



# Buzzard O'Rourke

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November 19, 2020

TO: Lewis County Public Records Officer  
AND TO: Lewis County Board of Commissioners  
AND TO: Lewis County Commissioners Elect  
AND TO: Lewis County Board of Health  
AND TO: Lewis County Public Health Officer  
AND TO: Lewis County Public Health Director

**RE: COVID-19 Information and Data for Zip Code 98564**

### Background

On November 18, 2020, the City of Mossyrock passed Ordinance 488 declining to recognize Governor Jay Inslee's Proclamation 20-25.8 until such time as sufficient data is presented to the City establishing a state of emergency exists within Mossyrock due to COVID-19. The City has directed me to request relevant information for zip code 98564 to obtain such data to enable the City to have sufficient information to make reasonable, logical and fact-based decisions.

The Coronavirus Aid, Relief, and Economic Security (CARES) Act and its June 4 implementation guidance requires every COVID-19 testing site to report every diagnostic and screening test performed to detect SARS-CoV-2 or to diagnose a possible case of COVID-19 (e.g., molecular, antigen, antibody) to the appropriate state or local public health department, based on the individual's residence. The data must be reported daily or within 24 hours of test completion. The mandatory data to be collected is as follows:

1. **Identification of the test ordered** (using harmonized LOINC codes provided by the CDC);
2. Device identifier;
3. **Test result** (using appropriate LOINC and SNOMED codes, as defined by the Laboratory In Vitro Diagnostics (LIVD) Test Code Mapping for Sars-CoV-2 Tests provided by CDC);
4. Test result date;
5. Accession # / Specimen ID;
6. **Patient age**;
7. Patient race;
8. Patient ethnicity;
9. Patient sex;
10. **Patient residence zip code**;
11. Patient residence county;
12. Ordering provider name and NPI (as applicable);

13. Ordering provider zip code;
14. Performing facility name and CLIA number;
15. Performing facility zip code;
16. Specimen Source (using appropriate LOINC, SNOMED-CT, or SPM4 codes, or equivalently detailed alternative codes);
17. Date test ordered; and
18. Date specimen collected.

In addition to the mandatory information that must be collected as identified above, the Coronavirus Aid, Relief, and Economic Security (CARES) Act and its June 4 implementation guidance states additional demographic data should be collected and reported to state or local public health departments, and also states that State and local privacy standards apply to the collection of the additional data. The additional data to be collected is as follows:

1. Patient name (last name, first name, middle initial);
2. Patient street address;
3. Patient phone number with area code;
4. Patient date of birth;
5. Ordering provider address; and
6. Ordering provider phone number.

According to the CDC website ([cdc.gov](http://cdc.gov)):

“Laboratory data reported to State and jurisdictional health departments will be used to help track the spread of COVID-19 and identify areas that are highly impacted by the infection. The data will also be used to track when the spread off infection appears to be slowing down by location.”

The Coronavirus Aid, Relief, and Economic Security (CARES) Act requires all clinical laboratories and testing providers that perform diagnostic testing under a Clinical Laboratory Improvements Amendments (CLIA) certificate to report the results of *any* test that is intended to detect SARS-CoV-2 or to diagnose a possible case of COVID-19 (e.g. molecular, antigen, antibody), *not just positive tests*, to state or local health departments.

The Coronavirus Aid, Relief, and Economic Security (CARES) Act clearly establishes that data is collected by zip code, type of test administered, and the results of all tests so administered.

### **Public Records Request**

The City of Mossyrock hereby requests all Public Records for the following information:

1. From November 1, 2020, until this record is filled, and then continuing on a weekly basis until further notice from the City of Mossyrock, identification of all tests ordered and corresponding test results, and patient ages for Zip Code 98564.

### **Identification of Public Records**

As used herein, the term "Public Record" means any writing containing information relating to the conduct of government or the performance of any governmental or proprietary function prepared, owned, used, or retained by any state or local agency regardless of physical form or characteristics.

As used herein, the term "County" means Lewis County, Washington.

As used herein, the term "Stored" or "Storage" includes Public Records stored on the actual device as well as Public Records stored in cloud storage or a remote location to which the actual device has access.

Please take notice this Public Disclosure Request is intended to be all inclusive. Although explicitly contained within the meaning of "Public Record" as defined above, for the purposes of clarity, the following non-exclusive list of records demonstrates the form of information this Public Records Request may include:

- Documents
- Records
- Memorandums
- Letters and Correspondence (including any writings referred to therein)
- Notes
- Policies
- Ordinances
- Resolutions
- Minutes
- Declarations
- Agendas (including exhibits, attachments, supporting writings, explanatory writings, and ancillary writings)
- Decisions
- Emails (regardless of whether the original source of the email is from a governmental address or a personal address)
- Text Messages (regardless of whether the original source of the text message is from a governmental device or a personal device)
- Voicemails (regardless of whether the original source of the voicemail is from a governmental device or a personal device)
- Briefings
- Meetings
- Formulas
- Staff Reports and Studies
- Consultant's Reports and Studies
- Scientific Reports and Studies
- Factual Information derived from tests, studies, reports or surveys, regardless of whether conducted by County employees or others
- Designs
- Drawings
- Computer Source Code or Object Code
- Research Data
- Financial Information
- Examination Reports
- Planning Policies and Goals (including interim and final planning decisions)
- Evaluations
- Assessments
- Final Opinions (including concurring and dissenting opinions)
- Recommendations
- Internal Control Documents and Records
- Operational and Technical Information
- Photographs
- Recordings
- Statements of Policies and Interpretations of law which have been adopted by the County Commissioners

- Budgets (including preliminary proposals and final adaptations)

I encourage the Public Records Officer and/or the appropriate County Public Health official to contact me for the purpose of clarification, if necessary, and also for the purpose of working efficiently to identify and receive the requested Public Records without creating unnecessary additional work.

Sincerely,

A handwritten signature in blue ink, appearing to read 'JMBB', with a stylized flourish extending to the right.

JAMES M.B. BUZZARD

JMBB | ml