

**STATEMENT OF NEED AND JUSTIFICATION**

A Certificate and Order for Filing Temporary Administrative Rules accompanies this form.

Department of Human Services, Public Health Division

333

Agency and Division

Administrative Rules Chapter Number

In the Matter of: Amending OAR 333-018-0015 related to disease reporting

Rule Caption: New disease reporting requirements for pandemic influenza A (H1N1)

Statutory Authority: ORS 433.004, 433.006

Other Authority:

Stats. Implemented: ORS 431.110, 432.060, 433.001, 433.004, 433.006, 433.012, 433.110, 433.019, 433.130, 437.010 – 437.990, 616.745, 624.080

Need for the Temporary Rule(s):

The Department of Human Services, Public Health Division is temporarily amending Oregon Administrative Rule 333-018-0015 related to disease reporting to specifically require the reporting, by reportable disease reporters, laboratory-confirmed influenza resulting in or associated with hospitalization or death.

This temporary amendment is needed because the state is in the midst of an epidemic concerning pandemic influenza, and in order to have the information necessary to investigate and control the disease, the Public Health Division must have accurate numbers of individuals diagnosed with the disease.

Documents Relied Upon, and where they are available: ORS chapter 433 <http://www.leg.state.or.us/ors/433.html>

Justification of Temporary Rule(s):

The Department finds that failure to act promptly will result in serious prejudice to the public interest, the Department, and Oregonians. This rule needs to be adopted promptly so that the state Public Health Division has the information necessary to investigate and control the disease, by having accurate numbers of individuals diagnosed with laboratory-confirmed influenza.



Authorized Signer

Melvin Kohn, MD MPH

Printed name

8/26/09

Date