

**Document:** Final Rule, **Register Page Number:** 25 IR 3757

**Source:** August 1, 2002, Indiana Register, Volume 25, Number 11

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**TITLE 410 INDIANA STATE DEPARTMENT OF  
HEALTH**

LSA Document #01-280(F)

**DIGEST**

Adds 410 IAC 21-3 to define birth problems and establish reporting requirements for the birth problems registry. Effective 30 days after filing with the secretary of state.

**410 IAC 21-3**

SECTION 1. 410 IAC 21-3 IS ADDED TO READ AS FOLLOWS:

**Rule 3. Birth Problems Registry**

**410 IAC 21-3-1 Applicability**

Authority: IC 16-38-4-7

Affected: IC 16-38-4

**Sec. 1. The definitions in this rule apply throughout this rule.** *(Indiana State Department of Health; 410 IAC 21-3-1; filed Jul 8, 2002, 1:55 p.m.: 25 IR 3757)*

**410 IAC 21-3-2 “Indiana resident” defined**

Authority: IC 16-38-4-7

Affected: IC 16-38-4

**Sec. 2. “Indiana resident” means an individual whose current address is within the state of Indiana.** *(Indiana State Department of Health; 410 IAC 21-3-2; filed Jul 8, 2002, 1:55 p.m.: 25 IR 3757)*

**410 IAC 21-3-3 “Person” defined**

Authority: IC 16-38-4-7

Affected: IC 16-38-4

**Sec. 3. “Person” means an individual, association, partnership, corporation, or government entity.** *(Indiana State Department of Health; 410 IAC 21-3-3; filed Jul 8, 2002, 1:55 p.m.: 25 IR 3757)*

**410 IAC 21-3-4 “Registry” defined**

Authority: IC 16-38-4-7

Affected: IC 16-38-4

**Sec. 4. “Registry” means the Indiana birth problems registry administered by the Indiana state department of health.** *(Indiana State Department of Health; 410 IAC 21-3-4; filed Jul 8, 2002, 1:55 p.m.: 25 IR 3757)*

**410 IAC 21-3-5 “Severe disability” defined**

Authority: IC 16-38-4-7

Affected: IC 16-38-4

**Sec. 5. “Severe disability” means a severe physical disability or developmental delay that:**

- (1) results from injury, infection, or disease;
- (2) is chronic in nature; and
- (3) requires long term health care.

*(Indiana State Department of Health; 410 IAC 21-3-5; filed Jul 8, 2002, 1:55 p.m.: 25 IR 3758)*

#### **410 IAC 21-3-6 “Stillbirth” defined**

Authority: IC 16-38-4-7

Affected: IC 16-38-4

**Sec. 6. “Stillbirth” means a birth after twenty (20) weeks of gestation that is not a live birth.** *(Indiana State Department of Health; 410 IAC 21-3-6; filed Jul 8, 2002, 1:55 p.m.: 25 IR 3758)*

#### **410 IAC 21-3-7 Persons required to report**

Authority: IC 16-38-4-7

Affected: IC 16-38-4

**Sec. 7. The following persons shall report a diagnosed birth problem to the birth problems registry:**

- (1) Hospitals.
- (2) Birthing centers.
- (3) Health facilities.
- (4) Physicians.
- (5) Psychiatric hospitals.
- (6) Dentists.
- (7) Oral surgeons.
- (8) Registered or licensed practical nurses.
- (9) Midwives.
- (10) Optometrists.
- (11) Podiatrists.
- (12) Chiropractors.
- (13) Physical therapists.
- (14) Psychologists.
- (15) Local health departments.
- (16) Health maintenance organizations.

*(Indiana State Department of Health; 410 IAC 21-3-7; filed Jul 8, 2002, 1:55 p.m.: 25 IR 3758)*

#### **410 IAC 21-3-8 Reporting requirements**

Authority: IC 16-38-4-7

Affected: IC 16-38-4

**Sec. 8. (a) The following shall be reported by a person who must report as required by section 7 of this rule to the registry:**

- (1) Every birth problem listed in section 9 of this rule that has been diagnosed in a child before that child’s second birthday.
- (2) Every birth problem listed in section 9 of this rule that was diagnosed at the time of a child’s death up to two (2) years of age or at expulsion or extraction of a fetus after twenty (20) weeks of gestation.

**(b) Reports to the registry must be made within sixty (60) days of diagnosis.**

**(c) Only diagnoses of birth problems in children who are Indiana residents shall be reported.**

**(d) The registry shall provide the required forms for birth problems reporting.** *(Indiana State Department of Health; 410 IAC 21-3-8; filed Jul 8, 2002, 1:55 p.m.: 25 IR 3758)*

#### **410 IAC 21-3-9 Reportable birth problems**

Authority: IC 16-38-4-7  
Affected: IC 16-38-4

**Sec. 9.** The following categories, along with those conditions identified in the International Classification of Diseases–Ninth Revision, Clinical Modification, 1998 (ICD-9-CM), are birth problems:

- (1) A structural deformation.
- (2) A developmental malformation.
- (3) A genetic, inherited, or biochemical disease.
- (4) Birth weight less than two thousand five hundred (2,500) grams.
- (5) A condition of a chronic nature, including central nervous system hemorrhage or infection of the central nervous system, that may result in a need for long term health care.
- (6) Stillbirth.
- (7) Any other severe disability that is recognized in a child after birth and before the child becomes two (2) years of age.
- (8) ICD-9-CM

Codes	Name
155–208	Neoplasms
216–216.9	Neoplasms
230–234	Neoplasms
246.1	Dyshormonogenic goiter
250	Diabetes mellitus
257.8	Other testicular dysfunction
279	Disorders involving the immune mechanism
282	Hereditary hemolytic anemias
284.0	Constitutional aplastic anemia
286.0–286.5	Coagulation defects
287.3	Primary thrombocytopenia
288	Diseases of white blood cells
289.6	Familial polycythemia
330	Cerebral degenerations usually manifest childhood
335	Anterior horn cell disease
359	Muscular dystrophies and myopathies
362.21	Retrolental fibroplasia
362.7	Hereditary retinal dystrophies
365.14	Glaucoma of childhood
378	Strabismus and other disorders of binocular eye movement
379.51	Congenital nystagmus
524.0–524.1	Anomalies of jaw
	Congenital anomalies
740–742	Central nervous system
743–744	Orofacial
745–747	Cardiovascular
748	Respiratory
749–750.29	Orofacial
750.3–751	Gastrointestinal

<b>752–753</b>	<b>Genitourinary</b>
<b>754–756</b>	<b>Musculoskeletal</b>
<b>757</b>	<b>Integument</b>
<b>758</b>	<b>Chromosome and syndromes</b>
<b>759</b>	<b>Other and unspecified congenital anomalies</b>

*(Indiana State Department of Health; 410 IAC 21-3-9; filed Jul 8, 2002, 1:55 p.m.: 25 IR 3758)*

*LSA Document #01-280(F)*

*Notice of Intent Published: 24 IR 4015*

*Proposed Rule Published: March 1, 2002; 25 IR 2016*

*Hearing Held: March 25, 2002*

*Approved by Attorney General: June 20, 2002*

*Approved by Governor: June 28, 2002*

*Filed with Secretary of State: July 8, 2002, 1:55 p.m.*

*Incorporated Documents Filed with Secretary of State: None*