



Common Sense Initiative

Mike DeWine, Governor
Jon Husted, Lt. Governor

Carrie Kuruc, Director

MEMORANDUM

TO: Alicyn Carrel, Ohio Department of Health

FROM: Jacob Ritzenthaler, Regulatory Policy Advocate

DATE: March 17, 2020

RE: **CSI Review – Tuberculosis Standards (OAC 3701-15-03)**

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 consists of one amended rule proposed by the Ohio Department of Health (ODH). This rule package was submitted to the CSI Office on January 10, 2020, and the public comment period was held open through February 10, 2020. Unless otherwise noted below, this recommendation reflects the version of the proposed rules filed with the CSI office on January 10, 2020.

Ohio Administrative Code (OAC) 3701-15-03 establishes tuberculosis standards referenced by ODH. The rule includes references to core curriculum, treatment standards, and prevention guidelines. The rule is being amended to reflect updates to the referenced materials.

During early stakeholder outreach, ODH sent the rule to Ohio Tuberculosis Control Units, physicians, and clinics for review and feedback. ODH received feedback from stakeholders that supported the updates, which reflect current practices and treatment procedures. During the CSI public comment period, ODH received two comments from stakeholders, both of which addressed minor typographical errors within the rule.

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The business community impacted by this rule includes Tuberculosis Control Units. The adverse impact created by the rule is primarily the time and effort required to treat tuberculosis according to the references within the rule. ODH states in the BIA that the authorizing statute of the rule requires the adoption of national standards for the surveillance and treatment of tuberculosis as prescribed by the Centers for Disease Control & Prevention.

Recommendations

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

Conclusion

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