



Common Sense Initiative

Mike DeWine, Governor
Jon Husted, Lt. Governor

Carrie Kuruc, Director

MEMORANDUM

TO: Sietske de Fijter, Chief, Bureau of Infectious Diseases, Ohio Department of Health

FROM: Paula Steele, Common Sense Initiative Office

DATE: April 16, 2019

RE: CSI Review – Diseases to be Reported (OAC 3701-3-02)

On behalf of Lt. Governor Jon Husted, and pursuant to the authority granted to the Common Sense Initiative (CSI) Office under Ohio Revised Code (ORC) section 107.54, the CSI Office has reviewed the abovementioned administrative rule package and associated Business Impact Analysis (BIA). This memo represents the CSI Office's comments to the Agency as provided for in ORC 107.54.

Analysis

This rule package contains one amended rule proposed by the Ohio Department of Health (Health). The rule package was submitted to the CSI Office on March 5, 2019, with the comment period held open through April 5, 2019. One comment was received in support of the proposed changes.

The draft rule lists dangerous diseases that threaten public health and must be reported to the board of health by health care providers and laboratories. Cases and suspected cases must be reported. The diseases are classified as "A" through "C," with class "A" diseases being the most severe and requiring immediate reporting. Anthrax and Measles are examples of class "A" diseases. Class "B" diseases have the potential for epidemic and must be reported according to Ohio Administrative Code (OAC). This classification includes diseases such as the Mumps, West Nile virus infection and Hepatitis. The class "C" lists sources of outbreaks, unusual incidence, or epidemic of other infectious disease and must be reported according to OAC.

The draft rule is being amended to align with the 2019 National Notifiable Conditions issued by the Centers for Disease Control and Prevention. The amendments add to class "B" the disease name

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Candida auris, replaces typhoid fever with Samonella Paratyphi infection, Samonella Typhi infection (typhoid fever) and moves Yellow Fever from class “A” to class “B.”

According to the BIA, during the rule’s review, Health notified local health departments, infectious disease physicians, hospital infection preventionists and laboratories. These stakeholders supported the amendments.

The adversely impacted community are health providers who are required to report contagious or infectious diseases, illnesses, health conditions or unusual infectious agents or biological toxins as required by the ORC.

Recommendations

Based on the information above, the CSI Office has no recommendations on this rule package.

Conclusion

The CSI Office concludes that the Board should proceed in filing the proposed rules with the Joint Committee on Agency Rule Review.