

NOTICE OF PUBLIC RULES HEARING

DATE: Monday, May 5, 2014
 TIME: 3:00 p.m.
 PLACE: OHIO DEPARTMENT OF HEALTH
 35 E. Chestnut Street
 Columbus, Ohio 43215
 ROOM: Basement Training Room A

In accordance with Chapter 119 of the Revised Code (R.C.), the Interim Director (Director) of the Ohio Department of Health (ODH), or his designee, shall conduct a public rules hearing at the date, time, and place listed above to consider the following proposed rules:

O.A.C. Chapter 3701-3 – Infectious Disease Prevention and Control

By authority of R.C. 3701.25 and in compliance with five-year review requirements, the Director proposes changes to the following Infectious Disease Prevention and Control rules:

3701-3-02.1	Reporting of occupational diseases	New/Rescind
3701-3-02.2	Air- and blood-borne diseases reasonably likely to be transmitted to emergency medical services workers	Amend
3701-3-08	Release of patient's medical records	Amend
3701-3-10	Approval of human immunodeficiency virus tests	New/Rescind
3701-3-12	AIDS, ARC, and HIV test reporting	New/Rescind
3701-3-13	Isolation requirement	Amend Authority for filing ONLY
3701-3-28	Report of bite of dog or other mammal	New/Rescind
3701-3-29	Biting animal to be confined; veterinarian to report	New/Rescind
3701-3-30	Report of suspected rabid mammal	Amend Authority for filing ONLY

ODH monitors infectious diseases in Ohio for public health purposes. Although the federal government does not require infectious disease reporting, much of ODH's federal funding is tied to and predicated on data and actions taken from infectious disease reporting. ODH models its rules based upon the United States Centers for Disease Control and Prevention (CDC) public health guidance and recommendations. The rules pertaining to HIV tests and reporting need to be updated and the proposed changes are consistent with CDC guidance. Scientific literature regarding disease transmission to healthcare workers was used for 3701-3-02.2. Ohio Veterinarian Medical Association standards guided the proposed changes to 3701-3-28 and 3701-3-29. Although the text of rules 3701-3-13 and 3701-3-30 is not changed, the rules are filed as amended to correct the Revised Code section cited as authority to propose the rules.

OAC. Chapter 3701-36 - Public Health Standards for Local Health Departments

3701-36-03	Minimum standards	Amend
3701-36-05	Collect, report, and share public health quality indicators	New

Pursuant to R.C. 3701.342, the Director is proposing to amend O.A.C. 3701-36-03; and pursuant to R.C. 3701.98 to file new rule 3701-36-05. These rules pertain to public health standards for local health departments. This includes the collection, reporting, and sharing of public health quality indicators; reporting of local health district's status towards accreditation; and reporting on continuing education units earned by local board of health members. Proposed changes for 3701-36-03 1) removes requirements for local health districts to complete the national public health performance standards tool and replaces it with a requirement for local health districts to annually report their status of accreditation preparations and application efforts. New rule 3701-36-05 clarifies how ODH and local health districts will report and share public health quality indicators.

Hearing and Comment Procedure:

At the hearing, people affected by the proposed actions may appear and be heard in person, by an attorney or both; may present their positions, arguments, or contentions orally or in writing; may offer witnesses; and may present evidence tending to show that the proposed rules, if adopted or effectuated, will be unreasonable or unlawful. To aid in getting visitors through building security, both persons intending to testify at the hearing and those simply intending to observe are encouraged to pre-register by writing the Office of the General Counsel [Rules], Ohio Department of Health, 246 North High Street, Columbus, Ohio 43215, by phoning (614) 466-4882, or by sending an e-mail to odhrules@odh.ohio.gov. Copies of the proposed rules are available on the Register of Ohio website (<http://www.registerofohio.state.oh.us/jsps/publicdisplayrules/searchRuleNumber.js>) or from the Office of the General Counsel, Ohio Department of Health. Please FAX [(614) 564-2509], mail, or e-mail any written comments by 10:00 a.m. May 5, 2014.

April 24, 2014