no action: _____

By amending:

Frederick County Code, Chapter, 1-2 Section(s) 900-905

Other: _____

Boldface

Underlining

[Single boldface brackets]

* * *

Heading or defined term.

Added to existing law.

Deleted from existing law.

Existing law unaffected by bill.

The County Council of Frederick County, Maryland, finds it necessary and appropriate to establish a Board of Health.

NOW, THEREFORE, BE IT ENACTED BY THE COUNTY COUNCIL OF FREDERICK COUNTY, MARYLAND, that the Frederick County Code be, and it is hereby, amended as shown on the attached Exhibit 1.

Brad W. Young, President
County Council of Frederick County,
Maryland

CHAPTER 1-2: ADMINISTRATION

ARTICLE XVIII. BOARD OF HEALTH

1-2-900. CREATION, PURPOSE, POWERS.

(A) There shall be a Frederick County Board of Health.

(B) The Frederick County Board of Health shall:

(1) Have the powers and duties granted to a local board of health under State law, including those provided in Title 3 of the Health-General Article of the Annotated Code of Maryland.

(2) Assist and cooperate with the Secretary of the Maryland Department of Health of the State of Maryland in health-related matters, including behavioral health.

(3) Have general responsibility for the health and sanitary interests of the people of the County including the investigation and study of the causes of disease, epidemics and nuisances affecting public health, behavioral health, the prevention of contagious diseases, and the preservation of health.

(4) Advise the County Executive and County Council on health matters including behavioral health.

(5) Have the power to administer oaths, issue subpoenas and apply for injunctive relief.

(6) At the request of the CE or a majority of the County Council, the Frederick County Health Officer (or their alternate) will convene a meeting of the Board of Health to review and make recommendations on any matter related to public health.

1-2-901. MEMBERSHIP.

(A) The membership of the Board of Health shall consist of the seven Frederick County Council members, the County Executive, and the Frederick County Health Officer.

(B) The Frederick County Health Officer shall serve as the executive officer and secretary, and need not be a resident of Frederick County or a registered voter.

(C) All members shall have full voting privileges.

(D) All members will serve without additional compensation.

1-2-902. LIASONS

(A) In addition to the members above, the Board shall appoint the following liaisons:

(1) An epidemiologist;

(2) A nurse;

(3) A mental health professional;

(4) A veterinarian;

(5) A member from the Frederick Chamber of Commerce; and

(6) One (1) person with a science related background.

(B) Liaisons shall be appointed and confirmed by a majority of the Board of Health.

(C) Liaisons shall have no voting privileges, and will not be counted in determining presence of a quorum.

(D) Liaisons will serve without compensation. Subject to Subsection E, the term of office of each of the members shall be for a period of 3 years.

(E) Of the initial 6 appointed liaisons, 2 shall be appointed for a term that expires in 1 year, 2 shall be appointed for a term that expires in 2 years, and 2 shall be appointed for a term that expires in 3 years.

(F) Liaisons may be reappointed but may not serve more than 2 full consecutive 3-year terms.

(G) Vacancies shall be filled on the same basis as the original appointments for unexpired terms and shall be filled with a person of the same or similar background of the liaison being replaced. Liaisons shall continue in office until their successors are appointed and qualified.

(H) Liaisons shall serve as a resource, provide information and data, and answer questions as needed or requested by the Board of Health.

1-2-903. MEETINGS, ATTENDANCE.

(A) The Frederick County Board of Health shall meet in May and October of each year and at any other time the board considers necessary.

(B) Meetings shall take place at a Frederick County location which is open and accessible to the public.

(C) A majority of the members shall constitute a quorum for the transaction of business.

(E) Any motion of the Board requires the affirmative vote of at least five members to pass.

1-2-904. STAFFING.

1 (A) Staffing to the Board of Health shall be provided by the Frederick County Health
2 Department.

3 **1-2-905. REGULATIONS.**

4 (A) Any regulation approved by the BOH shall contain a specific date and time when
5 the regulation shall go into effect.