

**AGENCY MEMORANDUM OF RESPONSE**

TO: Mark Hamlin
Director of Regulatory Policy
Ohio Lieutenant Governor's Office

FROM: Lance Himes, J.D. 
General Counsel
Ohio Department of Health

RE: O.A.C. Rules 3701-3-01, 3701-3-02, 3701-3-03, 3701-3-04, 3701-3-05, and 3701-3-06 –
Infectious Disease Reporting

DATE: June 15, 2016

We appreciate CSI's approval to file rules 3701-3-01 to 3701-3-06 with JCARR. These rules, as indicated in the report, were reviewed to meet five year review requirements. Rule 3701-3-02 has been amended to specifically require hospitals, laboratories, and providers to report incidents of Zika virus infections.

Although the text of rules 3701-3-01, 3701-3-03, 3701-3-04, 3701-3-05 and 3701-3-06 are not being changed, ODH will propose these rules as amended simply to correct the rule filing authority in the end matter following the rules. Previously, ODH cited Revised Code Sections 3701.23 and 3701.34. Revised Code 3701.34 will be deleted, because The Public Health Council that previously had rule filing authority under R.C. 3701.34 no longer exists as a body. We only discovered the outdated authority citation when preparing the rules for filing.