

DEPARTMENT OF HEALTH & SOCIAL SERVICES



PROPOSED CHANGES TO REGULATIONS

REPORTABLE CONDITIONS UPDATE

7 AAC 27. PREVENTIVE MEDICAL SERVICES; ARTICLE 1. CONTROL OF DISEASES OF PUBLIC HEALTH IMPORTANCE.

- 7 AAC 27.005. *Reporting by health care provider;*
- 7 AAC 27.007. *Reporting by laboratories;*
- 7 AAC 27.012. *Birth defects registry;*
- 7 AAC 27.014. *Reporting of blood lead test results.*



PUBLIC REVIEW DRAFT

March 9, 2018

COMMENT PERIOD ENDS: May 21, 2018

Please see the public notice for details about how to comment on these proposed changes.

Notes to reader:

1. Except as discussed in note 2, new text that amends an existing regulation is **bolded and underlined**.
2. If the lead-in line above the text of each section of the regulations states that a new section, subsection, paragraph, or subparagraph is being added, or that an existing section, subsection, paragraph, or subparagraph is being repealed and readopted (replaced), *the new or replaced text is not bolded or underlined*.
3. [ALL-CAPS TEXT WITHIN BRACKETS] indicates text that is to be deleted.
4. When the word “including” is used, Alaska Statutes provide that it means “including, but not limited to.”
5. Only the text that is being changed within a section of the current regulations is included in this draft. Refer to the text of that whole section, published in the current Alaska Administrative Code, to determine how a proposed change relates within the context of the whole section and the whole chapter.

Title 7 Health and Social Services.**Chapter 27
Preventive Medical Services****Article 1
Control of Diseases of Public Health Importance****7 AAC 27.005. Reporting by health care providers.**

7 AAC 27.005(b) is amended to read:

(b) In addition to the immediate reporting **requirements** [REQUIREMENT] of (a) of this section, a health care provider shall submit a report to the department orally, electronically, or on a department-provided form not later than **one** [FIVE] working **day** [DAYS] after first discovering or suspecting the existence of the following diseases or conditions:

...

(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
____/____/____, Register _____)

Authority: AS 18.05.010 AS 18.15.355 AS 18.15.370
AS 18.05.040 AS 18.15.362

7 AAC 27.007. Reporting by laboratories.

7 AAC 27.007(b) is amended to read:

(b) In addition to the immediate reporting requirements of (a) of this section, a public, private, military, hospital, or other laboratory performing serologic, immunologic, microscopic, biochemical, or cultural examinations or tests in this state or on samples obtained within this state shall report evidence of human infection caused by the following agents to the department not later than **one** [FIVE] working day [DAYS] after the examination or test is performed:

...

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

(20) human immunodeficiency virus (HIV); tests that shall be reported include

(A) **all reactive HIV screening tests and associated confirmatory test results, both positive and negative, for** [CONFIRMING] human immunodeficiency virus infection;

(B) tests used to establish the presence of human immunodeficiency virus, including serologic, virologic, nucleic acid (DNA or RNA), or other viral load detection test results, both detectable and undetectable; and

(C) genotype results and associated HIV nucleotide sequence data;

(D) [(C)] CD4+ (T4) lymphocyte counts and CD4+ (T4) percent of total lymphocytes results of any value;
(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 ____/____/____, Register ____)

Authority: AS 18.05.040 AS 18.15.362 AS 18.15.370
AS 18.15.355

7 AAC 27.012. Birth defects registry.

7 AAC 27.012 is repealed and readopted to read:

(a) A hospital, health care facility, private or public health insurance organization, laboratory, or other health care provider operating in this state that collects or maintains health care records, claims, or laboratory testing related to the diagnosing, screening, or treatment for a patient with a birth defect, shall report the information specified in (b) of this section to the department semi-annually.

(b) To meet the reporting requirements of (a) of this section, the following must be reported for each birth defect:

(1) All major structural defects, genetic disorders, disorders resulting from prenatal exposure to alcohol or other substances, neuromuscular defects, cardiac defects, and all other birth defects as specified in the *Alaska Birth Defects Registry Reporting Guide* as occurring in:

(A) infants that are born alive and have the anomaly identified, diagnosed, or treated, in utero; or

(B) children less than three years old at the time the defect is identified, diagnosed, or treated; and

(2) the following data elements based on the *National Uniform Billing Committee Official Data Specifications Manual* as amended from time to time, and adopted by reference:

(A) patient information, including, name (last, first, middle), date of birth, sex, date of service; and

(B) maternal information, including, name (last, first), mothers date of birth;

(C) defect diagnostics coding based on the *International Classification of Disease, 10th Revision, Clinical Modification (ICD-10-CM)*, as amended from time to time, and adopted by reference; and

(D) reporting agency information, including, name (billing provider), and National Provider Identifier (NPI); and

(3) a hospital, health care facility, or other health care provider operating in this state that collects or maintains health care records related to the diagnosing, screening, or treatment for a patient with a birth defect, shall provide access to medical records within 30 days of request to an agent of the birth defects registry for confirmation of diagnosis.

(Eff. 1/19/96, Register 137; am 11/8/98, Register 148; am 2/10/99, Register 149; readopt 12/24/2004, Register 172; am 12/24/2006, Register 180; readopt 12/29/2006, Register 180; ____/____/____, Register ____)

Authority: AS 18.05.030

AS 18.15.370

AS 47.05.012

AS 18.05.040

The editor's note for 7 AAC 27.012 is amended by adding the following paragraph to read:

Editor's note:

The *Alaska Birth Defects Registry Reporting Guide* may be reviewed at the Department of Health and Social Services, Division of Public Health, Section of Women's, Children's, and Family Health, 3601 "C" Street, Suite 322, Anchorage, AK 99503. The *Alaska Birth Defects Registry Reporting Guide* can be downloaded at

<http://dhss.alaska.gov/dph/wcfh/Pages/mchept/abdr/default.aspx>.

7 AAC 27.014. Reporting of blood lead test results.

7 AAC 27.014 is repealed and readopted to read:

(a) Not later than one week after receiving the results of a blood lead test that exceeds 5 ug/dl, a health care provider shall report to the department

(1) the name and address of the health care provider that requested or performed the test; and

(2) the person's

(A) name;

(B) date of birth;

(C) sex;

(D) race;

(E) ethnicity;

(F) community of residence; and

(G) test results in micrograms per deciliter, including the date of the test, and the type of test (venous or capillary).

(b) A public, private, military, hospital, other laboratory, or health care provider performing any blood lead analyses in this state or on samples obtained in this state shall report, not later than four weeks after performing the test,

(1) the name, date of birth, sex, race, ethnicity, and community of residence of the person tested;

(2) the test result in micrograms per deciliter, including the date of the test, and type of test (venous or capillary); and

(3) the name and address of the health care provider that ordered the test.

(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; ____/____/____, Register ____)

Authority: AS 18.05.030 AS 18.05.040 AS 18.15.370