

## State of Arizona – Department of Health Services

The following provides the State with the authority to obtain records and documents necessary for the determination of consumer food purchases during investigation of foodborne illnesses within their jurisdiction. Questions regarding specific situations, the documents that can be requested, or the statutory citations listed should be directed to the authorized State agency. You may access contact information for the state agency on the Directory of State and Local Officials webpage at:

<http://dslo.afdo.org>

### Arizona Administrative Code

R9-6-102. Release of Information ([https://apps.azsos.gov/public\\_services/Title\\_09/9-06.pdf](https://apps.azsos.gov/public_services/Title_09/9-06.pdf))

A person shall release information, including protected health information as defined in 45 CFR 160.103, to the Department or a local health agency upon request if the information is:

1. Requested by the Department or the local health agency for the purpose of:
  - a. Detecting, preventing, or controlling a communicable disease; or
  - b. Preventing injury or disability that may result from a communicable disease; and
2. In the possession of the person.

### Arizona Revised Statutes (A.R.S.) § 36-136

*ARS 36-136 Powers and duties of director; compensation of personnel; rules; definitions*

*ARS 36-136 (l)(1)* (<https://www.azleg.gov/ars/36/00136.htm>)

I. The director, by rule, shall:

1. Define and prescribe reasonably necessary measures for detecting, reporting, preventing and controlling communicable and preventable diseases. The rules shall declare certain diseases reportable. The rules shall prescribe measures, including

isolation or quarantine, that are reasonably required to prevent the occurrence of, or to seek early detection and alleviation of, disability, insofar as possible, from communicable or preventable diseases. The rules shall include reasonably necessary measures to control animal diseases transmittable to humans.

*A.R.S. § 36-136(H)(1)* Notwithstanding subsection I, paragraph 1 of this section, the director may define and prescribe emergency measures for detecting, reporting, preventing and controlling communicable or infectious diseases or conditions if the director has reasonable cause to believe that a serious threat to public health and welfare exists.