

Attachment A

RESOLUTION 14-27

To authorize the Health Commissioner of the City of Columbus (“Health Commissioner”) to act on behalf of the Board of Health in enforcing certain provisions of the Ohio Revised Code in situations that do not rise to the level of a public health emergency as defined in Chapter 775 of the Columbus City Health Code as specified herein:

WHEREAS, the Health Commissioner of the City of Columbus (“Health Commissioner”) is authorized to act on behalf of the Board of Health in administering and enforcing certain provisions of Sections 3707.04 through 3707.32 in situations that do not rise to the level of a public health emergency as defined in Chapter 775 of the Columbus City Health Code; and

WHEREAS, Section 3707.04 to 3707.32 of the Ohio Revised Code provide authority and establish requirements relating to quarantine and isolation; and

WHEREAS, the Board of Health has primary authority to enforce, within the City of Columbus, the provisions of Sections 3707.04 to 3707.32 of the Ohio Revised Code relating to quarantine and isolation; and

WHEREAS, the need to quarantine and/or isolate a person exposed to and/or suffering from a communicable disease at the time such exposure or infection is confirmed is a circumstance that renders a meeting of the board impractical or impossible; and

WHEREAS, a delay of action until a meeting of the board could occur compromises public health where there is the need to quarantine and/or isolate a person exposed to and/or suffering from a communicable disease at the time such exposure or infection is confirmed; and

WHEREAS, Section 3707.34 of the Ohio Revised Code authorizes the Health Commissioner to act on behalf of the Board of Health in administering the provisions of Sections 3707.04 to 3707.32 of the Revised Code; and

WHEREAS, the Board of Health finds that the adoption of the policy set forth herein is necessary for the public health and is consistent with Section 3707.34 of the Ohio Revised Code; and

WHEREAS, an emergency exists in the usual daily operation of Columbus Public Health in that it is immediately necessary to approve this Resolution No.14-27 so that such plans are enforceable at the earliest possible date, thereby preserving the public health, peace, safety and welfare; now therefore,

BE IT RESOLVED BY THE BOARD OF HEALTH OF THE CITY OF COLUMBUS:

Section 1. That, pursuant to Section 3707.34 of the Ohio Revised Code, this policy is hereby adopted.

Section 2. That any of the reportable diseases classified as “Class A diseases” by Section 3701-3-02(A)(1) of the Ohio Administrative Code are hereby declared by the Board of Health to be quarantinable in the case of a person being exposed to such communicable disease or to be subject to required isolation in the case of a person suspected as being infected with such communicable disease.

Section 3. That the Health Commissioner may determine that after investigating any complaint of communicable disease as identified in Section 2 of this Resolution, an immediate threat to the public health exists but does not meet the standard for declaring a public health emergency, that circumstances make it impractical or impossible to have a meeting of the Board, and/or delaying action until a meeting of the Board would compromise public health.

Section 4. That in those circumstances described in Section 3 of this Resolution, the Health Commissioner is hereby delegated the authority to act on behalf of the Board of Health in administering and enforcing the provisions of Sections 3707.04 to 3707.32 of the Ohio Revised Code regarding quarantine and isolation.

Section 5. That an order of isolation and/or quarantine shall be issued by the Health Commissioner only upon the Health Commissioner's determination that there is no less restrictive and equally efficacious alternative sufficient to protect the health.

Section 6. That actions taken by the Health Commissioner regarding quarantine and isolation shall be consistent with the authority granted the Board of Health by the provisions of sections 3707.04 to 3707.32 of the Ohio Revised Code.

Section 7. That any action taken by the Health Commissioner in accordance with the Policy shall be deemed actions of the Board of Health unless the Board of Health votes to nullify the Health Commissioner's action.

Section 8. That this Policy may be rescinded by the Board of Health upon a determination by the Board that the authority hereby delegated to the Health Commissioner is no longer necessary.

Section 9. That, as used in the Resolution, the terms Health Commissioner, public health emergency, communicable disease, isolation, and quarantine have the same definition as contained in Chapter 775.01 of the Columbus City Health Code.

Section 10. That this Resolution is being submitted to Columbus City Council for concurrent approval as required by Section 3707.34(B) of the Ohio Revised Code.

Section 11. That this Resolution shall take effect and be in force from and immediately after its passage.

ADOPTED: November 18, 2014

Teresa C. Long, MD, MPH
Secretary

Karen J. Morrison, J.D., M.S.
President Pro Tempore