



# Reporting Requirements for Negative HIV Test Results: Healthcare Providers

<b>State</b>	<b>Authority</b>	<b><i>Does the state require healthcare providers to report negative HIV screening test results?</i></b>	<b><i>Other reporting requirements for healthcare providers 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. Healthcare providers are only required to report positive HIV test results.	N/A
<b>Alaska</b>	Alaska Admin. Code tit. 7, § 27.005, 007	No. Healthcare providers are only required to report positive HIV test results.	N/A
<b>Arizona</b>	Ariz. Admin. Code R9-6-202, Tbl. 2.1; Ariz. Admin. Code R9-6-204, Tbl. 2.3	No. Healthcare providers are only required to report positive HIV test results.	N/A
<b>Arkansas</b>	Code Ark. R. 007.35.7-III, V <sup>1</sup>	No. Healthcare providers are only required to report positive HIV test results.	In addition to reporting all positive HIV test results, healthcare providers 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. Code Regs. tit. 17, § 2641.30; Cal.	No. Healthcare providers are only required to report positive HIV test results.	In addition to reporting all positive HIV screening test results, healthcare providers must also submit all tests used to monitor HIV infection,

<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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	Code Regs. tit. 17, § 2643.5; Cal. Health & Safety Code § 121023		including HIV nucleic acid detection.
<b>Colorado</b>	5 Colo. Code Regs. § 1009-1 Appendix A	No. Healthcare providers are only required to report positive HIV test results.	It depends. In addition to positive HIV test results, healthcare providers 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 Healthcare Provider Reportable Diseases</a>	No. Healthcare providers 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. Healthcare providers are only required to report positive HIV test results.	N/A
<b>Delaware</b>	Code Del. Regs. 4202-4.0, 7.0; Code Del. Regs. 4202 Appendix I	No. Healthcare providers are only required to report positive HIV test results.	It depends. In addition to reporting all positive HIV test results, healthcare providers 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. Healthcare providers are only required to report positive HIV test results.	In addition to reporting all positive HIV test results, healthcare providers must report all HIV viral load test results (both detectable and undetectable).

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<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. Healthcare providers are only required to report positive HIV test results.	N/A
<b>Hawaii</b>	Haw. Code R. 11-156 Exhibit A, B	No. Healthcare providers are only required to report positive HIV test results.	N/A
<b>Idaho</b>	Idaho Admin. Code r. 16.02.10.050	No. Healthcare providers 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. Healthcare providers are only required to report positive HIV test results.	In addition to reporting all positive HIV test results, healthcare providers must report all CD4 lymphocyte results and all HIV viral load test results (both detectable and undetectable).
<b>Indiana</b>	Ind. Code Ann. § 16-41-2-3; 410 Ind. Admin. Code 1-2.5-75, 76	No. Healthcare providers 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. Healthcare providers 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. Healthcare providers are only required to report positive HIV test results.	In addition to reporting all positive HIV test results, healthcare providers must report all HIV viral load test results (both detectable and undetectable).

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<b>Kentucky</b>	902 Ky. Admin. Regs. 2:020	No. However, healthcare providers must submit negative or indeterminant HIV test results if part of a diagnostic testing algorithm whose overall interpretation is positive.	Healthcare providers must also submit 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. Healthcare providers are only required to report positive HIV test results.	N/A
<b>Maine</b>	Code Me. R. § 10-144 Ch. 258, App. A	No. Healthcare providers are only required to report positive HIV test results.	N/A
<b>Maryland</b>	Md. Code Regs. 10.06.01.03; Md. Code Regs. 10.18.02.04, .06	No. Healthcare providers are only required to report positive HIV test results.	N/A
<b>Massachusetts</b>	105 Mass. Code Regs. 300.100, 170, 173, 180	No. Healthcare providers are only required to report positive HIV test results.	N/A
<b>Michigan</b>	Mich. Comp. Laws Ann. § 333.5111, 14; <a href="#">List of Reportable Diseases</a>	No. Healthcare providers are only required to report positive HIV test results.	N/A
<b>Minnesota</b>	Minn. R. 4605.7030, 40	No. Healthcare providers are only required to report positive HIV test results.	N/A
<b>Mississippi</b>	15 Code Miss. R. Pt. 2, Subpt. 11, R. 1.1; 15 Code Miss. R. Pt. 2,	No. Healthcare providers are only required to report positive HIV test results.	N/A

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	Subpt. 11, App. A, B		
<b>Missouri</b>	Mo. Code Regs. Ann. tit. 19, § 20-20.020, .080	No. However, healthcare providers must submit negative or indeterminant HIV test results if part of a diagnostic testing algorithm whose overall interpretation is positive.	N/A
<b>Montana</b>	Mont. Admin. R. 37.114.201, .203, .204	No. Healthcare providers are only required to report positive HIV test results.	N/A
<b>Nebraska</b>	173 Neb. Admin. Code Ch. 1, 1-003, 1-004	No. Healthcare providers are only required to report positive HIV test results.	N/A
<b>Nevada</b>	Nev. Admin. Code 441A.040, .230, .235	No. Healthcare providers are only required to report positive HIV test results.	N/A
<b>New Hampshire</b>	N.H. Code Admin. R. He-P 301.02	No. Healthcare providers are only required to report positive HIV test results.	N/A
<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. Healthcare providers are required to report all test results, whether positive or negative, for HIV.	Healthcare providers 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. Healthcare providers are only required to report positive HIV test results.	In addition to reporting all positive HIV tests, healthcare providers must also report all HIV nucleic acid tests (RNA or DNA), all HIV genotype tests, and all CD4 lymphocyte tests irrespective of results.

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<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. Healthcare providers are only required to report positive HIV test results.	N/A
<b>North Carolina</b>	10A N.C. Admin. Code 41A.0101	No. Healthcare providers are only required to report positive HIV test results.	N/A
<b>North Dakota</b>	N.D. Admin. Code 33-06-01-01; N.D. Admin. Code 33-06-02-01	No. Healthcare providers are only required to report positive HIV test results.	In addition to reporting all positive HIV tests, healthcare providers 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. Healthcare providers are only required to report positive HIV test results.	N/A
<b>Oklahoma</b>	Okla. Admin. Code 310:515-1-4	No. Healthcare providers are only required to report positive HIV test results.	N/A
<b>Oregon</b>	ORS § 433.004  OAR 333-018-0015	No. Healthcare providers are only required to report positive HIV test results.	N/A
<b>Pennsylvania</b>	28 Pa. Code §§ 27.21a, 27.22, 27.32a  Philadelphia-Specific Codes: - <a href="#">HIV Reporting Requirements</a>	No. Healthcare providers are only required to report positive HIV test results.  Philadelphia: No. Healthcare providers are only required to report positive HIV test results. However, healthcare	In addition to reporting all positive HIV test results, healthcare providers 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.

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		<p>providers 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, healthcare providers and must also submit all test results (including negative or indeterminant results) within the past 180 days prior to the patient first testing positive.</p>	Philadelphia: In addition to positive test results, laboratories and healthcare providers must submit all virologic and CD4 T-lymphocyte test results.
<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>	No. Healthcare providers are only required to report positive HIV test results.	N/A
<b>South Carolina</b>	<p>S.C. Code Ann. § 44-29-80, 250</p> <p>S.C. Code Ann. Regs. 61-21</p> <p><a href="#">List of Reportable Diseases</a></p>	No. Healthcare providers are only required to report positive HIV test results.	N/A

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<b>South Dakota</b>	SDCL § 34-22-12  ARSD 44:20:01:04	No. Healthcare providers are only required to report positive HIV test results.	In addition to reporting all positive HIV test results, healthcare providers 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. Healthcare providers are only required to report positive HIV test results.	N/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. Healthcare providers are only required to report positive HIV test results.	N/A
<b>Utah</b>	Utah Admin. Code r. R386-702-3, 4	Yes. Healthcare providers (if reporting electronically) must report negative, as well as	In addition to reporting all positive HIV test results, healthcare providers must also



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		positive, laboratory test results for HIV.	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. Healthcare providers 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).
<b>Virginia</b>	Va. Code Ann. § 32.1-36  12 VAC 5-90-80, 5-90-90	No. Healthcare providers are only required to report positive HIV test results.	N/A
<b>Washington</b>	RCW 70.24.050  Wash. Admin. Code 246-100-021, 246-101-101, 246-101-201	No. Healthcare providers are only required to report positive HIV test results.	N/A
<b>West Virginia</b>	W. Va. Code §§ 16-3C, 16-4-6  W. Va. Code St. R. §§ 64-7-3, 64-	No. Healthcare providers are only required to report positive HIV test results.	In addition to reporting all positive HIV test results, healthcare providers must also report all CD4 lymphocyte results and all viral load

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	7-14, 64-64-12, 64-64-13		detection test results (both detectable and undetectable).
<b>Wisconsin</b>	Wis. Stat. Ann. 252.01, 252.13, 252.15  Wis. Admin. Code §§ DHS 145.04, DHS 145 App. A	No. Healthcare providers 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. Healthcare providers are only required to report positive HIV test results.	N/A

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