

**DISTRICT OF COLUMBIA
HIV/AIDS REPORTING REQUIREMENTS*
(effective November 17, 2006)**

**22 DCMR § 206 HUMAN IMMUNODEFICIENCY VIRUS (HIV)
INFECTION**

- 206.1 All Human Immunodeficiency Virus (HIV) infection cases (including Acquired Immune Deficiency Syndrome (AIDS)) shall be reported to the Director of the Department of Health or his or her designee.
- 206.2 Physicians licensed to practice in the District under the District of Columbia Health Occupations Revision Act of 1985 (D.C. Official Code § 3-1201.1 *et seq.*) shall report all diagnosed cases of HIV and AIDS to the Director within forty-eight (48) hours of diagnosis and furnish information the Director deems necessary to complete a confidential case report. Additionally, any provider, laboratory, blood bank, or other entity or facility that provides HIV testing shall report all cases of HIV infection to the Director or his or her designee.
- 206.3 The reports required by section 206.2 shall include the patient's name, address of residence, including city, state, and zip code, gender, race or ethnicity, mode of exposure, place or country of birth, date of birth, date of diagnosis of HIV or AIDS and opportunistic infections, the name and telephone number of the person making the report, and the name of the entity providing health or medical services.
- 206.4 Upon receiving a report of the existence of an HIV infection or potential AIDS case, the Director or his or her designee shall make any investigation that he or she may deem necessary for the purpose of determining the source of the infection and the nature of the treatment. To facilitate the investigation, any entity providing health/medical services shall make medical records and histories available to the Director for inspection.
- 206.5 Information reported under this section shall be used for statistical, public health, epidemiological, and surveillance purposes only. The Director, or his or her designee, shall not disclose the identity of any person with an HIV infection or reported AIDS case without the person's written permission.
- 206.6 The Department of Health shall ensure continued reasonable access to anonymous HIV testing through alternative testing sites in consultation with HIV planning groups and affected stakeholders, including representatives of persons living with HIV and HIV/AIDS service providers.

* The official version of these rules may be found at: Notice of Final Rulemaking, 53 *D.C. Register* 9288 (2006), *amending* 22 DCMR §§ 206 and 211.

22 DCMR § 211 LABORATORIES AND BLOOD BANKS

211.1 Physicians and others licensed under the District of Columbia Health Occupations Revision Act of 1985 to practice in the District may submit communicable disease specimens for test and report findings to the Department's laboratory or to any other laboratory approved by the Director.

211.2 A laboratory that tests a communicable disease specimen shall report its findings directly to the person who submitted the specimen.

.....

211.4 Whenever a test made in a public or private laboratory is positive for HIV or is indicative of an HIV diagnosis, including CD4 and viral load tests, the person responsible for the operation of the laboratory shall report the positive test to the Director or an agent of the Director or his or her designee, in writing, within forty-eight (48) hours, giving the following information:

- (a) The name of the subject of the test;
- (b) The name and address of the physician or provider requesting the test;
- (c) The patient's medical record number; and
- (d) All other information required under this section.

211.5 Each public or private laboratory shall keep a record of its findings showing evidence of communicable disease for a period of at least one (1) year.

211.6 During the one (1) year period in which records of a communicable disease are kept, the records shall be available for inspection by the Director at any reasonable time.

.....

211.8 Whenever in the course of its operations, a blood bank determines that a specimen is positive for HIV, the physician or provider in charge of the blood bank shall report the positive test in writing to the Director or his/her designee within forty-eight (48) hours.