



STATE OF MARYLAND

DEPARTMENT OF HEALTH AND MENTAL HYGIENE

Maryland Department of Health and Mental Hygiene
201 W. Preston Street • Baltimore, Maryland 21201

Parris N. Glendening, Governor - Georges C. Benjamin, M.D., Secretary

Peter Beilenson, MD, MPH
Baltimore City Health Department
210 Guilford Avenue, 3rd Floor
Baltimore, Maryland 21202

Dear Dr. Beilenson:

In accordance with the powers and duties vested in the Secretary, Department of Health and Mental Hygiene (DHMH), responsibility for the enforcement of the regulations listed in Attachment A are hereby delegated to you, as the Health Officer for Baltimore City.

The Secretary retains authority to enforce the applicable statutes and regulations governing the public health and safety interests of the citizens of Maryland. Where, in the sole discretion of the Secretary, delegated programs are not adequately implemented locally, or for other reasons, the Secretary may revoke all or part of the delegated authority. The Secretary may also elect to take direct action to abate a public health or safety hazard or to assure conformance with applicable federal and State statutes and regulations where the local agency has not adequately addressed a problem or has not complied with Departmental policy.

This delegation of responsibilities under the purview of DHMH does not affect the delegation, if any, of responsibilities by the Secretary, Department of the Environment (MDE). The Baltimore City Health Department remains responsible for the enforcement of MDE regulations pertaining to water and sewage disposal within your jurisdiction in accordance with the current Memorandum of Understanding between DHMH and MDE.

I know you share my concerns for the health and safety of the citizens of Maryland and I trust that your staff will continue to work in partnership with the Office of Food Protection and Consumer Health Services.

Sincerely,

Georges C. Benjamin, MD
Secretary

Attachment

ATTACHMENT A

Delegation of Authority for the Enforcement of DHMH Regulations
Baltimore City Local Environmental Health Department (LHD) in partnership with
the Office of Food Protection and Consumer Health Services (OFPCHS)

- COMAR 10.15.03 Regulations Concerning Food Service Facilities
- COMAR 10.15.04 Food and Drink Processing and Transportation
- COMAR 10.15.05 Regulations Governing the Manufacture and Sale of Frozen Dairy Foods and Ices Manufactured for sale in the Counties of Maryland
- These regulations are delegated only as they relate to retail, on-site manufacturing. The scope of delegated responsibility extends only to sampling to analyze product standards and monitoring of facilities which manufacture but do not pasteurize frozen desserts for retail trade.
- COMAR 10.16.02 Regulations Governing Mobile Home Parks
Delegated in full - consults with OFPCHS available.
- COMAR 10.16.03 Regulations Governing Camps
Delegated in full - consults with OFPCHS available.
- COMAR 10.16.05 Regulations Governing Outdoor Music Festivals
Delegated in full - consults with OFPCHS available
- COMAR 10.17.01 Regulations Governing Public Swimming Pools and Spas
Authority is delegated in full to the Baltimore City LHD for The administration of the Baltimore City Public Swimming Pool and Spa Program in accordance with the Baltimore City Public Swimming Pools Design Criteria, Standards and Regulations, in accordance with Baltimore City Ordinance No. 154.

The OFPCHS is available for consults and will provide interpretations and policies concerning COMAR 10.17.01.