

Notice of Public Comment Period for Rule Readoption

LSA Document #23-656

Readopts rules in anticipation of [IC 4-22-2.6](#), providing that an administrative rule adopted under [IC 4-22-2](#) expires January 1 of the fifth year after the year in which the rule takes effect unless the rule contains an earlier expiration date. Effective 30 days after filing with the publisher.

STATUTORY AUTHORITY: [IC 16-19-10-5](#); [IC 16-19-10-8](#)

OVERVIEW

Rules to be readopted without changes are as follows:

[410 IAC 1-2.4](#) Electronic Reporting of Emergency Department Visit Abstract Data by Hospitals

Rules to be repealed without changes are as follows:

None

SUMMARY OF FINDINGS UNDER [IC 4-22-2.6-4](#)

The Indiana Department of Health (IDOH) is required by [IC 16-19-10-8](#) to collect data relating to symptoms and health syndromes from outbreaks or suspected outbreaks of diseases that may be a danger to public health. This Electronic Reporting of Emergency Department Visit Abstract Data by Hospitals rule defines who must submit data, what data they must submit, and how they must submit data to satisfy syndromic surveillance reporting in Indiana. Individually identifying information is confidential under [IC 16-19-10-8](#). All reporting shall be by electronic transfer that ensures the confidentiality and security of emergency department visit data throughout the data transfer process. The data reported to IDOH is confidential whether held by the department, the department's agents, or a local health department. The rule continues to be needed because the data must be collected. IDOH receives federal funding to maintain electronic systems for the receipt of chief complaint data from hospitals and analysis for public health concerns using the ESSENCE data analysis tool. IDOH provides a view of the data back to submitting hospitals for their use to monitor influenza activity and other chief complaints pertinent to infection control. The rule does not include any fees, fines, or penalties. The rule protects public health in the least restrictive manner possible. There have been no complaints or comments received from the public regarding this rule. The rule is written for ease of comprehension and has practicable enforcement.

REQUEST FOR PUBLIC COMMENTS

At this time, the Indiana Department of Health solicits the following:

- (1) The submission of alternative ways to achieve the purpose of the rule.
- (2) The submission of suggestions for the development of draft rule language.

Comments may be submitted in one of the following ways:

- (1) By mail or common carrier to the following address:

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Kendra Harper

Indiana Department of Health

2 North Meridian Street

Indianapolis, IN 46204

- (2) By electronic mail to rulepubliccomments@health.in.gov. Include "[410 IAC 1-2.4](#) Comments" in the subject line. To confirm timely delivery of submitted comments, please request a document receipt when sending the electronic mail. **PLEASE NOTE: Electronic mail comments will NOT be considered part of the official written comment period unless they are sent to the address indicated in this notice.**

COMMENT PERIOD DEADLINE

All comments must be postmarked or time stamped not later than October 13, 2023.

Posted: 09/13/2023 by Legislative Services Agency

An [html](#) version of this document.