

As Reported by the House Health Committee

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**

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

(i) The United States centers for disease control and 132
prevention; 133

(ii) Accreditation organizations that are approved by the United States centers for medicare and medicaid services and that certify stroke centers. 134
135
136

(b) Include at a minimum both of the following: 137

(i) Data that is consistent with nationally recognized treatment guidelines for patients with confirmed stroke; 138
139

(ii) In the case of mechanical endovascular thrombectomy, data regarding the treatment's processes, complications, and outcomes, including data required by national certifying organizations; 140
141
142
143

(2) The manner in which the information, statistics, and other data are to be collected; 144
145

(3) The manner in which the information, statistics, and other data are to be transmitted for inclusion in the stroke registry database. 146
147
148

(C) When adopting rules as described in division (B) of this section, all of the following apply: 149
150

(1) The director of health shall do all of the following: 151

(a) Consider nationally recognized stroke care performance measures; 152
153

(b) Designate an electronic platform for the collection and transmission of data. 154
155

When designating the platform, the director shall consider nationally recognized stroke data platforms. 156
157

(c) In an effort to avoid duplication and redundancy, coordinate, to every extent possible, with hospitals recognized by the department under section 3727.13 of the Revised Code and 158
159
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 department under section 3727.13 of the Revised Code as an acute stroke ready hospital, the collection and transmission of the data described in division (B) of this section is encouraged. 190
191
192
193

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

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

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

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

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

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

For purposes of this section, the department and a hospital shall comply with sections 3727.11 to 3727.13 of the 217
218

Revised Code as if the certification and recognition described	219
in this section were one of the three - <u>four</u> levels described in	220
sections 3727.11 to 3727.13 of the Revised Code.	221
Section 2. That existing sections 3727.11, 3727.12,	222
3727.13, and 3727.14 of the Revised Code are hereby repealed.	223
Section 3. The enactment by this act of section 3727.131	224
of the Revised Code takes effect six months after the effective	225
date of this section.	226