

As Introduced

134th General Assembly

Regular Session

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H. B. No. 284

Representative Brent

Cosponsors: Representatives Howse, Crawley, Lepore-Hagan, Galonski

A BILL

To enact section 3701.035 of the Revised Code 1
regarding hand-hygiene education and guidelines 2
for patients and residents of health care 3
facilities. 4

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That section 3701.035 of the Revised Code be 5
enacted to read as follows: 6

Sec. 3701.035. (A) As used in this section, "health care 7
facility" means all of the following: 8

(1) A hospital, as defined in section 3727.01 of the 9
Revised Code; 10

(2) A nursing home, as defined in section 3721.01 of the 11
Revised Code; 12

(3) A residential care facility, as defined in section 13
3721.01 of the Revised Code; 14

(4) Any other type of health care facility that the 15
director of health determines should be subject to the 16
requirements of this section. 17

(B) The department of health shall establish educational materials and guidelines regarding patient and resident hand hygiene for the patients and residents of health care facilities. The educational materials and guidelines shall specify appropriate hand-hygiene procedures that patients and residents are encouraged to practice while at a health care facility. The department shall provide the educational material and guidelines to all health care facilities. 18
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(C) In establishing the educational materials and guidelines required by division (B) of this section, the department shall design them in a manner that makes them convenient, accessible, culturally appropriate, and tailored to different groups of patients and residents. To fulfill this requirement, the department shall do all of the following: 26
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(1) Establish different educational materials and guidelines for different groups of patients and residents, including all of the following groups: 32
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(a) Patients and residents of the various types of health care facilities subject to this section; 35
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(b) Patients and residents who speak different languages; 37

(c) Individuals with functional and sensory limitations. 38

(2) Write the educational materials and guidelines in a manner that is easily understood by individuals with not more than a fourth grade education; 39
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(3) Style the educational materials and guidelines in an appropriate, visible font. 42
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(D) (1) Except as provided in division (D) (2) of this section, each health care facility shall make available to its 44
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<u>patients and residents all of the following:</u>	46
<u>(a) The educational materials and guidelines regarding</u>	47
<u>patient and resident hand hygiene that the department provides</u>	48
<u>the facility under this section;</u>	49
<u>(b) Appropriate hand-hygiene products and hand-washing</u>	50
<u>facilities that enable the patients and residents, at all of the</u>	51
<u>following times, to carry out the hand-hygiene procedures</u>	52
<u>specified in the educational materials and guidelines:</u>	53
<u>(i) At meal times;</u>	54
<u>(ii) When entering and exiting an area of the facility</u>	55
<u>where patient or resident care is provided;</u>	56
<u>(iii) Before and after touching a wound or medical device;</u>	57
<u>(iv) After coughing or sneezing;</u>	58
<u>(v) After urinating or a bowel movement, regardless of</u>	59
<u>whether done using a bathroom, urinal, bed pan, bedside commode,</u>	60
<u>or other device.</u>	61
<u>(c) In the case of its patients or residents who have a</u>	62
<u>physical or mental health condition that interferes with their</u>	63
<u>ability to carry out on their own the hand-hygiene procedures</u>	64
<u>specified in the educational materials and guidelines, health</u>	65
<u>care staff who will assist the patient or resident in carrying</u>	66
<u>out the procedures.</u>	67
<u>(2) A health care facility is not required to comply with</u>	68
<u>divisions (D) (1) (a) and (b) of this section in the case of any</u>	69
<u>of the following:</u>	70
<u>(a) Patients or residents who are incapacitated;</u>	71
<u>(b) Patients at the time of initially being admitted to an</u>	72

emergency department. 73

(E) The director of health shall adopt rules as necessary 74
to implement this section. The rules shall be adopted in 75
accordance with Chapter 119. of the Revised Code. 76