

Notice of Proposed Rule

DEPARTMENT OF HEALTH

Division of Disease Control

RULE NO.: RULE TITLE:

64D-3.049 Protocols for Controlling COVID-19 in School Settings

PURPOSE AND EFFECT: The proposed amendment will update the number of days that a symptomatic or COVID-19 positive student must not attend school, school-sponsored activities, or be on school property from ten days to five days.

SUMMARY: This rule addresses the general and specific protocols for controlling COVID-19 in school settings.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Based on the SERC checklist, this rulemaking will not have an adverse impact on regulatory costs in excess of \$1 million within five years as established in s.120.541(2)(a), F.S.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 1003.22(3) FS

LAW IMPLEMENTED: 1003.22(3) FS

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Carina Blackmore, Florida Department of Health, 4052 Bald Cypress Way, Tallahassee, Florida 32399-1703, carina.blackmore@flhealth.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

64D-3.049 Protocols for Controlling COVID-19 in School Settings

(1) No change.

(2) PROTOCOLS FOR SYMPTOMATIC OR COVID-19 POSITIVE STUDENTS. Schools will ensure students experiencing any symptoms consistent with COVID-19 or who have received a positive diagnostic test for COVID-19 shall not attend school, school-sponsored activities, or be on school property until:

(a) No change.

(b) Five ~~Ten~~ days have passed since the onset of symptoms or positive test result, the student has had no fever for 24 hours and the student's other symptoms are improving; or

(c) No change.

Rulemaking Authority 1003.22(3) FS. Law Implemented 1003.22(3) FS. History—New 1-4-22, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Carina Blackmore, State Epidemiologist and Director, Division of Disease Control and Health Protection

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Joseph A. Ladapo, MD, PhD, State Surgeon General

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 3, 2022

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 24, 2022