

**Administrative Rules Oversight Committee Notice
One Year Requirement ([IC 4-22-2-25](#))
LSA Document #06-426**

May 17, 2007

Honorable R. Michael Young, Chairperson
Administrative Rules Oversight Committee
c/o Sarah Burkman, Indiana Legislative Services Agency
200 West Washington Street, Suite 301
Indianapolis, Indiana 46204-2789

RE: LSA Document #06-426 – Amendments to Universal Precautions Rule

Dear Senator Young,

On behalf of the Indiana State Department of Health (Department), I am submitting this notice to the Administrative Rules Oversight Committee in compliance with [IC 4-22-2-25](#), because the Department has determined that the promulgation of the captioned rule may not be completed within one year after publication of the notice of intent to adopt a rule.

The Department published its notice of intent to adopt a rule for the captioned document on October 4, 2006 (DIN: [20061004-IR-410060426NIA](#)). On January 11, 2007, the agency sent the Office of Management and Budget (OMB) a copy of the proposed rule and fiscal analysis as required under [IC 4-22-2-28](#). Under [IC 4-22-2-28](#), the agency cannot send the proposed rule for publication in the Indiana Register until the agency receives OMB approval. The agency did not receive notice of OMB approval until March 20, 2007. The proposed rule was published on April 18, 2007, and the public hearing held on May 22, 2007.

Following the public hearing, the agency must consider and respond to public comments and present the rule to the ISDH Executive Board for final adoption. Pursuant to [IC 4-22-2-32](#), the Attorney General has 45 days to complete review of the rule. Whether a quorum is present at the ISDH Executive Board meeting, and the Attorney General's time frame for rule review, are outside of the agency's control. Thus promulgation of this rule may not be completed by October 4, 2007. The agency expects that the rule can be approved by the Governor by March 15, 2008.

This notice setting forth the expected date of approval of LSA Document #06-426 as March 15, 2008, is being submitted in a timely manner. June 10, 2007, is the two hundred fiftieth day after publication of the notice of intent to adopt a rule.

Sincerely,

Mary L. Hill, RN, Esq.
Deputy State Health Commissioner

cc: Stephen Barnes, Managing Editor, Legislative Services Agency

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