



PUBLIC HEALTH AND WELLNESS
LOUISVILLE, KENTUCKY

GREG FISCHER
MAYOR

SARAH MOYER, MD, MPH
DIRECTOR

May 7, 2020
20-005

ORDER REQUIRING COVID-19 TESTING SITES TO OBTAIN APPROVAL FOR TRAFFIC PLANS FROM THE LOUISVILLE METRO DEPARTMENT OF PUBLIC HEALTH AND WELLNESS ALONG WITH NOTICE AND ADVERTISING REQUIREMENTS FOR TESTING SITES.

WHEREAS, the Louisville Metro Department of Public Health and Wellness (LMPHW) has received reports of increasing numbers of individuals exhibiting symptoms of 2019-novel Coronavirus (COVID-19), which is a new communicable disease that has not been previously identified in the world;

WHEREAS, COVID-19 is a “severe acute respiratory syndrome” detailed in federal Executive Order 13295, as amended by Executive Order 13372 and 13674, and is a federally quarantinable communicable disease, which is characterized by fever, cough, and shortness of breath and can progress to severe respiratory illness requiring hospitalization and mechanical ventilation, and can lead to death;

WHEREAS, according to the Centers for Disease Control and Prevention (CDC), decisions about testing are at the discretion of state and local health departments and/or individual clinicians;

WHEREAS, the CDC instructs clinicians to work with their state and local health departments to coordinate testing through public health laboratories, or work with clinical or commercial laboratories;



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WHEREAS, the FDA warns the use of an unauthorized COVID-19 test may cause individuals to risk unknowingly spreading COVID-19 or to not get treated by an appropriate health care provider;

WHEREAS, COVID-19 testing sites that have received a Clinical Laboratory Improvement Amendments (CLIA) license or a CLIA waiver must still follow regulations and guidelines provided by LMPHW and the CDC;

WHEREAS, pursuant to KRS 212.240, 212.245(5), 214.020, 902 KAR 2:030 and 902 KAR 2:050, LMPHW has the authority to establish protocols for the operation of COVID-19 testing sites and to regulate and to close down the operation of any COVID-19 testing that fails to comply with guidelines and/or regulations from LMPHW and the CDC. LMPHW previously issued ORDER 20-004 on April 6, 2020 to establish guidelines and protocols.

NOW, THEREFORE, effective immediately, LMPHW ORDERS as follows:

1. This Order incorporates and reaffirms all of the provisions of LMHPW Order 20-004;
2. This Order supplements Order 20-004 by imposing the following terms and conditions regarding the operation of a testing site within Louisville Metro:
 - a. Prospective testing sites shall submit to LMPHW, or its designee, a detailed traffic plan at least 5 business days prior to operation of a testing site;
 - b. Testing sites shall not advertise until the traffic plan referenced in subsection "a" is approved by LMPHW;
 - c. Testing sites shall not be allowed to operate until the testing sites receive written approval of the testing site's traffic plan;



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3. Failure to comply with this Order may result in the immediate shut down of any unauthorized or noncompliant COVID-19 testing site;

THIS ORDER shall expire upon the expiration of the State of Emergency issued by Mayor Greg Fischer.

Louisville Metro Department of
Public Health and Wellness
Dr. Sarah Moyer, Director

Approved for Form and Legality
Michael J. O'Connell
Jefferson County Attorney



Dr. Sarah Moyer, Director

BY



Date: 5-7-2020



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