

STATE OF COLORADO

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Dedicated to protecting and improving the health and environment of the people of Colorado

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Colorado Department
of Public Health
and Environment

NOTICE OF PUBLIC RULE-MAKING HEARING BEFORE THE COLORADO BOARD OF HEALTH

NOTICE is hereby given pursuant to the provisions of Section 24-4-103, C.R.S., that the Colorado Board of Health will conduct a public rule-making hearing on November 20, 2013 at 10 a.m. in the Sabin-Cleere Conference Room of the Colorado Department of Public Health and Environment, Bldg. A, First Floor, 4300 Cherry Creek Drive, South, Denver, CO 80246, to consider the promulgation of amendments to 6 CCR 1009-9, Rules Pertaining to Reporting, Prevention and Control of AIDS, HIV Related Illness and HIV Infection. A copy of the meeting agenda will be posted on the Board's web site at: <http://www.colorado.gov/cs/Satellite/CDPHE-Main/CBON/1251622332257> at least seven (7) days prior to the meeting.

The purpose of this hearing is to receive public comments on, 6 CCR 1009-9, Rules Pertaining to Reporting, Prevention and Control of AIDS, HIV Related Illness and HIV Infection. The proposed changes include changes to update counseling and testing language, reporting requirements for CD4 laboratory test reporting, and information sharing. More detailed discussion of these proposed changes is as follows:

- Currently, the rule addresses only Colorado Department of Public Health and Environment (CDPHE) funded counseling and testing sites. This language has been updated to include publicly funded HIV testing and counseling projects throughout Colorado. In addition, the operational standards and requirements for publicly funding HIV testing and counseling have changed. The rule has been modified to reflect the new standards.
- The rule has been modified to include an updated requirement for the reporting of all CD4 related laboratory reports, regardless of result. Currently, the rule requires the reporting of CD4 test results of less than 500 mm3 or 29 percent. This does not allow for the sufficient evaluation of unmet need, evaluation related to the National HIV/AIDS Strategy, or vital linkage to and retention in care activities throughout Colorado.
- The rule has been modified to update and clarify language related to the appropriate information sharing between contracted agencies and health care providers administering direct HIV related services to persons living with HIV and CDPHE.

The proposed rules have been developed by the Disease Control and Environmental Epidemiology Division of the Colorado Department of Public Health and Environment pursuant to Section 25-4-1401, C.R.S.

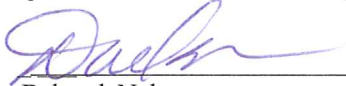
Copies of the proposed rules may be obtained by contacting the Colorado Department of Public Health and Environment, Disease Control and Environmental Epidemiology Division, DCEED-A3, 4300 Cherry Creek Drive S., Denver, CO 80246, (303) 303-692-2700. The proposed amendments will also be available on the Board's Web site at <http://www.colorado.gov/cs/Satellite/CDPHE-Main/CBON/1251622332257> under "Notices of Upcoming Public Rulemaking Hearings and Draft Proposed Rules."

The Board encourages all interested persons to participate in the hearing by providing written data, views, or comments, or by making oral comments at the hearing. At the discretion of the Chair, oral testimony at the hearing may be limited depending on the number of persons wishing to comment.

PURSUANT TO 6 CCR 1014-8, §3.02.1, WRITTEN TESTIMONY MUST BE SUBMITTED TO THE Board no later than five (5) calendar days prior to the rulemaking hearing. Persons wishing to submit written comments should submit them to: Colorado Board of Health, ATTN: Jamie L. Thornton, Program Assistant, Colorado Department of Public Health and Environment, 4300 Cherry Creek Drive South EDO-A5, Denver, Colorado 80246-1530 or by e-mail at: Jamie.thornton@state.co.us

The proposed revisions to be considered at the hearing, together with the proposed statement of basis and purpose, specific statutory authority and regulatory analysis will be available for inspection at the above address by any person at least five working days prior to the hearing.

Dated this 11th day of October 2013



Deborah Nelson
Board of Health Administrator