**NOTE for CLHO CD:**

**Dropping rule requiring screening in long term care facilities. Dropping rule regarding TB and homeless shelters.**

**Reminder:** May 2019 CDC guideline drops requirement for annual testing of health care personnel.

**Updating language in 333-019-0041 requiring risk assessment and TB screening to include “health care setting” (those settings mentioned in CDC guideline but not regulated or defined in rule by HCRQI such dentist offices, skilled nursing facilities, dialysis centers, public health clinics, laboratories, etc.) and new CDC guideline** Tuberculosis Screening, Testing, and Treatment of U.S. Health Care Personnel: Recommendations from the National Tuberculosis Controllers Association and CDC, 2019.

HCRQI (regulates hospitals, some clinic settings, home health, EMS) is updating rules (**333-505-0080)** will point to 333-019-0041. **333-505-0080** includes language: (6) If a hospital learns that a person or a patient at the hospital is diagnosed with communicable TB, the hospital shall notify the local public health authority and conduct an investigation to identify contacts. If the Division or local public health authority conducts its own investigation, a hospital shall cooperate with that investigation and provide the Division or local public health authority with any information necessary for it to conduct its investigation.(7) A hospital shall notify the local public health administrator of its intent to discharge a patient known to have active TB disease.

[**333-019-0042**](https://secure.sos.state.or.us/oard/viewSingleRule.action?ruleVrsnRsn=53923)**: Tuberculosis Screening in Correctional Facilities** will not change

**333-019-0041**  
**Other Disease Specific Provisions: Tuberculosis**

(1) As used in this rule:

(a) "Health care facility" has the meaning give that term in ORS 442.015;

(b) "Health care setting" includes the facility types described in "Guidelines for preventing the transmission of Mycobacterium tuberculosis in Health-Care Settings," published by the Centers for Disease Control and Prevention (Morbidity and Mortality Weekly Report, Vol. 54, Number RR-17: 1-141; December 30, 2005) APPENDIX A.

2Each health care facility or health care setting shall formally assess the risk of tuberculosis transmission among staff (professional and volunteer), and patients at least annually and shall follow tuberculosis screening recommendations outlined in "Guidelines for preventing the transmission of Mycobacterium tuberculosis in Health-Care Settings," published by the Centers for Disease Control and Prevention (Morbidity and Mortality Weekly Report, Vol. 54, Number RR-17: 1-141; December 30, 2005) and “Tuberculosis Screening, Testing, and Treatment of U.S. Health Care Personnel: Recommendations from the National Tuberculosis Controllers Association and CDC, 2019,” published by the Centers for Disease Control and Prevention (Morbidity and Mortality Weekly Report, 68(19);439–443; May 17, 2019)

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[Publications: Publications referenced are available from the agency.]

**Statutory/Other Authority:** ORS 431.110, 432.060, 433.001–433.035, 433.110–433.220 & 437.030  
**Statutes/Other Implemented:** ORS 431.150, 431.155, 431.170, 433.001–433.035, 433.110–433.220 & 437.030  
**History:**  
PH 12-2011, f. & cert. ef. 12-14-11  
PH 7-2011, f. & cert. ef. 8-19-11  
PH 9-2009, f. & cert. ef. 9-22-09  
PH 10-2005, f. 6-15-05, cert. ef. 6-21-05  
OHD 4-2002, f. & cert. ef. 3-4-02