



Public Health
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Frederick County Health Department

TO: Frederick County Board of Health
FROM: Barbara Brookmyer, MD, MPH, Frederick County Health Officer
RE: Board of Health Regulations
DATE: March 23, 2021

ISSUE:

Should the Board of Health (BOH) consider adopting the Proposed BOH Regulation 01-2021 to align with recent Executive Orders from Governor Hogan and requiring a point of contact for certain public gatherings of 100 or more persons?

BACKGROUND:

The new proposed regulation removes restrictions on social gatherings involving 25 or more persons. The proposed regulation adds a requirement for certain public gatherings of 100 or more persons to provide to the Health Department information about the gathering, including a responsible person to ensure compliance with applicable COVID mitigation techniques.

The proposed regulation no longer places occupancy limits on fitness centers or wedding venues, however, these locations will still need to comply with the Governor's most recent Executive Order and applicable health directives.

The following outlines the difference between the current and proposed regulations:

- **Recitals**
 - The recitals are unchanged except for the last sentence, which notes the adoption of this proposed resolution.
- **Section A- Face Coverings**
 - This section remains largely the same and mirrors the Governor's Executive Order regarding face coverings, but is updated to reference the most recent Executive Order 21-03-09-01.
- **Section B- Gatherings**
 - B (1) identifies the social gatherings applicable in this section (emphasis on public gatherings) and the number of persons this section is applicable to is increased to 100 or more. This section requires a designated responsible person to ensure compliance with face coverings, physical distancing, occupancy limits, and other infection transmission mitigation actions.
 - B (2) requires the organization holding a social gathering defined in (B)(1) to provide event information, including the date, name of responsible person, and contact information one week before the event is scheduled to occur.

- B (3) outlines which social gatherings this subsection does not apply to, including gatherings on personal private property which the public in general is not expected to attend.
- Prior B (3) and Prior B (4) have been deleted, but are still subject to any applicable State Executive Orders.
- **Section C- Incorporation of State Executive Orders and MDH Directives and Orders**
 - Section C has been updated to incorporate the newest version of the State Executive Order, as well as the MDH Directive and Order Regulating Certain Businesses and Facilities & General Directives Concerning Limiting the Spread of COVID-19, Number 2021-03-09-01.
- **Section D- Compliance with this Regulation**
 - Section D remains largely the same, but has been slightly reworded for clarity, and emphasis is placed on following the Maryland Department of Commerce's Back to Business Best Practices, which incorporates CDC recommendations.
- **Sections E- Enforcement, Section F- Applicability, and Section G- Severability** remain unchanged.
- **Section H- Effective Date**
 - This section has been updated to show the new effective date and time, as well as indicate that this proposed regulation will supersede Regulation BOH 02-2020.

RECOMMENDATION: The Board of Health should adopt the proposed regulation.



Barbara A. Brookmyer, M.D., M.P.H. ▪ Health Officer

350 Montevue Lane ▪ Frederick, MD 21702

Phone: 301-600-1029 ▪ Fax: 301-600-3111 ▪ MD TTY: 1-800-735-2258

