



Ohio Administrative Code Rule 3701-3-16 Reporting Drug Overdose.

Effective: April 8, 2024

(A) As used in this rule:

(1) "Dedicated emergency department" means any department or facility of a hospital, regardless of whether it is located on or off the main hospital campus, which meets at least one of the following requirements:

(a) It is held out to the public (by name, posted signs, advertising, or other means) as a place that provides care for emergency medical conditions on an urgent basis without requiring a previously scheduled appointment; or

(b) During the calendar year immediately preceding the calendar year in which a determination under this section is being made, based on a representative sample of patient visits that occurred during that calendar year, it provides at least one-third of all its outpatient visits for the treatment of emergency medical conditions on an urgent basis without requiring a previously scheduled appointment.

(2) "Drug overdose" means a patient diagnosed with a nonfatal poisoning as set forth in Appendix A to this rule.

(B) A dedicated emergency department is to report drug overdoses as set forth by the director in Appendix A within two business days of diagnosis. A third-party organization may report as described in this rule on behalf of a dedicated emergency department.

(C) A dedicated emergency department, or a third-party organization on behalf of the dedicated emergency department, is to submit reports required by paragraph (B) of this rule using forms and formats approved by the director. A dedicated emergency department using an electronic reporting system or systems, including third-party system reporting on behalf of a dedicated emergency department, to the extent approved by the director, is deemed to comply with the reporting



requirements of this rule.

(D) Information reported pursuant to this rule is protected health information subject to section 3701.17 of the Revised Code.