

**As Passed by the House**

**134th General Assembly**

**Regular Session**

**2021-2022**

**Sub. H. B. No. 431**

**Representatives Schmidt, Liston**

**Cosponsors: Representatives Galonski, Miranda, O'Brien, Miller, J., Russo, Young, T., Weinstein, Seitz, Plummer, White, Gross, Bird, Ginter, Lepore-Hagan, West, Abrams, Baldrige, Blackshear, Boggs, Brent, Brown, Carruthers, Crossman, Cutrona, Davis, Denson, Edwards, Ghanbari, Hicks-Hudson, Hoops, Humphrey, John, Jones, Kick, Lampton, Lanese, Leland, Lightbody, Loychik, Pavliga, Robinson, Sheehy, Smith, M., Sobecki, Sweeney, Sykes, Troy, Speaker Cupp**

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**A BILL**

To amend sections 3727.11, 3727.12, 3727.13, and 1  
3727.14 and to enact section 3727.131 of the 2  
Revised Code to require the Department of Health 3  
to establish and maintain a stroke registry 4  
database and to provide for the recognition of 5  
thrombectomy-capable stroke centers. 6

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

**Section 1.** That sections 3727.11, 3727.12, 3727.13, and 7  
3727.14 be amended and section 3727.131 of the Revised Code be 8  
enacted to read as follows: 9

**Sec. 3727.11.** A hospital shall not represent itself as a 10  
comprehensive stroke center, thrombectomy-capable stroke center, 11  
primary stroke center, or acute stroke ready hospital unless it 12  
is recognized as such by the department of health under section 13  
3727.13 of the Revised Code. 14

This section does not prohibit a hospital from 15  
representing itself as having a relationship or affiliation with 16  
a hospital recognized by the department of health under section 17  
3727.13 of the Revised Code or a hospital in another state that 18  
is certified as a comprehensive stroke center, thrombectomy- 19  
capable stroke center, primary stroke center, or acute stroke 20  
ready hospital by an accrediting organization approved by the 21  
federal centers for medicare and medicaid services. 22

**Sec. 3727.12.** (A) A person or government entity seeking 23  
recognition of a hospital as a comprehensive stroke center, 24  
thrombectomy-capable stroke center, primary stroke center, or 25  
acute stroke ready hospital by the department of health under 26  
section 3727.13 of the Revised Code shall file with the 27  
department an application for recognition. The application shall 28  
be submitted in the manner prescribed by the department. 29

(B) (1) To be eligible for recognition as a comprehensive 30  
stroke center under section 3727.13 of the Revised Code, a 31  
hospital must be certified as a comprehensive stroke center by 32  
an accrediting organization approved by the federal centers for 33  
medicare and medicaid services or an organization acceptable to 34  
the department under division (C) of this section. 35

(2) To be eligible for recognition as a thrombectomy- 36  
capable stroke center under section 3727.13 of the Revised Code, 37  
a hospital must be certified as a thrombectomy-capable stroke 38  
center by an accrediting organization approved by the federal 39  
centers for medicare and medicaid services or an organization 40  
acceptable to the department under division (C) of this section. 41

(3) To be eligible for recognition as a primary stroke 42  
center under section 3727.13 of the Revised Code, a hospital 43  
must be certified as a primary stroke center by an accrediting 44

organization approved by the federal centers for medicare and 45  
medicaid services or an organization acceptable to the 46  
department under division (C) of this section. 47

~~(3)~~ (4) To be eligible for recognition as an acute stroke 48  
ready hospital under section 3727.13 of the Revised Code, a 49  
hospital must be certified as an acute stroke ready hospital by 50  
an accrediting organization approved by the federal centers for 51  
medicare and medicaid services or an organization acceptable to 52  
the department under division (C) of this section. 53

(C) For purposes of division (B) of this section, to be 54  
acceptable to the department an organization must certify 55  
comprehensive stroke centers, thrombectomy-capable stroke 56  
centers, primary stroke centers, or acute stroke ready hospitals 57  
in accordance with nationally recognized certification 58  
guidelines. 59

**Sec. 3727.13.** (A) (1) The department of health shall 60  
recognize as a comprehensive stroke center a hospital that 61  
satisfies the requirements of division (B) (1) of section 3727.12 62  
of the Revised Code and submits a complete application. 63

~~(2)(a)~~ (2) The department shall recognize as a 64  
thrombectomy-capable stroke center a hospital that satisfies the 65  
requirements of division (B) (2) of section 3727.12 of the 66  
Revised Code and submits a complete application. 67

(3)(a) The department shall recognize as a primary stroke 68  
center a hospital that satisfies the requirements of division 69  
~~(B)(2)~~ (B)(3) of section 3727.12 of the Revised Code and submits 70  
a complete application. 71

(b) If a hospital satisfying the requirements of division 72  
~~(B)(2)~~ (B)(3) of section 3727.12 of the Revised Code has 73

attained supplementary levels of stroke care distinction as 74  
identified by an accrediting organization approved by the 75  
federal centers for medicare and medicaid services or an 76  
organization accepted by the department under section 3727.12 of 77  
the Revised Code, including by offering patients mechanical 78  
endovascular therapy, the department shall include that 79  
distinction in its recognition. 80

~~(3)~~ (4) The department shall recognize as an acute stroke 81  
ready hospital a hospital that satisfies the requirements of 82  
division ~~(B) (3)~~ (B) (4) of section 3727.12 of the Revised Code 83  
and submits a complete application. 84

(B) The department shall end its recognition of a hospital 85  
made under division (A) of this section if the accrediting 86  
organization described in division (B) of section 3727.12 of the 87  
Revised Code that certified the hospital revokes, rescinds, or 88  
otherwise terminates the hospital's certification with that 89  
organization or the certification expires. 90

(C) Not later than the first day of January and July each 91  
year, the department shall compile and send a list of hospitals 92  
recognized under division (A) of this section to the medical 93  
director and cooperating physician advisory board of each 94  
emergency medical service organization, as defined in section 95  
4765.01 of the Revised Code. The department also shall maintain 96  
a comprehensive list of recognized hospitals on its internet web 97  
site and update the list not later than thirty days after a 98  
hospital is recognized under division (A) of this section or its 99  
recognition ends under division (B) of this section. 100

Sec. 3727.131. (A) (1) In an effort to improve the quality 101  
of care for patients affected by stroke, the department of 102  
health shall establish and maintain a process for the 103

collection, transmission, compilation, and oversight of data 104  
related to stroke care. Such data shall be collected, 105  
transmitted, compiled, and overseen in a manner prescribed by 106  
the director of health. 107

As part of the process and except as provided in division 108  
(A) (2) of this section, the department shall establish or 109  
utilize a stroke registry database to store information, 110  
statistics, and other data on stroke care, including 111  
information, statistics, and data that align with nationally 112  
recognized treatment guidelines and performance measures. 113

(2) If the department established or utilized, prior to 114  
the effective date of this section, a stroke registry database 115  
that meets the requirements of this section, then both of the 116  
following apply: 117

(a) Division (A) (1) of this section shall not be construed 118  
to require the department to establish or utilize another such 119  
database. 120

(b) The department shall maintain both the process and 121  
stroke registry database described in this section, including in 122  
the event federal moneys are no longer available to support the 123  
process or database. 124

(B) The director of health shall adopt rules as necessary 125  
to implement this section, including rules specifying all of the 126  
following: 127

(1) The information, statistics, and other data to be 128  
collected, which shall do both of the following: 129

(a) Align with stroke consensus metrics developed and 130  
approved by both of the following: 131

<u>(i) The United States centers for disease control and prevention;</u>	132 133
<u>(ii) Accreditation organizations that are approved by the United States centers for medicare and medicaid services and that certify stroke centers.</u>	134 135 136
<u>(b) Include at a minimum both of the following:</u>	137
<u>(i) Data that is consistent with nationally recognized treatment guidelines for patients with confirmed stroke;</u>	138 139
<u>(ii) In the case of mechanical endovascular thrombectomy, data regarding the treatment's processes, complications, and outcomes, including data required by national certifying organizations;</u>	140 141 142 143
<u>(2) The manner in which the information, statistics, and other data are to be collected;</u>	144 145
<u>(3) The manner in which the information, statistics, and other data are to be transmitted for inclusion in the stroke registry database.</u>	146 147 148
<u>(C) When adopting rules as described in division (B) of this section, all of the following apply:</u>	149 150
<u>(1) The director of health shall do all of the following:</u>	151
<u>(a) Consider nationally recognized stroke care performance measures;</u>	152 153
<u>(b) Designate an electronic platform for the collection and transmission of data.</u>	154 155
<u>When designating the platform, the director shall consider nationally recognized stroke data platforms.</u>	156 157
<u>(c) In an effort to avoid duplication and redundancy,</u>	158

coordinate, to every extent possible, with hospitals recognized 159  
by the department under section 3727.13 of the Revised Code and 160  
national voluntary health organizations involved in stroke 161  
quality improvement. 162

(2) The director of health may specify that, of the 163  
information, statistics, or other data that is collected, only 164  
samples are to be transmitted for inclusion in the stroke 165  
registry database. 166

(3) The rules are not subject to division (F) of section 167  
121.95 of the Revised Code. 168

(D) (1) Except as provided in division (D) (2) of this 169  
section, each hospital that is recognized by the department 170  
under section 3727.13 of the Revised Code as a comprehensive 171  
stroke center, thrombectomy-capable stroke center, or primary 172  
stroke center shall do both of the following: 173

(a) Collect the information, statistics, and other data 174  
specified by the director in rules adopted under division (B) of 175  
this section; 176

(b) Transmit the information, statistics, and other data 177  
for inclusion in the stroke registry database. 178

A hospital may contract with a third-party organization 179  
for the collection and transmission of the information, 180  
statistics, and other data described in this division. If a 181  
hospital contracts with a third-party organization, the 182  
organization shall collect and transmit such information, 183  
statistics, and other data for inclusion in the stroke registry 184  
database. 185

(2) The data described in division (B) (1) (b) (ii) of this 186  
section shall be collected and transmitted only by a hospital 187

that is recognized by the department under section 3727.13 of 188  
the Revised Code as a thrombectomy-capable stroke center. 189

(3) In the case of a hospital that is recognized by the 190  
department under section 3727.13 of the Revised Code as an acute 191  
stroke ready hospital, the collection and transmission of the 192  
data described in division (B) of this section is encouraged. 193

(E) The information, statistics, or other data collected 194  
or transmitted as required or encouraged by this section shall 195  
not identify or tend to identify any particular patient. 196

(F) The department may establish an oversight committee to 197  
advise and monitor the department in implementing this section 198  
and to assist the department in developing short- and long-term 199  
goals for the stroke registry database. 200

If established, the membership of the committee shall 201  
consist of individuals with expertise or experience in data 202  
collection, data management, or stroke care, including both of 203  
the following: 204

(1) Individuals representing organizations advocating on 205  
behalf of those with stroke or cardiovascular conditions; 206

(2) Individuals representing hospitals recognized by the 207  
department under section 3727.13 of the Revised Code. 208

**Sec. 3727.14.** If an accrediting organization approved by 209  
the federal centers for medicare and medicaid services or an 210  
organization that certifies hospitals in accordance with 211  
nationally recognized certification guidelines establishes a 212  
level of stroke certification that is in addition to the ~~three~~ 213  
four levels described in sections 3727.11 to 3727.13 of the 214  
Revised Code, the department of health shall recognize a 215  
hospital certified at that additional level. 216



For purposes of this section, the department and a hospital shall comply with sections 3727.11 to 3727.13 of the Revised Code as if the certification and recognition described in this section were one of the ~~three~~four levels described in sections 3727.11 to 3727.13 of the Revised Code.

**Section 2.** That existing sections 3727.11, 3727.12, 3727.13, and 3727.14 of the Revised Code are hereby repealed.

**Section 3.** The enactment by this act of section 3727.131 of the Revised Code takes effect six months after the effective date of this section.