

State of Delaware – Department of Health and Social Services

The following provides the State with the authority to obtain records and documents necessary for the determination of consumer food purchases during investigation of foodborne illnesses within their jurisdiction. Questions regarding specific situations, the documents that can be requested, or the statutory citations listed should be directed to the authorized State agency. You may access contact information for the state agency on the Directory of State and Local Officials webpage at:

<http://dslo.afdo.org>

Delaware Code – Title 16

§ 122 Powers and duties of the Department of Health and Social Services

The Department shall have the following general powers and duties:

- (1) Supervision of all matters relating to the preservation of the life and health of the people of the State.
- (2) Supreme authority in matters of quarantine; it may declare and enforce such quarantine, when necessary and where no quarantine exists, and may modify, relax or abolish it, where it has been established.
- (3) Adopt, promulgate, amend, and repeal regulations consistent with law, which regulations shall not extend, modify or conflict with any law of this State or the reasonable implications thereof, and which shall be enforced by all state and local public health officials, to do all of the following:
 - a. Prevent and control the spread of all diseases that are dangerous to the public health;
 - b. Prevent and control nuisances which are or may be detrimental to the public health;
 - j. Protect and promote the public health generally in this State, and carry out all other purposes of the laws pertaining to the public health;

§ 130 Reporting of potential or existing public health emergencies.

- (a) Except as otherwise indicated in this chapter or Title 20, the Secretary of Health and Social Services or the Secretary's designee shall be responsible for implementing all measures designed to address potential contagious diseases or infectious diseases in this State.
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