

## DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT

### Office of e-Health and Data

## THE COLORADO CENTRAL CANCER REGISTRY

### 6 CCR 1009-3

*[Editor's Notes follow the text of the rules at the end of this CCR Document.]*

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#### Adopted by the Board of Health on April 20, 2016

#### **I. General Purpose.**

The purpose of this regulation is to establish a statewide cancer registry in the Colorado Department of Public Health and Environment and to provide for the reporting of information relating to Colorado cancer cases to the Department by hospitals, diagnostic and/or treatment clinics, pathology laboratories and diagnosing physicians or other health care practitioners.

#### **II. Cancer Registry Established.**

The Colorado Department of Public Health and Environment shall establish a "registry" pursuant to Section 25-1.5-101(q)(l), Colorado Revised Statutes. The function of the registry shall be to collect, compile, and tabulate general statistical information with regard to cancer cases from hospitals, diagnostic and/or treatment clinics, pathology laboratories and diagnosing and/or treating physicians or other health care practitioners; to record statistical and numerical data relating thereto and tabulate such information in such form and manner as to make the same available upon proper request for release to the medical profession, persons or institutions engaged in treating cancer patients, research studies and other lawful purposes.

The registry shall provide a free flow of information relative to the incidence, characteristics, geographical location and control of cancer essential to the protection of the public health from which the Department may disclose general, non-individual identifying information, numerical and statistical data developed therefrom or related thereto, and upon proof of proper written authorization therefore by the patient or the patient's representative, the entire registry record of such patient.

#### **III. Reporting Required.**

The following Colorado health care entities shall report all cases of cancer to the Colorado Department of Public Health and Environment: hospitals (except as noted below); free-standing diagnostic and/or treatment clinics; pathology laboratories; and diagnosing and/or treating physicians or other health care practitioners (except as noted below).

Health care entities shall report information concerning all Colorado patients diagnosed as having cancer in a standard electronic format, designated by the Colorado Department of Public Health and Environment. Reports shall include the name and address of the patient, demographic information, medical history, environmental factors, date and method of diagnosis, primary site, stage of disease, tissue diagnosis, laboratory data, methods of treatment, and physician names. CDPHE shall publish a list of required data elements once per year. Reporting entities shall submit case reports no later than six months from the date in which the reporting entity first has contact with a patient who has a definitive diagnosis of cancer (clinical or pathologic).

In lieu of actively reporting cancer cases, Colorado hospitals licensed for fewer than 50 beds shall provide authorized Colorado Department of Public Health and Environment personnel 1) electronic medical record indices (or equivalent) of patients with cancer diagnosis codes for the purpose of case finding. Hospitals shall provide the medical record indices in a structured file format to be determined by each hospital in conjunction with CDPHE staff; and 2) access to any medical record or report pertaining to the diagnosis and/or treatment of cancer patients. Colorado hospitals shall allow secure remote access to electronic records when determined to be feasible by a hospital.

Physicians and other health care practitioners are exempted from actively reporting a new incident cancer case when the cancer patient has been admitted to a Colorado hospital or other Colorado diagnostic or treatment facility for further diagnosis or treatment, or the physician or other health care practitioner has an agreement with a Colorado hospital to report all cancer cases on his/her behalf.

#### **IV. Confidentiality of Reports and Registry Data.**

All reports of cancer cases received by the Colorado Department of Public Health and Environment, in connection with the registry, from hospitals and the other designated sources shall be and remain strictly privileged and confidential as “medical records AND reports” within the purview and intent of Section 25-1-122(4), Colorado Revised Statutes.

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#### **Editor’s Notes**

#### **History**

Entire rule eff. 06/14/2016.