



Summary of 2007 HIV/AIDS Name Based Reporting Law

The Maryland HIV/AIDS Reporting Act of 2007, Health-General Article § 18-201.1 went into effect on April 24, 2007. This law:

- Requires physicians to **report HIV cases, by name**, to the health department. This is in addition to the previous requirement for physicians to report AIDS cases by name.
- Requires physicians to submit a report **within 48 hours** of the birth of an infant whose mother has tested positive for the human immunodeficiency virus.
- Requires clinical and infection control practitioners at hospitals, nursing homes, hospices, clinics in correctional facilities, inpatient psychiatric facilities, and inpatient drug treatment facilities **to report patients in those institutions with diagnoses of HIV or AIDS**.
- Changes the requirements for reporting by laboratory directors to the health department from reporting HIV positive and CD4<200 test results by unique identifier **to reporting HIV positive and all CD4 test results by name**.
- Increases the restrictions on access to the health department's information on HIV and AIDS cases.
- Establishes penalties against disclosure of HIV and AIDS surveillance information.

Reporting of HIV and AIDS cases and HIV exposed infants by physicians and clinical and infection control practitioners is done using the Maryland Confidential Morbidity Report form (DHMH 1140).

- Physicians should either call or mail the form to their local health officer **within 48 hours**. HIV and AIDS case reports must **NOT** be sent by fax or email.

Reporting of HIV and CD4 test results by laboratory directors is done using the State of Maryland HIV/CD4 Laboratory Report Form (DHMH4492).

The passage of the Maryland HIV/AIDS Reporting Act facilitates the transition from code to name-based HIV reporting in compliance with a new federal mandate based on recommendations from the Centers for Disease Control. Compliance with the Maryland HIV/AIDS Reporting Act allows the Department of Health and Mental Hygiene's Infectious Disease and Environmental Health Administration to develop complete and accurate statistics on HIV/AIDS disease, and ensures that Maryland will continue to be eligible to receive federal funds for HIV/AIDS services through the Ryan White Treatment Modernization Act of 2006.