

BEFORE THE IOWA DEPARTMENT OF PUBLIC HEALTH

MANDATORY REPORTING ORDER

RESCIND THE APRIL 3, 2020 MANDATORY REPORTING ORDER AND
REPLACE WITH THE FOLLOWING ORDER:

To: All Iowa Hospitals

From: Gerd Clabaugh, Director of the Iowa Department of Public Health

Re: Reporting of specific required data as directed by the United States
Department of Health and Human Services (HHS) guidance for hospital reporting

Date Issued: July 27, 2020

Pursuant to the authority contained in Iowa Code sections 135.141(2)(e) and (h),
135.144(3), 139A.3, 135.40, and 641 IAC 1.7, the Iowa Department of Public
Health (Department) hereby issues the following Mandatory Reporting Order
(Order):

Public Health Disaster Declared: The Governor of the State of Iowa issued a
proclamation of public health disaster emergency on March 17, 2020, in response to
the COVID 19 global pandemic. Reporting of the information required by this Order is
required to enable the Department to manage and contain this public health disaster
and mitigate its impact. Additionally, the submission of this data will meet
requirements issued by the United States Department of Health and Human Services.
The Department will submit the data collected on behalf of the hospitals to meet the
HHS requirements.

Entities Covered by this Order: All Iowa hospitals shall comply with this Order.

Required Reporting Elements: Each hospital shall report the required information in
the data dictionary on a daily basis. The data dictionary will be maintained and
accessible on the Iowa Department of Public Health website at:
<https://idph.iowa.gov/Emerging-Health-Issues/Novel-Coronavirus/Healthcare>

Manner of Reporting. Each hospital shall report this data on a daily basis through
EMResources. In addition, each hospital shall immediately comply with any requests

for the above information received from either the Department or the Iowa Hospital Association acting as an agent of the Department in the collection of this information.

Each hospital shall immediately inform all staff of the conditions of this Order and shall designate at least one staff position responsible for compliance with this Order.

Immunities. Iowa law contains immunity provisions which protect any person or hospital which releases reportable disease information to the Department from liability, both civil and criminal, which might otherwise be incurred for such action. Iowa Code §§ 139A.3(2)(a); 135.40.

In addition, Iowa law contains immunity provisions protecting persons, corporations, and other legal entities, and employees and agents of such persons, corporations, and other legal entities who provide medical care in good faith under the direction of the Department of Public Health during a public health disaster. Iowa Code § 135.147. A person, corporation, or other legal entity, or an employee of such person, corporation, or other legal entity shall be deemed to be operating under the direction of the Department for purposes of this section in effectuating compliance with this Order.

Violation of Order: Pursuant to Iowa Code sections 135.38 and 139A.25, an individual who violates this Order may be subject to criminal prosecution. In addition, health care providers who violate this Order shall be referred to the appropriate professional licensing board for investigation and possible disciplinary action. Hospitals which fail to report as required by this Order are subject to a civil penalty of not more than one thousand dollars per occurrence.

Executed by:



Gerd W. Clabaugh, Director
Iowa Department of Public Health

07.27.2020

Date