



PROPOSED RULE MAKING

CR-102 (June 2004)

(Implements RCW 34.05.320)

Do NOT use for expedited rule making

Agency: State Board of Health

- Preproposal Statement of Inquiry was filed as WSR 08-24-036 ; or
- Expedited Rule Making--Proposed notice was filed as WSR _ ; or
- Proposal is exempt under RCW 34.05.310(4).

- Original Notice
- Supplemental Notice to WSR
- Continuance of WSR

Title of rule and other identifying information: (Describe Subject)
WAC 246-100-202, Sexually Transmitted Diseases-Duties and Authorities.

Hearing location(s): The Inn at Port Hadlock
310 Hadlock Bay Road
Port Hadlock, WA 98339
360-385-7030 PH
Toll Free 800-785-7030 <http://www.inatporthadlock.com>

Date: 07/08/2009 Time: 1:30 PM

Submit written comments to:

Name: Bat-Sheva stein
Address: Department of Health
PO Box 47880
Olympia, WA 98504
Website: <http://www3.doh.wa.gov/policyreview/>
fax 360-586-7868 by (date) 07/01/2009

Assistance for persons with disabilities: Contact

Bat-Sheva Stein by 06/08/2009

TTY (800) 833-6388 or () 711

Date of intended adoption: 07/08/2009

(Note: This is NOT the effective date)

Purpose of the proposal and its anticipated effects, including any changes in existing rules:

The revisions to this rule are necessary to prevent Ophthalmia Neonatorum in newborns. The proposed rule revision would: (1) revise WAC 246-100-202 (e) to list medications in the rule so they reflect current practice; (2) incorporate the treatment options within sub-section (1)(e) of WAC 246-100-202, and (3) instruct the healthcare provider to document the refusal in the newborn's medical record.

Reasons supporting proposal:

The proposed revision will update the rule to reflect current medications that are being administered to newborns to prevent Ophthalmia Neonatorum, and incorporating the treatment section within the rule will make it easier for those wishing to reference the treatment. The proposed rule also adds language that instructs healthcare providers to document when parents or legal guardians refuse the treatment. This will provide consistent guidance to providers on what to do when parents refuse treatment.

Statutory authority for adoption:

RCW 70.24.130

Statute being implemented:

RCW 70.24.130

Is rule necessary because of a:

- Federal Law? Yes No
 - Federal Court Decision? Yes No
 - State Court Decision? Yes No
- If yes, CITATION:

CODE REVISER USE ONLY

**OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED**

DATE: May 19, 2009

TIME: 5:14 PM

WSR 09-11-110

DATE 05/19/09

NAME (type or print)

Craig McLaughlin

SIGNATURE

TITLE

Executive Director- State Board of Health

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:

None

Name of proponent: (person or organization) State Board of Health (SBOH)

- Private
- Public
- Governmental

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting..... Bat-Sheva Stein	111 Israel Road SE, Tumwater, WA 98504	(360) 236-3582
Implementation.... Bat-Sheva Stein	111 Israel Road SE, Tumwater, WA 98504	(360) 236-3582
Enforcement..... Bat-Sheva Stein	111 Israel Road SE, Tumwater, WA 98504	(360) 236-3582

Has a small business economic impact statement been prepared under chapter 19.85 RCW?

Yes. Attach copy of small business economic impact statement.

A copy of the statement may be obtained by contacting:

Name:

Address:

phone

fax

e-mail

No. Explain why no statement was prepared.

A small business economic impact statement was not prepared. The proposed rule would not impose more than minor costs on businesses in an industry.

Is a cost-benefit analysis required under RCW 34.05.328?

Yes A preliminary cost-benefit analysis may be obtained by contacting:

Name: Bat-Sheva Stein

Address: Department of Health

PO BOX 47880

Olympia, WA 98504

phone 360-236-3582

fax 360-586-7868

e-mail bat-sheva.stein@doh.wa.gov

No: Please explain: The agency did not complete a cost benefit analysis under RCW 34.05.328. RCW 34.05.328(5)(b)(iii) exempts rules that adopt or incorporate by reference without material change federal statutes or regulations, the rules of other Washington state agencies, or national consensus codes that generally establish industry standards;