## Alaska

### Birth Defects Surveillance System

<table>
<thead>
<tr>
<th>State</th>
<th>Statute/Rule</th>
<th>Language Specific to Surveillance System</th>
<th>Data Sharing</th>
<th>Research Authority</th>
<th>Consent Required?</th>
<th>Dissent Allowed?</th>
</tr>
</thead>
</table>
| AK    | STATUTE: Alaska Statutes, Title 18, Chapter 10.05  RULE: Alaska Administrative Code, Title 7 Chapter 27 7 AAC 27.012 | **Sec. 18.05.042. Access to health care records.** (a) The department may, during reasonable business hours, inspect health care records maintained by physicians and other health care professionals, hospitals, out-patient clinics, nursing homes, and other facilities or agencies providing health care services to patients that would identify patients or establish characteristics of an identified patient with cancer required to be reported under 42 U.S.C. 280e - 280e-4, or **a birth defect** or infectious disease required to be reported to protect the public health under this chapter and regulations adopted under this chapter. **Disclosure of these health care records to the department does not constitute a breach of patient confidentiality.** [emphasis added] | From, “**Conditions Reportable to Public Health in Alaska: What Must Be Reported**” – nd. ([http://www.epi.hss.state.ak.us/pubs/conditions/crWhat.htm](http://www.epi.hss.state.ak.us/pubs/conditions/crWhat.htm)):  
“Physicians, hospitals, and other health care facilities and providers must report children from birth up to 6 years of age who have been diagnosed with or treated for any of the birth defects listed below (7 AAC 27.012). Reports should be submitted within three months of diagnosis or treatment | **Sec. 18.05.042. Access to health care records.** (b) The department may conduct research using health care data reported under (a) of this section. The department may provide data obtained under (a) of this section to other persons for clinical, epidemiological, or other public health research. | NO | NO |
### 7 AAC 27.012. Birth defects registry

(a) A hospital, physician, surgeon, or other health care facility or health care provider diagnosing, screening, or providing treatment to a patient shall report to the department, within three months of the date of diagnosis, screening, or treatment, information about the patient, including name, date of birth, place of birth, sex, race, ethnicity, community of residence, date of diagnosis, and specific type of each birth defect diagnosed or treated for a child less than six years old with a birth defect or other congenital condition listed in (b) of this section.

(b) The following birth defects identified in the *International Classification of Diseases - 9th Revision, Clinical Modification, 2007* (ICD-9-CM), as amended from time to time, and adopted by reference, must be reported under (a) of this section . . .

The RTR [Rapid Telephone Reporting] system is not used to report birth defects. Information should be entered on a Birth Defects Reporting Form and submitted to the Alaska Birth Defects Registry (ABDR). Please fill one form out for each child being reported. Use the most specific ICD-9 codes available and write out a diagnosis description, along with the diagnosis date. *emphasis added*

(c) Data obtained or a record inspected under this section that identifies a particular individual (1) is confidential; (2) may not be further disclosed to other persons except by the department under (b) of this section; and (3) is not subject to inspection or copying under AS 40.25.110 - 40.25.125.