

**Rule Summary and Fiscal Analysis (Part A)****Department of Health**

Agency Name

Division

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**3701-3-02**

Rule Number

**AMENDMENT**

TYPE of rule filing

Rule Title/Tag Line

**Diseases to be reported.****RULE SUMMARY**

1. Is the rule being filed consistent with the requirements of the RC 119.032 review? **Yes**

2. Are you proposing this rule as a result of recent legislation? **No**

3. Statute prescribing the procedure in accordance with the agency is required to adopt the rule: **119.03**

4. Statute(s) authorizing agency to adopt the rule: **3701.23, 3701.34**

5. Statute(s) the rule, as filed, amplifies or implements: **3701.23**

6. State the reason(s) for proposing (i.e., why are you filing,) this rule:

The Ohio Department of Health (ODH) Ohio Administrative Code (OAC) Infectious Disease (ID) Committee meets regularly to review OAC rules pertinent to infectious diseases and whether these rules need to be updated/revised based on current infectious disease prevention and control guidelines and recommendations. Since the last OAC infectious disease rule changes effective January 1, 2009, several updates/revisions were recommended by the ODH OAC ID Committee. Thus, we are proposing the changes at this time.

7. If the rule is an AMENDMENT, then summarize the changes and the content of the proposed rule; If the rule type is RESCISSION, NEW or NO CHANGE,

then summarize the content of the rule:

This rule pertains to what infectious diseases need to be reported to public health. The changes include removing congenital herpes as a reportable disease, changing the descriptions of two reporting classifications, re-wording the description for reportable E. coli infections, and removing the wording for ??meningitis, including other bacterial?? as this is should have been removed with the last revision effective January 2009, and the Infectious Disease Control Manual (IDCM) has been re-established as a guidance document, not a standard.

8. If the rule incorporates a text or other material by reference and the agency claims the incorporation by reference is exempt from compliance with sections 121.71 to 121.74 of the Revised Code because the text or other material is **generally available** to persons who reasonably can be expected to be affected by the rule, provide an explanation of how the text or other material is generally available to those persons:

This rule references sections of the Ohio Administrative Code. The O.A.C. is generally available in libraries and on the internet to persons who reasonably can be expected to be affected by the rule.

9. If the rule incorporates a text or other material by reference, and it was **infeasible** for the agency to file the text or other material electronically, provide an explanation of why filing the text or other material electronically was infeasible:

Ohio Revised Code 121.75 exempts agencies from filing copies of federal laws and regulations cited in the text of a rule.

10. If the rule is being **rescinded** and incorporates a text or other material by reference, and it was **infeasible** for the agency to file the text or other material, provide an explanation of why filing the text or other material was infeasible:

*Not Applicable.*

11. If **revising** or **refiling** this rule, identify changes made from the previously filed version of this rule; if none, please state so:

ODH is revise filing this rule to attach a corrected Public Notice, and to correct authorizing information at the end of the rule.

12. 119.032 Rule Review Date: **10/18/2010**

(If the rule is not exempt and you answered NO to question No. 1, provide the scheduled review date. If you answered YES to No. 1, the review date for this rule is the filing date.)

NOTE: If the rule is not exempt at the time of final filing, two dates are required: the current review date plus a date not to exceed 5 years from the effective date for Amended rules or a date not to exceed 5 years from the review date for No Change rules.

**FISCAL ANALYSIS**

13. Estimate the total amount by which *this proposed rule* would **increase / decrease** either **revenues / expenditures** for the agency during the current biennium (in dollars): Explain the net impact of the proposed changes to the budget of your agency/department.

This will have no impact on revenues or expenditures.

\$0.00

Not applicable

14. Identify the appropriation (by line item etc.) that authorizes each expenditure necessitated by the proposed rule:

Not applicable

15. Provide a summary of the estimated cost of compliance with the rule to all directly affected persons. When appropriate, please include the source for your information/estimated costs, e.g. industry, CFR, internal/agency:

There is no new cost of compliance.

16. Does this rule have a fiscal effect on school districts, counties, townships, or municipal corporations? **No**

17. Does this rule deal with environmental protection or contain a component dealing with environmental protection as defined in R. C. 121.39? **No**