

**Public Health Service, HHS**

**§ 71.1**

**§ 70.7 Responsibility with respect to minors, wards, and patients.**

A parent, guardian, physician, nurse, or other such person shall not transport, or procure or furnish transportation for any minor child or ward, patient or other such person who is in the communicable period of a communicable disease, except in accordance with provisions of this part.

**§ 70.8 Members of military and naval forces.**

The provisions of §§ 70.3, 70.4, 70.5, 70.7, and this section shall not apply to members of the military or naval forces, and medical care or hospital beneficiaries of the Army, Navy, Veterans' Administration, or Public Health Service, when traveling under competent orders: *Provided*, That in the case of persons otherwise subject to the provisions of § 70.5 the authority authorizing the travel requires precautions to prevent the possible transmission of infection to others during the travel period.

**§ 70.9 Vaccination clinics.**

(a) The Director may establish vaccination clinics, through contract or otherwise, authorized to administer vaccines and/or other prophylaxis.

(b) A vaccination fee may be charged for individuals not enrolled in Medicare Part B to cover costs associated with administration of the vaccine and/or other prophylaxis. Such fee is to be collected at the time that the vaccine is administered. The vaccination fee, if imposed, is shown in the following table:

Vaccine	Effective dates	Amount
Fluarix .....	11/25/05	<sup>2</sup> \$25.00

<sup>1</sup> Continuing for one year.  
<sup>2</sup> \$7.00 for the vaccine and \$18.00 for administration.

[70 FR 3493, Jan. 25, 2005]

**PART 71—FOREIGN QUARANTINE**

**Subpart A—Definitions and General Provisions**

- Sec.
- 71.1 Scope and definitions.
- 71.2 Penalties.

71.3 Designation of yellow fever vaccination centers: Validation stamps.

**Subpart B—Measures at Foreign Ports**

71.11 Bills of health.

**Subpart C—Notice of Communicable Disease Prior to Arrival**

71.21 Radio report of death or illness.

**Subpart D—Health Measures at U.S. Ports: Communicable Diseases**

- 71.31 General provisions.
- 71.32 Persons, carriers, and things.
- 71.33 Persons: Isolation and surveillance.
- 71.34 Carriers of U.S. military services.
- 71.35 Report of death or illness on carrier during stay in port.

**Subpart E—Requirements Upon Arrival at U.S. Ports: Sanitary Inspection**

- 71.41 General provisions.
- 71.42 Disinsection of imports.
- 71.43 Exemption for mails.
- 71.44 Disinsection of aircraft.
- 71.45 Food, potable water, and waste: U.S. seaports and airports.
- 71.46 Issuance of Deratting Certificates and Deratting Exemption Certificates.
- 71.47 Special provisions relating to airports: Office and isolation facilities.
- 71.48 Carriers in intercoastal and interstate traffic.

**Subpart F—Importations**

- 71.51 Dogs and cats.
- 71.52 Turtles, tortoises, and terrapins.
- 71.53 Nonhuman primates.
- 71.54 Etiological agents, hosts, and vectors.
- 71.55 Dead bodies.
- 71.56 African rodents and other animals that may carry the monkeypox virus.

AUTHORITY: Secs. 215 and 311 of Public Health Service (PHS) Act, as amended (42 U.S.C. 216, 243); secs. 361–369, PHS Act, as amended (42 U.S.C. 264–272).

SOURCE: 50 FR 1519, Jan. 11, 1985, unless otherwise noted.

**Subpart A—Definitions and General Provisions**

**§ 71.1 Scope and definitions.**

(a) The provisions of this part contain the regulations to prevent the introduction, transmission, and spread of communicable disease from foreign countries into the States or possessions of the United States. Regulations pertaining to preventing the interstate

spread of communicable diseases are contained in 21 CFR parts 1240 and 1250.

(b) As used in this part the term:

*Carrier* means a ship, aircraft, train, road vehicle, or other means of transport, including military.

*Communicable disease* means an illness due to a specific infectious agent or its toxic products which arises through transmission of that agent or its products from an infected person or animal or a reservoir to a susceptible host, either directly, or indirectly through an intermediate animal host, vector, or the inanimate environment.

*Contamination* means the presence of undesirable substances or material which may contain infectious agents or their toxic products.

*Controlled Free Pratique* means permission for a carrier to enter a U.S. port, disembark, and begin operation under certain stipulated conditions.

*Deratting Certificate* means a certificate issued under the instructions of the Director, in the form prescribed by the International Health Regulations, recording the inspection and deratting of the ship.

*Deratting Exemption Certificate* means a certificate issued under the instructions of the Director, in the form prescribed by the International Health Regulations, recording the inspection and exemption from deratting of the ship which is rodent free.

*Detention* means the temporary holding of a person, ship, aircraft, or other carrier, animal, or thing in such place and for such period of time as may be determined by the Director.

*Director* means the Director, Centers for Disease Control, Public Health Service, Department of Health and Human Services, or his/her authorized representative.

*Disinfection* means the killing of infectious agents or inactivation of their toxic products outside the body by direct exposure to chemical or physical agents.

*Disinfestation* means any chemical or physical process serving to destroy or remove undesired small animal forms, particularly arthropods or rodents, present upon the person, the clothing, or the environment of an individual, or upon animals and carriers.

*Disinsection* means the operation in which measures are taken to kill the insect vectors of human disease present in carriers and containers.

*Educational purpose* means use in the teaching of a defined educational program at the university level or equivalent.

*Exhibition purpose* means use as a part of a display in a facility comparable to a zoological park or in a trained animal act. The animal display must be open to the general public at routinely scheduled hours on 5 or more days of each week. The trained animal act must be routinely scheduled for multiple performances each week and open to the general public except for reasonable vacation and retraining periods.

*Ill person* means a person who:

(1) Has a temperature of 100 °F. (or 38 °C.) or greater, accompanied by a rash, glandular swelling, or jaundice, or which has persisted for more than 48 hours; or

(2) Has diarrhea, defined as the occurrence in a 24-hour period of three or more loose stools or of a greater than normal (for the person) amount of loose stools.

*International Health Regulations* means the International Health Regulations of the World Health Organization, adopted by the Twenty-Second World Health Assembly in 1969, as amended by the Twenty-Sixth World Health Assembly in 1973, the Thirty-Fourth World Health Assembly in 1981, and as may be further amended.

*International voyage* means: (1) In the case of a carrier, a voyage between ports or airports of more than one country, or a voyage between ports or airports of the same country if the ship or aircraft stopped in any other country on its voyage; or (2) in the case of a person, a voyage involving entry into a country other than the country in which that person begins his/her voyage.

*Isolation* means: (1) When applied to a person or group of persons, the separation of that person or group of persons from other persons, except the health staff on duty, in such a manner as to prevent the spread of infection; or (2) when applied to animals, the separation of an animal or group of animals

## Public Health Service, HHS

## §71.11

from persons, other animals, or vectors of disease in such a manner as to prevent the spread of infection.

*Military services* means the U.S. Army, the U.S. Air Force, the U.S. Navy, and the U.S. Coast Guard.

*Scientific purpose* means use for scientific research following a defined protocol and other standards for research projects as normally conducted at the university level. The term also includes the use for safety testing, potency testing, and other activities related to the production of medical products.

*Surveillance* means the temporary supervision of a person who may have or has been exposed to a communicable disease.

*U.S. port* means any seaport, airport, or border crossing point under the control of the United States.

*United States* means the several States, the District of Columbia, Guam, the Commonwealth of Puerto Rico, the Northern Mariana Islands, the Virgin Islands, American Samoa, and the Trust Territory of the Pacific Islands.

*Vector* means an animal (including insects) or thing which conveys or is capable of conveying infectious agents from a person or animal to another person or animal.

### §71.2 Penalties.

Any person violating any provision of these regulations shall be subject to a fine of not more than \$1,000 or to imprisonment for not more than 1 year, or both, as provided in section 368 of the Public Health Service Act (42 U.S.C. 271).

### §71.3 Designation of yellow fever vaccination centers; Validation stamps.

(a) *Designation of yellow fever vaccination centers.* (1) The Director is responsible for the designation of yellow fever vaccination centers authorized to issue certificates of vaccination. This responsibility is delegated by the Director to a State or territorial health department with respect to yellow fever vaccination activities of non-Federal medical, public health facilities, and licensed physicians functioning within the respective jurisdictions of a State or territorial health department. Des-

ignation may be made upon application and presentation of evidence satisfactory to a State or territorial health department that the applicant has adequate facilities and professionally trained personnel for the handling, storage, and administration of a safe, potent, and pure yellow fever vaccine. Medical facilities of Federal agencies are authorized to obtain yellow fever vaccine without being designated as a yellow fever vaccination center by the Director.

(2) A designated yellow fever vaccination center shall comply with the instruction issued by the Director or by a delegated officer or employee of a State or territorial health department for the handling, storage, and administration of yellow fever vaccine. If a designated center fails to comply with such instruction, after notice to the center, the Director or, for non-Federal centers, a State or territorial health department, may revoke designation.

(b) *Validation stamps.* International Certificates of Vaccination against cholera and yellow fever issued for vaccinations performed in the United States shall be validated by:

(1) The Seal of the Public Health Service; or

(2) The Seal of the Department of State; or

(3) The stamp of the Department of Defense; or

(4) The stamp issued to the National Aeronautics and Space Administration; or

(5) The stamp issued by a State or territorial health department; or

(6) An official stamp of a design and size approved by the Director for such purpose.

## Subpart B—Measures at Foreign Ports

### §71.11 Bills of health.

A carrier at any foreign port clearing or departing for any U.S. port shall not be required to obtain or deliver a bill of health.