

From: State of Florida Agency for Health Care Administration <AHCANotice@ahca.myflorida.com>

Date: July 14, 2020 at 6:05:11 PM EDT

Subject: **Mandatory Reporting of COVID-19 test results under Section 381.0031, F.S. and 42 CFR §493.1101**

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COVID-19 IS A REPORTABLE CONDITION OF URGENT PUBLIC HEALTH IMPORTANCE AND MUST BE REPORTED TO THE DEPARTMENT OF HEALTH IMMEDIATELY

Florida Statutes section 381.0031 and Florida Administrative Code Chapter 64D-3 require all laboratories, regardless of public or private status, to report without delay conditions of urgent public health importance, including COVID-19.

Reports that cannot timely be made during the County Health Department business day shall be made to the County Health Department after-hours duty official. If unable to do so during normal business hours, the laboratories are required to contact the Department after-hours duty official at (850)245-4401.

[Rule 64D-3.047](#) provides:

(1) Any practitioner, hospital or laboratory who is subject to the provisions of this rule who fails to report a disease or condition as required by this rule or otherwise fails to act in accordance with this rule is guilty of a misdemeanor of the second degree, and, upon conviction thereof, shall be fined not more than five hundred dollars (\$500.00) as provided in Section 775.082 or 775.083, F.S. Each violation is considered a separate offense.

(2) All violations by practitioners, hospitals or laboratories shall reported to the appropriate professional licensing authorities and public financing programs.

All federally certified Clinical Laboratory Improvement Amendments (CLIA) labs must comply with 42 CFR §493.1101 Standard: Facilities (c) states the laboratory must be in compliance with applicable Federal, State, and local laboratory requirements. CLIA certified laboratories are laboratories that have a Certificate of Waiver, a Provider Performed Microscopy certificate, a Certificate of Compliance, and a Certificate of Accreditation.

Please note, reporting results means reporting all positive *and* negative results.

Please be advised that strict compliance with this rule is of the utmost importance during this public health emergency. The Department of Health, in conjunction with state, federal, and local authorities, uses this data in real time to prepare and respond to the COVID-19 emergency.

Any gaps or delays in reporting time hinder efficient emergency response and resource allocation. All CLIA-certified facilities are expected to report immediately during this pandemic.

The Agency for Health Care Administration is committed to better health care for all Floridians. The Agency administers Florida's Medicaid program, licenses and regulates more than 44,000 health care facilities and 53 health plans, and publishes health care data and statistics at www.FloridaHealthFinder.gov. Additional information about Agency initiatives is available via [Facebook \(AHCAFlorida\)](#), [Twitter \(@AHCA_FL\)](#) and [YouTube \(AHCAFlorida\)](#).

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