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Sent: Tuesday, August 25, 2026 3:41 PM
To: IRRRC; ra-dhchaptr27propreg@pa.gov
Subject: Comment - Proposed Regulation #10-242 – Communicable and Non-Communicable Diseases

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To Whom It May Concern,

I am submitting this public comment regarding Proposed Regulation #10-242 concerning Communicable and Non-Communicable Diseases.

I strongly oppose any provision of this proposed regulation that would authorize broad governmental surveillance of citizens, compulsory confinement, or restrictions on individual liberty without clear statutory authority, robust due process protections, and meaningful judicial oversight..

Pennsylvania's police powers to protect public health are important, but they are not unlimited. Any regulation adopted by the Department of Health must remain within the authority granted by the General Assembly under the Disease Prevention and Control Law of 1955 and must be consistent with the Pennsylvania Constitution and the United States Constitution.

In particular, I urge the Department to carefully consider whether the proposed regulation:

- Expands executive authority beyond that expressly authorized by statute.
- Permits surveillance or collection of personal information beyond what is necessary to protect public health.
- Allows involuntary isolation or quarantine without adequate procedural safeguards, timely notice, and access to judicial review.
- Places insufficient limits on the duration, scope, or conditions of confinement.
- Lacks clear standards governing when extraordinary public health measures may be exercised.

Government actions that restrict an individual's liberty should be narrowly tailored, supported by clear evidence, and subject to meaningful oversight. Public health objectives should be pursued using the least restrictive means reasonably available while respecting the constitutional rights of Pennsylvania residents.

I respectfully request that the Department revise the proposed regulation to ensure that any authority relating to surveillance, isolation, quarantine, or other restrictions on personal liberty is clearly limited by statutory authority, incorporates strong due process protections, and preserves the constitutional rights of Pennsylvania citizens.

Thank you for considering these comments during the rule making process.

Respectfully,

Penny DeVito

Montgomery County, Pennsylvania