

# NOTICE OF PUBLIC RULES HEARING

DATE: Wednesday, February 14, 2018  
TIME: 3:00 pm  
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 Director of the Department of Health (Director) announces a Public Hearing at the date and time listed above to hear comments regarding the following actions:

## **O.A.C. Rules 3701-3-02 and 3701-3-29 - Infectious Disease Reporting and Biting Animals.**

Pursuant to R.C. 3701.23 and 3701.13 and to satisfy five-year review requirements, the Director proposes to amend O.A.C. rule 3701-3-02 (“Diseases to be reported”) and rule 3701-3-29 (“Biting animal to be confined; veterinarian to report”). Rule 3701-3-02 lists reportable diseases that physicians, laboratories, hospitals, and other healthcare providers must report to public health. The rule is amended to add Carbapenemase-producing carbapenem-resistant Enterobacteriaceae (CP-CRE): 1) CP-CRE *Enterobacter* spp.; 2) CP-CRE *Escherichia coli*; 3) CP-CRE *Klebsiella* spp.; and 4) CP-CRE other.

Rule 3701-3-29 sets forth requirements for the confinement of biting animals and for reporting by veterinarians by public health. Proposed amendments reduce the quarantine period for a known rabid biting dog or cat from six to four months and updates rabies vaccination booster guidance.

## **O.A.C. Rule 3701-15-03 – Tuberculosis standards for the purposes of section 3701.14 of the Revised Code.**

Pursuant to R.C. 3701.146 and to satisfy five-year review requirements, the Director proposes to amend O.A.C. rule 3701-14-03 to update references and links.

## **O.A.C. Rule 3701-42-11 – WOMEN, INFANTS, & CHILDREN: Healthy pregnancy; healthy baby tips.**

Pursuant to the passage of Substitute Senate Bill 332 of the 131<sup>st</sup> General Assembly, the Director proposes adopting new O.A.C. rule 3701-42-11. SB 332 requires the department of health to include in its contract with WIC program sub-recipient agencies provisions requiring WIC clinics to promote the use of technology-based resources.

### **O.A.C. Rule 3701-74-01 – Choose Life Fund.**

By authority of R.C. 3701.65 and to satisfy five-year review requirements, the Director proposes to amend O.A.C. rule 3701-74-01 pertaining to the Choose Life Fund. The rule was originally posted as draft on December 20, 2016. Although the 30-day posting period elicited no comments, the rule was held to await approval of Amended Substitute House Bill 49 of the 132<sup>nd</sup> General Assembly (the Budget Bill). Additional changes resulting from the legislation allow the Director to distribute a county's previous year's undistributed funds in accordance with provisions in the rule.

### **O.A.C. Rule 3701:1-66-03 – Certification of Radiation Experts.**

Pursuant to R.C. 3748.04 and to satisfy five-year review requirements, the Director proposes to amend O.A.C. rule 3701:1-66-03. The rule establishes the educational, training, and experience requirements necessary for certification as a radiation expert to oversee and maintain a hospital's radiation safety and quality assurance program. Proposed amendments update grammar, references to other rules, and reduce the required training hours needed for qualification to become certified.

### **Hearing and Contact Information:**

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 to the Office of the General Counsel, 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](mailto:odhrules@odh.ohio.gov). Copies of the proposed rules will be available on the Register of Ohio website: <http://www.registerofohio.state.oh.us/jsps/publicdisplayrules/searchRuleNumber.jsp> approximately a half day after the rules are filed, or from the Office of the General Counsel, Ohio Department of Health (address listed above). **Please FAX [(614) 564-2509], mail, or e-mail (ODHrules@odh.ohio.gov) any written comments by 10:00 a.m., February 8, 2018.**

1/4/2018