

MEMORANDUM

City of Philadelphia

Date: 8/4/13

TO: Shelley Smith, City Solicitor

FROM:  Jeanne Reedy, Administrative Services Director, Records Dept.

SUBJECT: AMENDMENTS TO REGULATIONS GOVERNING THE CONTROL
OF COMMUNICABLE AND NONCOMMUNICABLE DISEASES
AND CONDITIONS

The above Amendments promulgated by the City of Philadelphia Department of Public Health were received in the Department of Records on 7/1/14 for filing and advertising. Inasmuch as there were no requests for hearings, these Amendments became effective 7/31/14.

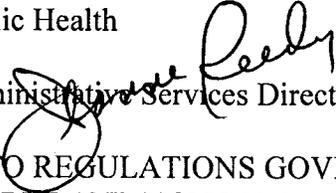
CC: Dr. Donald Schwarz, Commissioner, Department of Public Health
Nan Feyler, Chief of Staff
Giridhar Mallya, Director of Policy and Planning

Memorandum

City of Philadelphia

Date: 7/1/14

To: Dr. Donald Schwarz, MD, MPH, Health Commissioner
Department of Public Health

From:  Jeanne Reedy, Administrative Services Director, Records Dept.

Subject: AMENDMENTS TO REGULATIONS GOVERNING THE CONTROL
OF COMMUNICABLE AND NONCOMMUNICABLE DISEASES
AND CONDITIONS

The above Amendments promulgated by the City of Philadelphia Department of Public Health were received in the Department of Records on 7/1/14 for filing and advertising. If there are no requests for hearings these Amendments will become effective midnight 7/31/14.

CC: Nan Feyler , Chief of Staff
Giridhar Mallya, Director of Policy and Planning

Memorandum

City of Philadelphia

Date: 7/1/14

To: June Mechin, Advertising Supervisor 
From: Jeanne Reedy, Administrative Services Director
Subject: AMENDMENTS TO REGULATIONS GOVERNING THE CONTROL
OF COMMUNICABLE AND NONCOMMUNICABLE DISEASES
AND CONDITIONS

The attached forms provide an exact copy of the subject for insertion in the three Philadelphia newspapers with the largest paid circulation as required under Section 8-407 of the Philadelphia Home Rule Charter.

We request that the insertion appear as soon as possible.

It will be necessary to inform the three newspapers to furnish us with a notarized original affidavit of proof of this publication within a week after it has been published.

Please acknowledge receipt of this advertisement by signing the enclosed copy of this memorandum and returning it to us.

Thank you.

Received In Procurement By: June Mechin Date: 7-2-14

NOTICE IS HEREBY GIVEN, under Philadelphia Home Rule Charter Section Number 8-407 and 7-400 that on July 1, 2014 AMENDMENTS TO REGULATIONS GOVERNING THE CONTROL OF COMMUNICABLE AND NONCOMMUNICABLE DISEASES AND CONDITIONS

promulgated by the City of Philadelphia Department of Public Health were filed with the Department of Records, Room 158, City Hall. Anyone affected thereby may file written request for hearing with the Department of Records within thirty (30) days from the above date.

Joan T. Decker
Commissioner of Records

Cc: THE INQUIRER
THE DAILY NEWS
THE LEGAL INTELLIGENCER

MEMORANDUM

To: Joan T. Decker, Commissioner
Department of Records

Cc: Nan Feyler, Chief of Staff
Giridhar Mallya, Director of Policy and Planning
Caroline Johnson, Director of Disease Control
Josh Roper, Senior Policy Advisor
Department of Public Health

Martha Johnston
Law Department

From: Donald F. Schwarz, MD, MPH, Health Commissioner
Department of Public Health

Date: June 30, 2014

Re: **AMENDMENTS TO REGULATIONS GOVERNING THE CONTROL OF COMMUNICABLE AND
NONCOMMUNICABLE DISEASES AND CONDITIONS**

In accordance with § 8-407(a) of the Philadelphia Home Rule Charter, enclosed herewith please find: (1) AMENDMENTS TO REGULATIONS GOVERNING THE CONTROL OF COMMUNICABLE AND NONCOMMUNICABLE DISEASES AND CONDITIONS, which has been approved by the Board of Health; and (2) the Law Department approval for this regulation.

The following procedural actions have been taken:

Regulation approved by the Board of Health	6/26/14
Regulation approved by the Law Department	6/30/14

It is requested that the attached AMENDMENTS TO REGULATIONS GOVERNING THE CONTROL OF COMMUNICABLE AND NONCOMMUNICABLE DISEASES AND CONDITIONS be filed for final action by the Department of Records.

DFS



Attachments:
Law Department approval memorandum
Regulation

7820333

DEPARTMENT OF RECORDS
2014 JUL -1 AM 8:59

**CITY OF PHILADELPHIA
LAW DEPARTMENT**

MEMORANDUM

DATE: June 30, 2014

TO: Donald F. Schwarz, MD, MPH, Health Commissioner

FROM: Martha Johnston, Senior Attorney/MJ

**SUBJECT: Amendments to Regulations Governing the Control of
Communicable and Noncommunicable Diseases and Conditions**

I have reviewed the Philadelphia Board of Health's proposed Amended Regulation Regarding the Control of Communicable and Noncommunicable Diseases and Conditions, and find it to be legal and in proper form. In accordance with Section 8-407(a) of the Philadelphia Home Rule Charter, you may now forward the proposed Regulation to the Department of Records where it will be made available for public inspection.

Attachment

Cc: Nan Feyler, Chief of Staff
Giridhar Mallya, Director of Policy and Planning

782034

DEPARTMENT OF RECORDS
2014 JUL -1 AM 8:59



CITY OF PHILADELPHIA
DEPARTMENT OF PUBLIC HEALTH

PASSED:

BOARD OF HEALTH: 6/26/14
LAW DEPARTMENT _____
RECORDS DEPARTMENT _____

**AMENDMENTS TO REGULATIONS
GOVERNING THE CONTROL OF COMMUNICABLE
AND NONCOMMUNICABLE DISEASES AND CONDITIONS**

WHEREAS, Section 6-201 of the Philadelphia Health Code authorizes the Board of Health to establish lists of reportable diseases and conditions; and

WHEREAS, Section 6-202 of the Health Code requires health care providers and laboratories identifying such reportable diseases and conditions, designated by the Board, to report the occurrence of such diseases and conditions to the Department of Public Health; and

WHEREAS, The Board of Health has adopted regulations, entitled *Regulations Governing the Control of Communicable and Non-communicable Diseases and Conditions* (“Regulations”); and

WHEREAS, The Regulations, in sections 2, 3, and 10, contain a list of such diseases and the methods of reporting the occurrence thereof; and

WHEREAS, Anaplasmosis is a bacterial infection transmitted to humans by the bite of a species of tick found in Philadelphia; and

WHEREAS, Babesiosis is a parasitic infection transmitted to humans by the bite of a species of tick found in Philadelphia; and

WHEREAS, *Escherichia coli* strains, in addition to O157:H7, are known to produce shiga-toxin and cause significant gastrointestinal disease; and

WHEREAS, Hepatitis C antibody and viral load data can be used to identify cases, classify stage of disease, and monitor disease progression; and

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DEPARTMENT OF RECORDS
2014 JUL - 1 AM 8:59

WHEREAS, Hepatitis C antibody and viral load data can be used to evaluate HCV screening and prevention efforts, determine entry and retention in medical care, monitor treatment outcomes, and assess unmet healthcare needs; and

WHEREAS, Vibriosis is a disease caused by a foodborne pathogen for which prevention and control measures should be implemented; and

WHEREAS, Yersiniosis is a disease caused by a foodborne pathogen for which prevention and control measures should be implemented; and

WHEREAS, the Board of Health finds Anaplasmosis, Babesiosis, Shiga-toxin producing strains of *Escherichia coli*, Hepatitis C, Vibriosis, and Yersiniosis to be infectious diseases of public health importance, which should therefore be included on the list of reportable conditions in the Regulations;

NOW, THEREFORE, the Board of Health hereby amends the *Regulations Governing the Control of Communicable and Non-communicable Diseases and Conditions* to read as follows (additions in **Bold** and deletions in ~~Strikethrough~~):

REGULATIONS GOVERNING THE CONTROL OF COMMUNICABLE
AND NONCOMMUNICABLE DISEASES AND CONDITIONS

* * *

2. REPORTABLE DISEASES AND CONDITIONS

The Board declares the following diseases, unusual outbreaks of illness, noncommunicable diseases and conditions, poisonings and occupational diseases to be reportable:

(a) Diseases

* * *

() **Anaplasmosis**

* * *

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DEPARTMENT OF RECORDS
2014 JUL -1 AM 8:59

() Babesiosis

* * *

() *Escherichia coli* O157:H7, and all other shiga-toxin producing strains

* * *

() Hepatitis, viral

(a) Type A

(b) Type B

(c) Hepatitis C, including all positive serologic (antibody) tests, regardless of whether used as a screening, rapid, or point-of-care test, and all virologic tests, such as antigen, RNA, branched chain DNA (bDNA), genotype, and viral loads, including those with undetectable results.

* * *

() Vibriosis

* * *

() Yersiniosis

* * *

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DEPARTMENT OF RECORDS
2014 JUL -1 AM 8:59

10. REGULATIONS PERTAINING TO THE CONTROL OF THE INFECTED INDIVIDUALS, CONTACTS, AND ENVIRONMENT FOR EACH REPORTABLE DISEASE

* * *

(i.1) *Escherichia coli* O157:H7, and all other shiga-toxin producing strains

* * *

(6) Outbreaks of *Escherichia coli* O157:H7, and all other shiga-toxin producing strains

(a) Foodborne. All suspected foodborne outbreaks of shigellosis[†] **shiga-toxin producing *Escherichia coli*** must be investigated. The Department has the authority to conduct an epidemiologic investigation, to require stool cultures on all individuals involved in the outbreak, to exclude foodhandlers suspected of having infection until the results of stool cultures are known, and to exclude from work any individual who is a threat to the public health through transmission of the pathogen.

(b) Institutional outbreaks, including child care settings and health care institutions. The Department has the authority to conduct an epidemiologic investigation, to require stool specimens on all patients and employees, and to exclude from work any individual who is a threat to the health of others in that institution.

* * *

782038

DEPARTMENT OF RECORDS
2014 JUL -1 AM 8:59

**Records
Department**

NOTICE IS HEREBY GIVEN,
under Philadelphia Home Rule
Charter Section Number 8-407
and 7-400 that on July 1, 2014
**AMENDMENTS TO REGULA-
TIONS GOVERNING THE CON-
TROL OF COMMUNICABLE
AND NONCOMMUNICABLE
DISEASES AND CONDITIONS**
promulgated by the **City of Phila-
delphia Department of Public
Health** were filed with the De-
partment of Records, Room 158,
City Hall. Anyone affected there-
by may file written request for
hearing with the Department of
Records within thirty (30) days
from the above date.

JOAN T. DECKER
Commissioner of Records
7-7-1*

CP# 20150002

**Proof of Publication in The Philadelphia Inquirer
Under Act. No 160, P.L. 877, July 9, 1976**

**STATE OF PENNSYLVANIA
COUNTY OF PHILADELPHIA**

Copy of Notice of Publication

NOTICE IS HEREBY GIVEN under Philadelphia Home Rule Charter Section Number 8-407 and 7-409 that on July 1, 2014, Amendments to Regulations Governing the Control of Communicable and Non-communicable Diseases and Conditions promulgated by the City of Philadelphia Department of Public Health, were filed with the Department of Records, Room 158, City Hall. Anyone affected thereby may file written request for hearing with the Department of Records within thirty (30) days from the above date.
Joan T. Decker
Commissioner of Records

Florence Devlin being duly sworn, deposes and says that **The Philadelphia Inquirer** is a daily newspaper published at 8th and Market Street, Philadelphia, Pennsylvania, which was established in the year 1829, since which date said daily newspaper has been regularly published and distributed in said County, and that a copy of the printed notice of publication is attached hereto exactly as the same was printed and published in the regular editions and issues of said daily newspaper on the following dates:

July 7, 2014

Affiant further deposes and says that she is an employee of the publisher of said newspaper and has been authorized to verify the foregoing statement and that she is not interested in the subject matter of the aforesaid notice of publication, and that all allegations in the foregoing statement as to time, place and character of publication are true.

Florence Devlin

Sworn to and subscribed before me this 7th day of July, 2014.

Mary Anne Logan
Notary Public

My Commission Expires:

**COMMONWEALTH OF PENNSYLVANIA
NOTARIAL SEAL
MARY ANNE LOGAN, Notary Public
City of Philadelphia, Phila. County
My Commission Expires March 30, 2017**

CP# 20150003

**Proof of Publication in The Philadelphia Daily News
Under Act. No 587, Approved May 16, 1929**

**STATE OF PENNSYLVANIA
COUNTY OF PHILADELPHIA**

Florence Devlin being duly sworn, deposes and says that **The Philadelphia Daily News** is a newspaper published daily, except Sunday, at Philadelphia, Pennsylvania, and was established in said city in 1925, since which date said newspaper has been regularly issued in said County, and that a copy of the printed notice of publication is attached hereto exactly as the same was printed and published in the regular editions and issues of the said newspaper on the following dates:

July 7, 2014

Affiant further deposes and says that she is an employee of the publisher of said newspaper and has been authorized to verify the foregoing statement and that she is not interested in the subject matter of the aforesaid notice of publication, and that all allegations in the foregoing statement as to time, place and character of publication are true.

Florence Devlin

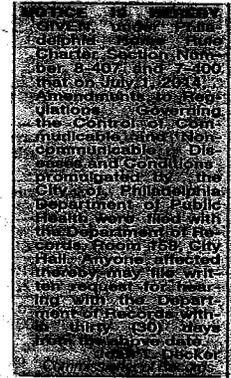
Sworn to and subscribed before me this 7th day of July, 2014.

Mary Anne Logan
Notary Public

My Commission Expires:

COMMONWEALTH OF PENNSYLVANIA
NOTARIAL SEAL
MARY ANNE LOGAN, Notary Public
City of Philadelphia, Phila. County
My Commission Expires March 30, 2017

Copy of Notice of Publication



CP# 20150004

PROOF OF PUBLICATION OF NOTICE IN THE LEGAL INTELLIGENCER

Under Act of May 16, 1929, P.L. 1784, as amended

Commonwealth of Pennsylvania, } ss.:
County of Philadelphia }

STEPHANIE MURRAY, being duly sworn, deposes and says that The Legal Intelligencer is a daily newspaper published at One Penn Center at Suburban Station, 1617 John F. Kennedy, Philadelphia, Pennsylvania 19103, and was established in said city in 1843, since which date said legal newspaper has been regularly issued in said county, that it has been issued daily since September 4, 1933, and that it was entered at the Philadelphia Post Office under the Postal Laws and Regulations as second class matter in the United States mails on July 19, 1879; that The Legal Intelligencer is a daily legal newspaper complying in all respects with the Newspaper Advertising Act of May 16, 1929, P.L. 1784, its amendments and supplements; and that a copy of the printed notice or publication is attached hereto exactly as the same was printed or published in the regular editions and issues of the said legal newspaper on the following date, viz.:
JULY 07, 2014

Affiant further deposes and says that she is an employee of the publisher of said legal newspaper and has been authorized to verify the foregoing statement and that she is not interested in the subject matter of the aforesaid notice of publication, and that all allegations in the foregoing statement as to time, place and character of publication are true.

Copy of Notice or Publication

NOTICE IS HEREBY GIVEN, under Philadelphia Home Rule Charter Section Number 8-407 and 7-400 that on July 1, 2014 AMENDMENTS TO REGULATIONS GOVERNING THE CONTROL OF COMMUNICABLE AND NONCOMMUNICABLE DISEASES AND CONDITIONS promulgated by the City of Philadelphia Department of Public Health were filed with the Department of Records, Room 158, City Hall. Anyone affected thereby by may file written request for hearing with the Department of Records within thirty (30) days from the above date.

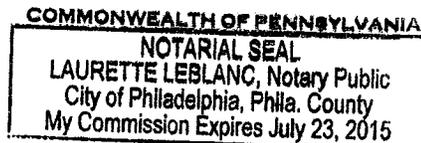
JOAN T. DECKER
Commissioner of Records
7-7-1*

Stephanie Murray

Sworn to and subscribed before me this 07th day of JULY, 2014

Laurette LeBlanc
Notary Public

Philadelphia, Philadelphia, County



Office:
One Penn Center at Suburban Station
17th Floor
1617 John F. Kennedy Boulevard
Philadelphia, PA 19103