

NOTICE OF PUBLIC HEARING

The Public Health Council (Council) of the Ohio Department of Health has proposed to amend existing rules 3701-3-01 and 3701-3-28 to 3701-3-30; to adopt new and rescind existing rules 3701-15-01 and 3701-15-02, and to adopt new rules 3701-15-03 and 3701-15-04; to amend existing rules 3701-43-03, 3701-43-05, and 3701-43-16 and to adopt new rule 3701-43-16.1; and to amend existing rule 3701:1-38-03 and existing rules 3701:1-66-03, 3701:1-66-04, 3701:1-66-07, and 3701:1-66-12 of the Ohio Administrative Code (O.A.C.).

Proposed amended existing O.A.C. 3701-3-01 and 3701-3-28 to 3701-3-30 pertain to communicable diseases: specifically with rabies and rabid, or suspected rabid, mammals. This action was taken under authority of sections 3701.13, 3701.24, 3701.34 and 3707.06 of the Revised Code (R.C.). The rules are being proposed pursuant to R.C. 119.032, five-year rule review.

Proposed new O.A.C. 3701-15-01 to 3701-15-04 and rescinded 3701-15-01 and 3701-15-02 pertain to tuberculosis. This action was taken under authority of R.C. 339.71, 339.73, 339.77(A), 3701.14(B)(6), and 3313.71. The rules are being proposed pursuant to R.C. 119.032, five-year rule review and to make them consistent with tuberculosis legislation, Senate Bill 173/123rd General Assembly.

Proposed amended existing O.A.C. 3701-43-03, 3701-43-05, and 3701-43-16, and new O.A.C. 3701-43-16.1 pertain to the Program for Children with Medical Handicaps. This action was taken under authority of R.C. 3701.021. The rules are being proposed to address minor word changes relative to certifying board clarification, changes in financial eligibility, and to establish the financial criteria for the adult hemophilia insurance premium payment program.

Proposed amended existing O.A.C. 3701:1-38-03 and O.A.C. 3701:1-66-03, 3701:1-66-04, 3701:1-66-07, and 3701:1-66-12 pertain to licensing of handlers of radiation-generating equipment; and radiation experts certification, quality assurance, and fluoroscopic radiation-generating equipment. This action was taken under authority of R.C. 3748.04. The rules are being proposed pursuant to R.C. 119.032, five-year rule review.

In accordance with Chapter 119 of the Revised Code, the Council will conduct public hearings on the proposed actions on Thursday, August 28, 2003 beginning at 10:00 a.m. The hearings will be conducted in the 8th floor conference room, Ohio Department of Health, 246 North High Street, Columbus, Ohio.

At the hearings, persons affected by the proposed actions may appear and be heard in person, by their 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. Persons intending to testify are encouraged to preregister by writing Jacqueline Vermillion, Office of the General Counsel, Ohio Department of Health, 246 North High Street, P.O. Box 118, Columbus, Ohio 43216-0118, or by telephoning at (614) 466-4882.

Copies of the proposed rules are available from Ms. Vermillion or on the Department's web site at www.odh.state.oh.us. Written comments also may be submitted to Ms. Vermillion at the above address or FAX to (614) 728-7813, on or before August 28, 2003.

July 23, 2003