



# Reporting Requirements for Negative HIV Test Results: Laboratories

<b>State</b>	<b>Authority</b>	<b><i>Does the state require laboratories to report negative HIV screening test results?</i></b>	<b><i>Other reporting requirements for laboratories to report diagnostic HIV test results.</i></b>
<b>Alabama</b>	Ala. Admin. Code 420-4-1-.04; Ala. Admin. Code 420-4-1 App.I, II	No. Laboratories are only required to report positive HIV test results.	In addition to reporting all positive HIV test results, laboratories must report all HIV viral load and CD4 testing results, even if no virus is detected.
<b>Alaska</b>	Alaska Admin. Code tit. 7, § 27.005, 007	No. Laboratories are only required to report positive HIV test results.	In addition to reporting all positive HIV test results, laboratories must also report all reactive HIV screening tests and associated confirmatory test results (both positive and negative), all HIV genotype test results, all CD4 lymphocyte results, and all serologic, virologic, nucleic acid (DNA or RNA), or other viral load detection test results (both detectable and undetectable).
<b>Arizona</b>	Ariz. Admin. Code R9-6-202, Tbl. 2.1; Ariz. Admin. Code R9-6-204, Tbl. 2.3	No. Laboratories are only required to report positive HIV test results.	In addition to reporting all positive HIV test results, laboratories must also report all negative test results for diagnostic HIV tests. Diagnostic test including, but not limited to – antigen antibodies to the virus,

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			detection of viral nucleic acid, and genetic sequencing.
<b>Arkansas</b>	Code Ark. R. 007.35.7-III, V <sup>1</sup>	No. Laboratories are only required to report positive HIV test results.	In addition to reporting all positive HIV test results, laboratories must also submit all quantitative and genotype testing results, even if no virus is detected.
<b>California</b>	Cal. Code Regs. tit. 17, § 2500; Cal. Health & Safety Code § 121023	No. Laboratories are only required to report positive HIV test results.	In addition to reporting all positive HIV test results, laboratories must also report CD4+ T-Cell test results, but <i>only if</i> related to a diagnosed case of HIV.
<b>Colorado</b>	5 Colo. Code Regs. § 1009-1 Appendix A	No. Laboratories are only required to report positive HIV test results.	In addition to reporting all positive HIV test results, laboratories must also report all HIV genotype test results, all CD4 lymphocyte results, and all HIV viral load test results.
<b>Connecticut</b>	Conn. Agencies Regs. 19a-36-A2, A3; <a href="#">List of Laboratory Reportable Diseases</a>	No. Laboratories are only required to report positive HIV test results.	N/A
<b>D.C.</b>	D.C. Mun. Regs. tit. 22-B, § 201, 206, 211	No. Laboratories are only required to report positive HIV test results.	In addition to reporting all positive HIV test results, laboratories must report all HIV viral load and CD4 testing results, even if no virus is detected.

<sup>1</sup> Statute is currently flagged by Westlaw regarding validity, but NASTAD's legal interpretation is that this is simply due to a citation miscommunication by the Arkansas legislature.

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<b>Delaware</b>	Code Del. Regs. 4202-4.0, 7.0; Code Del. Regs. 4202 Appendix I	No. Laboratories are only required to report positive HIV test results.	In addition to reporting all positive HIV test results, laboratories must report all HIV viral load and CD4 testing results, even if no virus is detected.
<b>Florida</b>	Fla. Admin. Code Ann. r. 64D-3.029	No. Laboratories are only required to report positive HIV test results.	In addition to reporting all positive HIV test results, laboratories must report all HIV viral load test results (both detectable and undetectable).
<b>Georgia</b>	Ga. Code Ann. § 31-12-2; Ga. Comp. R. & Regs. 511-2-1-.02; <a href="#">List of Reportable Diseases</a>	No. Laboratories are only required to report positive HIV test results.	N/A
<b>Hawaii</b>	Haw. Code R. 11-156 Exhibit A, B	No. Laboratories are only required to report positive HIV test results.	In addition to reporting all positive HIV tests, laboratories must also report all CD4 lymphocyte counts, and all results from tests used to determine HIV viral load.
<b>Idaho</b>	Idaho Admin. Code r. 16.02.10.050	No. Laboratories are only required to report positive HIV test results.	N/A
<b>Illinois</b>	Ill. Admin. Code tit. 77, § 690.452; Ill. Admin. Code tit. 77, § 693.20, .30	No. Laboratories are only required to report positive HIV test results.	In addition to reporting all positive HIV test results, laboratories must report all CD4 lymphocyte results and all HIV viral load test results (both detectable and undetectable).

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<b>Indiana</b>	Ind. Code Ann. § 16-41-2-3; 410 Ind. Admin. Code 1-2.5-75, 76	No. Laboratories are only required to report positive HIV test results.	N/A
<b>Iowa</b>	Iowa Code Ann. § 141A.6; Iowa Code Ann. § 139A.2, .3	No. Laboratories are only required to report positive HIV test results.	N/A
<b>Kansas</b>	Kan. Stat. Ann. § 65-6002; Kan. Admin. Regs. 28-1-2	No. Laboratories are only required to report positive HIV test results.	In addition to reporting all positive HIV test results, laboratories must report all HIV viral load test results (both detectable and undetectable).
<b>Kentucky</b>	902 Ky. Admin. Regs. 2:020  [Hepatitis C provision: enacted 11/16/16]	No. Laboratories are not required to report negative screening test results for HIV. However, laboratories must submit negative or indeterminant HIV test results if part of a diagnostic testing algorithm whose overall interpretation is positive.	In addition to reporting all positive HIV test results, laboratories must report all HIV antibody test results, all HIV antigen test results, all HIV RNA or DNA test results, all CD4 lymphocyte results, all HIV genetic sequencing test results, and all HIV culture test results.
<b>Louisiana</b>	51 La. Admin. Code Pt II, 105, 107	No. Laboratories are not required to report negative screening test results for HIV. However, laboratories are required to report all test results (positive or negative) for all components of testing indicative of HIV.	In addition to reporting all positive HIV test results, laboratories are required to report all test results (positive or negative) for all components of testing indicative of HIV.
<b>Maine</b>	Code Me. R. § 10-144 Ch. 258, App. A	No. Laboratories are only required to report positive HIV test results.	N/A

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<b>Maryland</b>	Md. Code Regs. 10.06.01.03; Md. Code Regs. 10.18.02.04, .06	Yes. Laboratories are required to report all test results, whether positive or negative, for HIV.	In addition to reporting all screening test results, laboratories must also report all HIV viral load test results (both detectable and undetectable), all CD4+ cell test results, and all HIV genotype sequencing test results.
<b>Massachusetts</b>	105 Mass. Code Regs. 300.100, 170, 173, 180	No. Laboratories are only required to report positive HIV test results. However, laboratories must submit negative HIV test results associated with a concurrent positive test.	In addition to reporting all screening test results, laboratories must submit negative HIV test results associated with a concurrent positive test.
<b>Michigan</b>	Mich. Comp. Laws Ann. § 333.5111, 14; <a href="#">List of Reportable Diseases</a>	No. Laboratories are only required to report positive HIV test results.	In addition to reporting all positive HIV test results, laboratories must also report all CD4 count test results and all HIV viral load test results (both detectable and undetectable).
<b>Minnesota</b>	Minn. R. 4605.7030, 40  [Hepatitis C provision: enacted 6/20/11]	No. Laboratories are only required to report positive HIV test results.	In addition to reporting all positive HIV test results, laboratories must also report all CD4 count test results and all HIV viral load test results (both detectable and undetectable).
<b>Mississippi</b>	15 Code Miss. R. Pt. 2, Subpt. 11, R. 1.1; 15 Code Miss. R. Pt. 2,	No. Laboratories are only required to report positive HIV test results.	In addition to reporting all positive HIV test results, laboratories must also report

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	Subpt. 11, App. A, B		all CD4 count test results and all HIV viral load test results (both detectable and undetectable).
<b>Missouri</b>	Mo. Code Regs. Ann. tit. 19, § 20-20.020, .080	No. Laboratories are only required to report positive HIV test results. However, laboratories must submit negative or indeterminant HIV test results if part of a diagnostic testing algorithm whose overall interpretation is positive.	In addition to reporting all positive HIV test results, laboratories must also report all CD4 lymphocyte results and all HIV viral load test results (both detectable and undetectable).
<b>Montana</b>	Mont. Admin. R. 37.114.201, .203, .204	No. Laboratories are only required to report positive HIV test results.	In addition to reporting all positive HIV tests, laboratories must also report results for all HIV nucleic acid tests (RNA or DNA), all HIV genotype tests, and all CD4 lymphocyte tests results.
<b>Nebraska</b>	173 Neb. Admin. Code Ch. 1, 1-003, 1-004	No. Laboratories are only required to report positive HIV test results.	In addition to reporting all positive HIV tests, laboratories must also report results for all confirmatory tests for HIV antibody (whether positive, negative or indeterminate), all quantitative HIV RNA PCR tests (regardless of the result), and all CD4 counts per microliter and all CD4 percentages.
<b>Nevada</b>	Nev. Admin. Code 441A.040, .230, .235	No. Laboratories are only required to report positive HIV test results. However, laboratories must submit negative or indeterminant	In addition to reporting all positive HIV tests, laboratories must also report all CD4 lymphocyte test results, all HIV viral load test results (both

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		HIV test results if part of a diagnostic testing algorithm whose overall interpretation is positive.	detectable and undetectable), and all HIV nucleotide sequences or genotype results.
<b>New Hampshire</b>	N.H. Code Admin. R. He-P 301.02	No. Laboratories are only required to report positive HIV test results.	In addition to reporting all positive HIV test results, laboratories must also report all CD4 count test results and all HIV viral load test results (both detectable and undetectable).
<b>New Jersey</b>	N.J. Admin. Code § 8:57-1.5, 1.7; N.J. Admin. Code § 8:65-2.1, 2.5	Yes. Laboratories are required to report all test results, whether positive or negative, for HIV.	Laboratories are required to report all test results, whether positive or negative, for HIV.
<b>New Mexico</b>	N.M. Admin. Code 7.4.3.13	No. Laboratories are only required to report positive HIV test results.	In addition to reporting all positive HIV tests, laboratories must also report all HIV nucleic acid tests (RNA or DNA), all HIV genotype tests, and all CD4 lymphocyte tests irrespective of results.
<b>New York</b>	N.Y. Comp. Codes R. & Regs. tit. 10, § 63.4; N.Y. Comp. Codes R. & Regs. tit. 10, § 2.1, 2.10, 2.12	No. Laboratories are only required to report positive HIV test results.	In addition to reporting all positive HIV tests, laboratories must also report all HIV genotype tests, all CD4 lymphocyte counts, and all HIV nucleic acid tests, RNA or DNA, irrespective of results.
<b>North Carolina</b>	10A N.C. Admin. Code 41A.0101	No. Laboratories are only required to report positive HIV test results.	In addition to reporting all positive HIV tests, laboratories must also report all HIV genotypic test results, all CD4 lymphocyte counts, and all

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			results from tests used to determine HIV viral load.
<b>North Dakota</b>	N.D. Admin. Code 33-06-01-01; N.D. Admin. Code 33-06-02-01	No. Laboratories are only required to report positive HIV test results.	In addition to reporting all positive HIV tests, laboratories must also report all CD4 lymphocyte counts and all HIV nucleic acid test results (including undetectable).
<b>Ohio</b>	Ohio Admin. Code 3701-3-02, 03, 04, 12	No. Laboratories are only required to report positive HIV test results.	In addition to reporting all positive HIV test results, laboratories must also report all CD4 count test results and all HIV viral load test results (both detectable and undetectable).
<b>Oklahoma</b>	Okla. Admin. Code 310:515-1-4	Yes. Laboratories must report all test results for all HIV tests and HIV nucleotide sequences.	Laboratories must report all test results for all HIV tests and HIV nucleotide sequences. In cases where a panel of HIV tests are ordered, then the occurrence of even one positive test result from said panel requires the results of all tests ordered to be reported.
<b>Oregon</b>	ORS § 433.004  OAR 333-018-0015	No. Laboratories are only required to report positive HIV test results.	In addition to reporting all positive HIV test results, laboratories must also report the results of all tests of CD4+ T-lymphocyte absolute counts, the percent of total lymphocytes that are CD4+, and HIV nucleic acid (viral load) tests.

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<b>Pennsylvania</b>	<p>28 Pa. Code §§ 27.21a, 27.22, 27.32a</p> <hr/> <p>Philadelphia-Specific Codes: - <a href="#">HIV Reporting Requirements</a></p>	<p>No. Laboratories are only required to report positive HIV test results.</p> <hr/> <p>Philadelphia: No. Laboratories are only required to report positive HIV test results. However, laboratories must also submit negative or indeterminant HIV test results (including both serologic and virologic test results) if part of a diagnostic testing algorithm whose overall interpretation is positive or probable for HIV infection.</p> <p>Additionally, if a patient tests positive for HIV for the first time, laboratories must also submit all test results (including negative or indeterminant results) within the past 180 days prior to the patient first testing positive.</p>	<p>In addition to reporting all positive HIV test results, healthcare providers and laboratories must also report all CD4 T-lymphocyte counts and percentages, all HIV viral load test results (whether detectable or undetectable), and all HIV genotyping results.</p> <hr/> <p>Philadelphia: In addition to positive test results, laboratories must submit all virologic, CD4 T-lymphocyte, and HIV genotype test results.</p>
<b>Rhode Island</b>	<p>R.I. Gen. Laws §§ 23-6.3-14, 23-6.3-15</p> <p>216 RICR 30-05-1.4, 30-05-1.5</p>	<p>No. Laboratories are only required to report positive HIV test results.</p>	<p>In addition to reporting all positive HIV test results, laboratories must also report all CD4 count test results and all HIV viral load test results (both detectable and undetectable).</p>

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<b>South Carolina</b>	S.C. Code Ann. § 44-29-80, 250  S.C. Code Ann. Regs. 61-21  <a href="#">List of Reportable Diseases</a>	No. Laboratories are only required to report positive HIV test results.	In addition to reporting all positive HIV test results, laboratories must also report all CD4 count test results, all HIV viral load test results (both detectable and undetectable), and all HIV genotype test results.
<b>South Dakota</b>	SDCL § 34-22-12  ARSD 44:20:01:04	No. Laboratories are not required to report negative HIV test results. However, laboratories must report all reactive HIV screening tests.	In addition to reporting all positive HIV test results, laboratories must also report all reactive HIV screening tests and associated confirmatory test results (both positive and negative), all HIV genotype test results, all CD4 lymphocyte results, all HIV antiviral resistance test results, and all viral load detection test results (both detectable and undetectable).
<b>Tennessee</b>	TCA §§ 68-5-102, 68-10-112  TN ADC 1200-6-3-.08, 1200-14-1-.02  <a href="#">TN Dept. of Health Reportable Disease List</a>	No. Laboratories are only required to report positive HIV test results.	In addition to reporting all positive HIV test results, laboratories must also report all CD4 count test results, all HIV viral load test results (both detectable and undetectable), and all HIV genotype test results.

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	<a href="#">TN Detailed Laboratory Guidance</a>		
<b>Texas</b>	Tex. Health & Safety Code § 85.086  25 Tex. Admin. Code §§ 97.2, 97.3, 97.132, 97.133, 97.134	No. Laboratories are only required to report positive HIV test results.	In addition to reporting all positive HIV test results, laboratories must also report all HIV genotype test results, all CD4 lymphocyte results, all HIV antiviral resistance test results, and all viral load detection test results (both detectable and undetectable).
<b>Utah</b>	Utah Admin. Code r. R386-702-3, 4	Yes. Laboratories (if reporting electronically) must report negative, as well as positive, laboratory test results for HIV – including all screening test results.	In addition to reporting all screening HIV test results, laboratories must report all HIV viral load test results (detectable or undetectable), all CD4 lymphocyte test results, and all HIV antiviral susceptibility test results, including nucleotide sequencing, genotyping, or phenotypic analysis.
<b>Vermont</b>	Vt. Stat. Ann. 18 § 1001  VT ADC 12-5-12:6.0, 7.0	No. Laboratories are only required to report positive HIV test results.	In addition to reporting all positive HIV test results, healthcare providers and laboratories must also report all HIV subtype and HIV nucleotide sequence data from antiretroviral drug resistance testing and all viral load detection test results (both detectable and undetectable).

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<b>Virginia</b>	Va. Code Ann. § 32.1-36  12 VAC 5-90-80, 5-90-90	No. Laboratories are only required to report positive HIV test results.	In addition to reporting all positive HIV test results, laboratories must also report all CD4 lymphocyte results, all viral load detection test results (both detectable and undetectable), and all HIV genetic nucleotide sequence data associated with HIV drug resistance tests.
<b>Washington</b>	RCW 70.24.050  Wash. Admin. Code 246-100-021, 246-101-101, 246-101-201	No. Laboratories are only required to report positive HIV test results. However, at least annually, laboratories are also required to report deidentified negative HIV screening test results.	In addition to reporting all positive HIV test results, laboratories must also report all CD4 lymphocyte test results. Additionally, laboratories must also report negative test results associated with those positive or indeterminate test results for antibody detection tests (including RST), antigen detection tests (including RST), viral culture, all HIV nucleic acid detection (NAT or NAAT) tests – qualitative and quantitative, detectable and undetectable, and HIV antiviral resistance testing genetic sequences.
<b>West Virginia</b>	W. Va. Code §§ 16-3C, 16-4-6  W. Va. Code St. R. §§ 64-7-3, 64-7-14, 64-64-12, 64-64-13	No. Laboratories are only required to report positive HIV test results.	In addition to reporting all positive HIV test results, healthcare providers and laboratories must also report all CD4 lymphocyte results and all viral load detection test results (both detectable and undetectable).

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<b>Wisconsin</b>	Wis. Stat. Ann. 252.01, 252.13, 252.15  Wis. Admin. Code §§ DHS 145.04, DHS 145 App. A	No. Laboratories are only required to report positive HIV test results.	In addition to reporting all positive HIV test results, healthcare providers laboratories must also report all HIV genotype test results, all CD4 lymphocyte results, and all viral load detection test results (both detectable and undetectable).
<b>Wyoming</b>	Wyo. Stat. Ann. §§ 35-4-107, 108, 130, 132  WY ADC 048.0051.2 §§ 1, 2, 3; WY ADC 048.0046.1 §§ 2, 6	No. Laboratories are only required to report positive HIV test results.	N/A

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