

Memorandum

City of Philadelphia

Date: 9/6/05

To: Joanne Godley, MD, MPH, Acting Health Commissioner

From: Jeanne Reedy, Administrative Services Director, Records Dept. *Jeanne Reedy*

Subject: Proposed Amendments to Regulations Governing the Control of Communicable and Noncommunicable Diseases and Conditions— Reporting and Control of Human Immunodeficiency Virus (HIV) Cases

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The above Amendments promulgated by the Health Department were received in the Department of Records on 9/6/05 for filing and advertising.  
If there are no requests for hearings these Amendments will become effective midnight 10/6/05.

Cc: Joseph Cronauer, Assistant Health Commissioner  
Caroline Johnson, MD, Director, Division of Disease Control  
John Cella, Director, AIDS Activities Coordinating Office

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*No memo indicating no hearing requests were recd.*

**CITY OF PHILADELPHIA  
DEPARTMENT OF PUBLIC HEALTH  
OFFICE OF THE COMMISSIONER**

**MEMORANDUM**

September 1, 2005

**TO:** Joan T. Decker, Commissioner, Department of Records

**FROM:** Joanne Godley, MD, MPH, Acting Health Commissioner 

**SUBJECT: PROPOSED AMENDMENTS TO REGULATIONS GOVERNING  
THE CONTROL OF COMMUNICABLE AND  
NONCOMMUNICABLE DISEASES AND CONDITIONS—  
REPORTING AND CONTROL OF HUMAN  
IMMUNODEFICIENCY VIRUS (HIV) CASES**

In accordance with Section 8-407 (a) of the Philadelphia Home Rule Charter, I am submitting herewith the public hearing documents regarding the proposed Amendments concerning the reporting and control of human immunodeficiency virus (HIV) cases to the Department of Public Health *Regulations Governing the Control of Communicable and Noncommunicable Diseases and Conditions*.

The following procedural actions have taken place:

Approved by the Board of Health	August 17, 2005
Approved by the Law Department	August 16, 2005

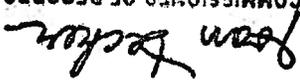
It is requested that attached proposed Amendments concerning reporting and control of human immunodeficiency virus (HIV) case to the Department of Public Health *Regulations Governing the Control of Communicable and Noncommunicable Diseases and Conditions* be filed for final action by the Department of Records.

Should you require any additional information, please contact Joseph Cronauer, Assistant Health Commissioner, at 215-685-5673.

JG/jp  
Attachments

cc: Joseph Cronauer, Assistant Health Commissioner  
Caroline Johnson, MD, Director, Division of Disease Control  
John Cella, Director, AIDS Activities Coordinating Office

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COMMISSIONER OF RECORDS  




CITY OF PHILADELPHIA  
DEPARTMENT OF PUBLIC HEALTH

PASSED:

BOARD OF HEALTH: \_\_\_\_\_  
LAW DEPARTMENT: \_\_\_\_\_  
RECORDS DEPARTMENT: \_\_\_\_\_

**AMENDMENTS TO REGULATIONS  
GOVERNING THE CONTROL OF COMMUNICABLE  
AND NONCOMMUNICABLE DISEASES AND CONDITIONS**

**WHEREAS**, Section 6-201 of the Health Code of Philadelphia authorizes the Board of Health to establish lists of reportable diseases and conditions, and

**WHEREAS**, Section 6-202 of the Health Code requires health care providers and laboratories identifying these reportable diseases and conditions designated by the Board, to report the occurrence of such diseases and conditions to the Department;

**WHEREAS**, The Philadelphia Board of Health has adopted *Regulations Governing the Control of Communicable and Non-communicable Diseases and Conditions* ("Regulations");

**WHEREAS**, The Regulations contain a listing of such diseases and the methods of reporting the occurrence thereof in Sections 2, 3 and 10 of said Regulations; and

**WHEREAS**, there is a national objective to achieve high quality data on Human Immunodeficiency Virus (HIV) to monitor the scope of the HIV epidemic, to plan for and evaluate prevention and care programs, and to focus efforts on people most at risk; and

**WHEREAS**, HIV surveillance that is conducted using coded patient identifiers has not been shown to produce results equally accurate, timely, and complete as confidential name-based systems; and

**WHEREAS**, the Centers for Disease Control and Prevention (CDC) recommends that jurisdictions conduct HIV reporting using the same confidential name-based approach currently used for AIDS surveillance nationwide; and

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*Joan Becker*  
COMMISSIONER OF RECORDS

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WHEREAS, use of confidential name-based reporting for HIV is consistent with all other infectious disease reporting, including AIDS; **NOW, THEREFORE**

The Board of Health hereby amends the *Regulations Governing the Control of Communicable and Non-communicable Diseases and Conditions* to read as follows (additions in **Bold**):

REGULATIONS GOVERNING THE CONTROL OF COMMUNICABLE  
AND NONCOMMUNICABLE DISEASES AND CONDITIONS

\* \* \*

2. REPORTABLE DISEASES AND CONDITIONS

The Board declares the following diseases, unusual outbreaks of illness, noncommunicable diseases and conditions, poisonings and occupational diseases to be reportable:

(a) Diseases

\* \* \*

( ) **Human Immunodeficiency Virus (HIV) Infection and certain conditions indicative of HIV, as detailed below. Although HIV is a clinical condition defined by the Centers for Disease Control, certain indicators must be reported when they are definitively diagnosed because they might be HIV cases. These conditions include the following:**

(A) **A positive result of any test approved by the FDA to establish the presence of HIV, including a serologic, virologic, nucleic acid (i.e. DNA or RNA viral loads, including undetectable results) or any other type of test the FDA approves to establish the presence of HIV;**

(B) **A CD4 T-lymphocyte test result with a count of less than 350 cells/ $\mu$ L or a CD4 T-lymphocyte percentage of less than 25% of total lymphocytes; or**

(C) **A perinatal exposure of a newborn to HIV.**

\* \* \*

10. REGULATIONS PERTAINING TO THE CONTROL OF THE INFECTED INDIVIDUALS, CONTACTS, AND ENVIRONMENT FOR EACH REPORTABLE DISEASE

\* \* \*

( ) **Human Immunodeficiency Virus (HIV) Infection**

(1) **Reporting.** Report HIV, as defined in subsection 2 of these Regulations, to the Philadelphia Department of Public Health, AIDS Activities Coordinating Office, using the standard HIV/AIDS confidential case report form CDC 50.42A (or current version) for adult cases and CDC 50.42B (or current version) for pediatric cases and perinatal exposures.

(2) **Isolation.** Observe standard precautions for bloodborne pathogens.

(3) **Concurrent disinfection.** Environments contaminated with blood or infectious body fluids shall be disinfected.

(4) **Terminal disinfection.** Terminal disinfection shall consist of thorough cleaning.

(5) **Quarantine.** No quarantine is required.

\* \* \*

*Tom Becker*  
COMMISSIONER OF RECORDS  
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