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**OFFICE OF THE LIEUTENANT GOVERNOR  
ALASKA**

**M E M O R A N D U M**

**TO:** Triptaa Surve, Department of Health  
**FROM:** April Simpson, Office of the Lieutenant Governor   
465.4081  
**DATE:** August 4, 2023  
**RE:** Filed Permanent Regulations: Department of Health

Department of Health regulations re: Reportable Conditions and Permitted Disclosures  
(7 AAC 27.005, .007, .011, .014, .893)

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Attorney General File:	2023200093
Regulation Filed:	8/4/2023
Effective Date:	9/3/2023
Print:	247, October 2023

cc with enclosures: Colleen Bailey, Department of Law  
Judy Herndon, LexisNexis



THE STATE  
of **ALASKA**  
GOVERNOR MIKE DUNLEAVY

**Department of Law**

CIVIL DIVISION

P.O. Box 110300  
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August 3, 2023

The Honorable Nancy Dahlstrom  
Lieutenant Governor  
State of Alaska  
P.O. Box 110015  
Juneau, AK 99811-0015

Re: 7 AAC 27.005, .007, .011, .014, .893: *Dept. of Health - Reportable  
Conditions and Permitted Disclosures*

Our file: 2023200093

Dear Lieutenant Governor Dahlstrom:

The Department of Law has reviewed the attached regulations of the Department of Health against the statutory standards of the Administrative Procedure Act. Based upon our review, we find no legal problems. This letter constitutes the written statement of approval under AS 44.62.060(b) and (c) that authorizes your office to file the attached regulations. The regulations were adopted by the Department of Health after the close of the public comment period.

The regulations concern required health care provider reporting of occurrences of diseases and other conditions of public health concern. The regulations also update the situations under which patient information may be disclosed.

The May 7, 2023 public notice and the August 1, 2023 adoption order both state that this action is not expected to require an increased appropriation. Therefore, a fiscal note under AS 44.62.195 is not required.

We have made some technical corrections to conform the regulations in accordance with AS 44.62.060. The corrections are incorporated into the attached copy of the regulations.

Sincerely,

TREG TAYLOR  
ATTORNEY GENERAL

By: Rebecca C. Polizzotto  
Rebecca C. Polizzotto  
Chief Assistant Attorney General  
Legislation, Regulations, and  
Legislative Research Section

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Rebecca C. Polizzotto  
Date: 2023.08.03  
14:49:09 -08'00'

RCP/scw

CC w/enclosure: Triptaa Surve, Regulations Contact  
Department of Health

Leah Farzin, Assistant Attorney General  
Department of Law

Steven C. Weaver, Assistant Attorney General  
Department of Law

ORDER ADOPTING CHANGES TO REGULATIONS  
OF THE DEPARTMENT OF HEALTH

The attached 19 pages of regulations, dealing with Reportable Conditions and Permitted Disclosures (7 AAC 27) are adopted and certified to be a correct copy of the regulation changes that the Department of Health adopts under the authority of AS 18.05.010, AS 18.05.030, AS 18.05.040, AS 18.05.042, AS 18.15.355, AS 18.15.360, AS 18.15.362, and AS 18.15.370, and after compliance with the Administrative Procedure Act (AS 44.62), specifically including notice under AS 44.62.190 and 44.62.200 and opportunity for public comment under AS 44.62.210.

This action is not expected to require an increased appropriation.

Although no public comments were received, the Department of Health paid special attention to the cost to private persons of the regulatory action being taken.

The regulation changes adopted under this order take effect on the 30th day after they have been filed by the lieutenant governor as provided in AS 44.62.180.

Heidi  
Hedberg

Digitally signed by  
Heidi Hedberg  
Date: 2023.08.01  
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Heidi Hedberg, Commissioner  
Department of Health

FILING CERTIFICATION

*April Simpson for*

I, Nancy Dahlstrom, Lieutenant Governor for the State of Alaska, certify that on August 4, 2023, at 11:45 a.m., I filed the attached regulations according to the provisions of AS 44.62.040 - 44.62.120.

*Nancy Dahlstrom*  
for Lieutenant Governor Nancy Dahlstrom

Effective: September 3, 2023

Register: 247, October 2023.

**FOR DELEGATION OF THE LIEUTENANT GOVERNOR'S AUTHORITY**

**I, NANCY DAHLSTROM, LIEUTENANT GOVERNOR OF THE STATE OF ALASKA, designate the following state employees to perform the Administrative Procedures Act filing functions of the Office of the Lieutenant Governor:**

**April Simpson, Regulations and Initiatives Specialist**

**IN TESTIMONY WHEREOF, I have signed and affixed the Seal of the State of Alaska, in Juneau, on May 15th, 2023.**



A handwritten signature in blue ink, reading "Nancy Dahlstrom", is written over a horizontal dotted line.

**NANCY DAHLSTROM  
LIEUTENANT GOVERNOR**

7 AAC 27.005(a)(5) is amended to read:

(5) hemorrhagic fever [, INCLUDING DENGUE FEVER];

7 AAC 27.005(a)(6) is amended to read:

(6) influenza, due to suspected novel strains;

7 AAC 27.005(a)(10) is amended to read:

(10) Middle East Respiratory Syndrome (MERS) [PARALYTIC SHELLFISH POISONING];

7 AAC 27.005(a)(11) is amended to read:

(11) paralytic shellfish poisoning [PLAGUE];

7 AAC 27.005(a)(12) is amended to read:

(12) plague [POLIOMYELITIS];

7 AAC 27.005(a)(13) is amended to read:

(13) poliomyelitis [RABIES IN A HUMAN OR AN ANIMAL];

7 AAC 27.005(a)(14) is amended to read:

(14) rabies in a human or an animal [RUBELLA];

7 AAC 27.005(a)(15) is amended to read:

(15) rubella [SEVERE ACUTE RESPIRATORY SYNDROME (SARS)];

7 AAC 27.005(a)(16) is amended to read:

(16) Severe Acute Respiratory Syndrome (SARS) infections, due to suspected novel coronavirus strains [SMALLPOX];

7 AAC 27.005(a)(17) is amended to read:

(17) smallpox [TETANUS];

7 AAC 27.005(a)(18) is amended to read:

(18) tetanus [TULAREMIA];

7 AAC 27.005(a)(19) is amended to read:

(19) tularemia [YELLOW FEVER];

7 AAC 27.005(a)(20) is amended to read:

(20) yellow fever [AN OUTBREAK OR AN UNUSUAL NUMBER OR CLUSTERING OF DISEASES OR OTHER CONDITIONS OF PUBLIC HEALTH IMPORTANCE];

7 AAC 27.005(a) is amended by adding a new paragraph to read:

(21) an outbreak or an unusual number or clustering of diseases or other conditions of public health importance.

7 AAC 27.005(b)(1) is amended to read:

(1) acquired immunodeficiency [IMMUNE DEFICIENCY] syndrome (AIDS);

7 AAC 27.005(b)(2) is amended to read:

(2) amnesic [AMNESTIC] shellfish (domoic acid) intoxication;

7 AAC 27.005(b)(3) is amended to read:

(3) antibiotic-resistant organisms of national significance, including Candida auris and carbapenem-resistant organisms [VANCOMYCIN-RESISTANT *STAPHYLOCOCCUS AUREUS* AND CARBAPENEMASE-PRODUCING ENTEROBACTERIACEAE];

7 AAC 27.005(b)(4) is amended to read:

(4) arboviral neuroinvasive and non-neuroinvasive disease [, INCLUDING WEST NILE VIRUS INFECTION];

7 AAC 27.005(b)(20) is amended to read:

(20) hepatitis (type A, B, [OR] C, D, or E);

7 AAC 27.005(b)(31) is amended to read:

(31) pregnancy in a person known to be infected with hepatitis B, hepatitis C, human immunodeficiency virus (HIV), or syphilis;



7 AAC 27.005(b)(32) is amended to read:

(32) prion diseases [, INCLUDING CREUTZFELDT-JAKOB DISEASE (CJD)];

7 AAC 27.005(b)(35) is amended to read:

(35) salmonellosis [RHEUMATIC FEVER];

7 AAC 27.005(b)(36) is amended to read:

(36) scombroid fish poisoning [SALMONELLOSIS];

7 AAC 27.005(b)(37) is amended to read:

(37) Shiga-toxin producing *Escherichia coli* (STEC) infection [SCOMBROID FISH POISONING];

7 AAC 27.005(b)(38) is amended to read:

(38) shigellosis [SHIGA-TOXIN PRODUCING *ESCHERICHIA COLI* (STEC) INFECTION, INCLUDING O157];

7 AAC 27.005(b)(39) is amended to read:

(39) *Streptococcus agalactiae* (Group B streptococcus), invasive disease [SHIGELLOSIS];

7 AAC 27.005(b)(40) is amended to read:

(40) *Streptococcus* **pneumoniae (pneumococcus)** [*AGALACTIAE* (GROUP B STREPTOCOCCUS)], invasive disease;

7 AAC 27.005(b)(41) is amended to read:

(41) *Streptococcus* **pyogenes (Group A streptococcus)** [*PNEUMONIAE* (PNEUMOCOCCUS)], invasive disease **and streptococcal toxic shock syndrome, including necrotizing fasciitis;**

7 AAC 27.005(b)(42) is amended to read:

(42) **syphilis** [*STREPTOCOCCUS PYOGENES* (GROUP A STREPTOCOCCUS), INVASIVE DISEASE AND STREPTOCOCCAL TOXIC SHOCK SYNDROME, INCLUDING NECROTIZING FASCIITIS];

7 AAC 27.005(b)(43) is amended to read:

(43) **trichinosis (trichinellosis)** [SYPHILIS];

7 AAC 27.005(b)(44) is amended to read:

(44) **tuberculosis** [TRICHINOSIS (TRICHINELLOSIS)];

7 AAC 27.005(b)(45) is amended to read:

(45) **typhoid fever** [TUBERCULOSIS];

7 AAC 27.005(b)(46) is amended to read:

(46) varicella (chickenpox) death, laboratory-confirmed by any testing methodology [TYPHOID FEVER];

7 AAC 27.005(b)(47) is amended to read:

(47) Vibrio infection [VARICELLA (CHICKENPOX)];

7 AAC 27.005(b)(48) is amended to read:

(48) versiniosis; [*VIBRIO* INFECTION, INCLUDING CHOLERA];

7 AAC 27.005(b)(49) is repealed:

(49) repealed 9 / 3 / 2023

7 AAC 27.005(c) is amended to read:

(c) Each report must give the name, address and telephone number, date of birth, sex, ethnicity, and race of the person diagnosed as having the reported disease or other condition, whether that person is pregnant, whether the diagnosis is laboratory-confirmed, and the name and address of the health care provider reporting the disease or other condition. For certain conditions, the department may require a health care provider to submit additional data elements if essential for adequate public health response, including medications provided. (Eff. 8/21/74, Register 51; am 9/20/75, Register 55; am 3/28/84, Register 89; am 1/19/96, Register 137; am 2/10/99, Register 149; am 5/30/2003, Register 166; am 8/22/2003, Register 167; am 12/29/2006, Register 180; am 5/3/2007, Register 182; am 12/29/2013, Register 208; am 11/30/2018, Register 228; am 9 / 3 / 2023, Register 247 )

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**Authority:** AS 18.05.010

AS 18.15.355

AS 18.15.370

AS 18.05.040

AS 18.15.362

The introductory language of 7 AAC 72.007(a) is amended to read:

(a) An infectious agent listed in this subsection constitutes a public health emergency requiring immediate reporting. A public, private, military, hospital, or other laboratory performing serologic, immunologic, microscopic, **molecular**, biochemical, or **culture** [CULTURAL] examinations or tests in this state or on samples obtained within this state shall immediately report evidence of human infection caused by the following agents by telephone directly to a public health agent in the department when the infectious agent is identified or suspected by the laboratory. The following infectious agents shall be reported under this section:

...

7 AAC 27.007(a)(7) is amended to read:

(7) hemorrhagic fever viruses [, INCLUDING DENGUE];

7 AAC 27.007(a)(9) is amended to read:

(9) **Middle East Respiratory Syndrome (MERS) coronavirus** [*NEISSERIA MENINGITIDIS*];

7 AAC 27.007(a)(10) is amended to read:

(10) **Neisseria meningitidis** [POLIOVIRUS];

7 AAC 27.007(a)(11) is amended to read:

(11) **poliovirus** [RABIES VIRUS];

7 AAC 27.007(a)(12) is amended to read:

(12) **rabies** [RUBELLA] virus;

7 AAC 27.007(a)(13) is amended to read:

(13) **rubella** [RUBEOLA (MEASLES)] virus;

7 AAC 27.007(a)(14) is amended to read:

(14) **rubeola (measles) virus** [SEVERE ACUTE RESPIRATORY SYNDROME (SARS) CORONAVIRUS];

7 AAC 27.007(a)(15) is amended to read:

(15) **Severe Acute Respiratory Syndrome coronavirus (SARS-CoV), suspected novel strains** [VARIOLA (SMALLPOX) VIRUS];

7 AAC 27.007(a)(16) is amended to read:

(16) **variola (smallpox)** [YELLOW FEVER] virus;

7 AAC 27.007(a)(17) is amended to read:

(17) **yellow fever virus** [*YERSINIA PESTIS*];

7 AAC 27.007(a) is amended by adding a new paragraph to read:

(18) *Yersinia pestis*.

7 AAC 27.007(b)(1) is amended to read:

(1) antibiotic-resistant organisms of national significance, including *Candida auris* and carbapenem-resistant organisms [*STAPHYLOCOCCUS AUREUS* AND CARBAPENEMASE-PRODUCING ENTEROBACTERIACEAE];

7 AAC 27.007(b)(2) is amended to read:

(2) arboviruses [, INCLUDING WEST NILE VIRUS INFECTION];

7 AAC 27.007(b)(19) is amended to read:

(19) hepatitis A, B, [OR] C, D, or E virus; tests that shall be reported include  
(A) all reactive viral hepatitis screening tests and associated  
confirmatory test results;  
(B) tests used to establish the presence of hepatitis B or C viruses,  
including virologic, nucleic acid (DNA or RNA), or other viral load detection test  
results, both detectable and undetectable; and  
(C) genotype results;

7 AAC 27.007(b)(31) is amended to read:

(31) Respiratory syncytial virus (RSV) [*SALMONELLA* SPECIES];

7 AAC 27.007(b)(32) is amended to read:

(32) Salmonella [*SHIGELLA*] species;

7 AAC 27.007(b)(33) is amended to read:

(33) SARS-CoV-2 [*STREPTOCOCCUS AGALACTIAE* FROM NORMALLY STERILE BODY FLUID OR SITE];

7 AAC 27.007(b)(34) is amended to read:

(34) Shigella species [*STREPTOCOCCUS PNEUMONIAE* FROM NORMALLY STERILE BODY FLUID OR SITE];

7 AAC 27.007(b)(35) is amended to read:

(35) *Streptococcus* agalactiae [*PYOGENES*] from normally sterile body fluid or site;

7 AAC 27.007(b)(36) is amended to read:

(36) *Streptococcus pneumoniae* from normally sterile body fluid or site  
[*TAENIA* SPECIES];

7 AAC 27.007(b)(37) is amended to read:

(37) *Streptococcus pyogenes* from normally sterile body fluid or site  
[*TREPONEMA PALLIDUM*];

7 AAC 27.007(b)(38) is amended to read:

(38) ***Taenia*** [*TRICHINELLA*] species;

7 AAC 27.007(b)(39) is amended to read:

(39) ***Treponema pallidum*** [VARICELLA VIRUS];

7 AAC 27.007(b)(40) is amended to read:

(40) ***Trichinella*** [*VIBRIO*] species;

7 AAC 27.007(b)(41) is amended to read:

(41) ***varicella virus, when associated with a death*** [*YERSINIA ENTEROCOLITICA* OR *YERSINIA PSEUDOTUBERCULOSIS*];

7 AAC 27.007(b) is amended by adding new paragraphs to read:

(42) *Vibrio* species;

(43) *Yersinia enterocolitica* or *Yersinia pseudotuberculosis*.

7 AAC 27.007(c)(3) is amended to read:

(3) the date of birth, **address and telephone number**, sex, race, and ethnicity of the patient from whom the specimen was obtained and the name and address of the health care provider for whom the examination or test was performed.



7 AAC 27.007(e)(1) is amended to read:

(1) antibiotic-resistant organisms of national significance, including *Candida auris* and carbapenem-resistant organisms [*BACILLUS ANTHRACIS*];

7 AAC 27.007(e)(2) is amended to read:

(2) *Bacillus anthracis* [*BRUCELLA SPECIES*];

7 AAC 27.007(e)(3) is amended to read:

(3) *Brucella species* [*BURKHOLDERIA MALLEI*];

7 AAC 27.007(e)(4) is amended to read:

(4) *Burkholderia* *mallei* [*PSEUDOMALLEI*];

7 AAC 27.007(e)(5) is amended to read:

(5) *Burkholderia pseudomallei* [*CAMPYLOBACTER SPECIES*];

7 AAC 27.007(e)(6) is amended to read:

(6) *Campylobacter species* [*CLOSTRIDIUM BOTULINUM*, THE LABORATORY SHALL PROVIDE A SAMPLE OF THE ORGANISM AND, IF AVAILABLE, A SERUM, STOOL, EMESIS, FOOD, OR ENVIRONMENTAL SAMPLE];

7 AAC 27.007(e)(7) is amended to read:

(7) *Clostridium botulinum*; the laboratory shall provide a sample of the organism and, if available, a serum, stool, emesis, food, or environmental sample [TETANI];

7 AAC 27.007(e)(8) is amended to read:

(8) *Clostridium tetani* [CORYNEBACTERIUM DIPHTHERIA];

7 AAC 27.007(e)(9) is amended to read:

(9) *Corynebacterium diphtheriae* [ESCHERICHIA COLI, SHIGA-LIKE TOXIN PRODUCING];

7 AAC 27.007(e)(10) is amended to read:

(10) *Escherichia coli*, shiga toxin-producing [FRANCISELLA TULARENSIS];

7 AAC 27.007(e)(11) is amended to read:

(11) *Francisella tularensis* [HAEMOPHILLIS DUCREYI];

7 AAC 27.007(e)(12) is amended to read:

(12) *Haemophilus ducreyi* [INFLUENZAE FROM NORMALLY STERILE BODY FLUID OR SITE];

7 AAC 27.007(e)(13) is amended to read:

(13) *Haemophilus influenzae* from normally sterile body fluid or site [LISTERIA MONOCYTOGENES];

7 AAC 27.007(e)(14) is amended to read:

(14) *Listeria monocytogenes* [*MYCOBACTERIUM LEPRAE*];

7 AAC 27.007(e)(15) is amended to read:

(15) *Mycobacterium* *leprae* [*TUBERCULOSIS*];

7 AAC 27.007(e)(16) is amended to read:

(16) *Mycobacterium tuberculosis* [*NEISSERIA GONORRHOEAE*];

7 AAC 27.007(e)(17) is amended to read:

(17) *Neisseria* *gonorrhoeae* [MENINGITIDIS; FROM NORMALLY STERILE  
BODY FLUID OR SITE];

7 AAC 27.007(e)(18) is amended to read:

(18) *Neisseria meningitidis* from normally sterile body fluid or site  
[*SALMONELLA* SPECIES];

7 AAC 27.007(e)(19) is amended to read:

(19) *Salmonella* [*SHIGELLA*] species;

7 AAC 27.007(e)(20) is amended to read:

(20) Severe Acute Respiratory Syndrome coronavirus (SARS-CoV), suspected novel strains [*STREPTOCOCCUS AGALACTIAE* FROM NORMALLY STERILE BODY FLUID OR SITE];

7 AAC 27.007(e)(21) is amended to read:

(21) *Shigella* species [*STREPTOCOCCUS PNEUMONIAE* FROM NORMALLY STERILE BODY FLUID OR SITE];

7 AAC 27.007(e)(22) is amended to read:

(22) *Streptococcus* *agalactiae* [*PYOGENES*] from normally sterile body fluid or site;

7 AAC 27.007(e)(23) is amended to read:

(23) *Streptococcus* *pneumoniae* from normally sterile body fluid or site [*Vibrio* SPECIES];

7 AAC 27.007(e)(24) is amended to read:

(24) *Streptococcus pyogenes* from normally sterile body fluid or site [*YERSINIA* SPECIES];

7 AAC 27.007(e) is amended by adding new paragraphs to read:

(25) *Vibrio* species;

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(26) *Yersinia* species. (Eff. 8/21/74, Register 51; am 9/20/75, Register 55; am 3/28/84, Register 89; am 1/19/96, Register 137; am 2/10/99, Register 149; am 5/30/2003, Register 166; am 8/22/2003, Register 167; am 12/29/2006, Register 180; am 5/3/2007, Register 182; am 12/29/2013, Register 208; am 11/30/2018, Register 228; am 9 / 3 / 2023, Register 247 )

**Authority:** AS 18.05.040 AS 18.15.362 AS 18.15.370  
AS 18.15.355

7 AAC 27.011(a) is amended to read:

(a) A hospital, physician, surgeon, or other health care facility or health care provider diagnosing, screening, or providing treatment for a cancer patient in this state shall

(1) report the information specified in (b) of this section to the division **not later than** [ , WITHIN] six months **after** [OF] the date of diagnosis, screening, or treatment; and

(2) submit cancer case information

(A) electronically to the Alaska Cancer Registry (ACR) if the number of new diagnosed cancers is at least 26 cancer patients per year;

(B) electronically, by mail, or by facsimile transmission to ACR if the number of new diagnosed cancers is not more than 25 cancer patients per year.

7 AAC 27.011(b) is amended to read:

(b) The following must be provided for each form of in-situ and invasive cancer, with the exception of basal cell and squamous cell carcinoma of the skin, prostatic intraepithelial neoplasia grade III, and in-situ carcinoma of the cervix uteri, and must be provided for each

brain-related tumor, whether malignant or benign, occurring in the brain, the meninges, the spinal cord, the cauda equina, a cranial nerve, the pituitary gland, the pineal gland, the craniopharyngeal duct, or any other part of the central nervous system:

(1) information about the patient, including at [AS A] minimum[,] the patient's name, date of birth, sex, race, ethnicity, community of residence, date of diagnosis, primary site, laterality, diagnostic confirmation method, and name of attending or admitting health care provider;

(2) pathological data characterizing the cancer, including the cancer site, histology, behavior, stage of disease, and type of treatment.

7 AAC 27.011 is amended by adding a new subsection to read:

(c) In this section, "health care facility"

(1) means

(A) a private, municipal, state, or federal hospital;

(B) a hospital operated by an Alaska Native organization;

(C) a psychiatric hospital;

(D) an independent diagnostic testing facility within the meaning given in

7 AAC 07.900;

(E) a residential psychiatric treatment center;

(F) a skilled nursing facility;

(G) an intermediate care facility; or

(H) an ambulatory surgical facility;

(2) does not include

(A) a tuberculosis hospital;

(B) a kidney disease treatment center;

(C) an Alaska Pioneers' Home or Alaska Veterans' Home administered by the Department of Family and Community Services under AS 47.55; or

(D) a dental office in an individual or group practice. (Eff. 1/19/96, Register 137; am 2/10/99, Register 149; am 2/21/2004, Register 170; readopt 12/29/2006, Register 180; am 9 / 3 / 2023, Register 247)

**Authority:** AS 18.05.030 AS 18.05.042 AS 18.15.370

AS 18.05.040

The introductory language of 7 AAC 27.014(a) is amended to read:

(a) Not later than one week after receiving the results of a blood lead test that exceeds the United States Centers for Disease Control and Prevention blood lead reference value, dated December 2, 2022, and adopted by reference as amended from time to time [FIVE]

micrograms per deciliter, a health care provider shall report to the department

...

(Eff. 1/19/96, Register 137; am 2/10/99, Register 149; readopt 12/24/2004, Register 172; readopt 12/29/2006, Register 180; am 12/29/2013, Register 208; 11/30/2018, Register 228; am 9 / 3 / 2023, Register 247)

**Authority:** AS 18.05.030 AS 18.05.040 AS 18.15.370

The editor's note is following 7 AAC 27.014 is changed by adding a new paragraph to read:

**Editor's note:** Effective 12/24/2004, Register 172, the Department of Health and Social Services (now the Department of Health) readopted 7 AAC 27.014 without change, to affirm the validity of that section under current statutory authority.

Effective 12/29/2006, Register 180, the Department of Health and Social Services (now the Department of Health) readopted 7 AAC 27.014 without change, to affirm the validity of that section under current statutory authority.

As of Register 183 (October 2007), the regulations attorney made technical revisions under AS 44.62.125(b)(6), to 7 AAC 27.014.

**The CDC's (Centers for Disease Control and Prevention) current blood lead reference value (BLRV), is available on the CDC's website at**  
<https://www.cdc.gov/nceh/lead/data/blood-lead-reference-value.htm>.

7 AAC 27.893(b) is amended by adding a new paragraph to read:

(10) for research if

(A) the department receives documentation that an institutional review board has approved an alteration or waiver of any legal requirements to obtain individual authorization from the subjects of the identifiable health information; and

(B) the alteration or waiver fulfills any other applicable federal or state law requirements for alterations or waivers of this type.

(Eff. 12/29/2006, Register 180; am 5/3/2007, Register 182; am 12/29/2013, Register 208; am 11/25/2022, Register 244; am 9 / 3 / 2023, Register 247)

**Authority:** AS 18.05.030      AS 18.15.355      AS 18.15.362  
AS 18.05.040      AS 18.15.360