

**As Introduced**

**135th General Assembly**

**Regular Session**

**2023-2024**

**H. B. No. 22**

**Representatives Schmidt, Hall**

**Cosponsors: Representatives Galonski, Abrams, Carruthers, Humphrey, Seitz,  
McNally, Miranda, Brennan, Liston, Denson, Miller, A.**

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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 regarding the collection of stroke 3  
care data and the recognition of thrombectomy- 4  
capable stroke centers. 5

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

**Section 1.** That sections 3727.11, 3727.12, 3727.13, and 6  
3727.14 be amended and section 3727.131 of the Revised Code be 7  
enacted to read as follows: 8

**Sec. 3727.11.** A hospital shall not represent itself as a 9  
comprehensive stroke center, thrombectomy-capable stroke center, 10  
primary stroke center, or acute stroke ready hospital unless it 11  
is recognized as such by the department of health under section 12  
3727.13 of the Revised Code. 13

This section does not prohibit a hospital from 14  
representing itself as having a relationship or affiliation with 15  
a hospital recognized by the department of health under section 16  
3727.13 of the Revised Code or a hospital in another state that 17

is certified as a comprehensive stroke center, thrombectomy- 18  
capable stroke center, primary stroke center, or acute stroke 19  
ready hospital by an accrediting organization approved by the 20  
federal centers for medicare and medicaid services. 21

**Sec. 3727.12.** (A) A person or government entity seeking 22  
recognition of a hospital as a comprehensive stroke center, 23  
thrombectomy-capable stroke center, primary stroke center, or 24  
acute stroke ready hospital by the department of health under 25  
section 3727.13 of the Revised Code shall file with the 26  
department an application for recognition. The application shall 27  
be submitted in the manner prescribed by the department. 28

(B) (1) To be eligible for recognition as a comprehensive 29  
stroke center under section 3727.13 of the Revised Code, a 30  
hospital must be certified as a comprehensive stroke center by 31  
an accrediting organization approved by the federal centers for 32  
medicare and medicaid services or an organization acceptable to 33  
the department under division (C) of this section. 34

(2) To be eligible for recognition as a thrombectomy- 35  
capable stroke center under section 3727.13 of the Revised Code, 36  
a hospital must be certified as a thrombectomy-capable stroke 37  
center by an accrediting organization approved by the federal 38  
centers for medicare and medicaid services or an organization 39  
acceptable to the department under division (C) of this section. 40

(3) To be eligible for recognition as a primary stroke 41  
center under section 3727.13 of the Revised Code, a hospital 42  
must be certified as a primary stroke center by an accrediting 43  
organization approved by the federal centers for medicare and 44  
medicaid services or an organization acceptable to the 45  
department under division (C) of this section. 46

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

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

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

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

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

(b) If a hospital satisfying the requirements of division ~~(B) (2)~~(B) (3) of section 3727.12 of the Revised Code has attained supplementary levels of stroke care distinction as identified by an accrediting organization approved by the federal centers for medicare and medicaid services or an

organization accepted by the department under section 3727.12 of 76  
the Revised Code, including by offering patients mechanical 77  
endovascular therapy, the department shall include that 78  
distinction in its recognition. 79

~~(3)~~(4) The department shall recognize as an acute stroke 80  
ready hospital a hospital that satisfies the requirements of 81  
division ~~(B) (3)~~(B) (4) of section 3727.12 of the Revised Code 82  
and submits a complete application. 83

(B) The department shall end its recognition of a hospital 84  
made under division (A) of this section if the accrediting 85  
organization described in division (B) of section 3727.12 of the 86  
Revised Code that certified the hospital revokes, rescinds, or 87  
otherwise terminates the hospital's certification with that 88  
organization or the certification expires. 89

(C) Not later than the first day of January and July each 90  
year, the department shall compile and send a list of hospitals 91  
recognized under division (A) of this section to the medical 92  
director and cooperating physician advisory board of each 93  
emergency medical service organization, as defined in section 94  
4765.01 of the Revised Code. The department also shall maintain 95  
a comprehensive list of recognized hospitals on its internet web 96  
site and update the list not later than thirty days after a 97  
hospital is recognized under division (A) of this section or its 98  
recognition ends under division (B) of this section. 99

Sec. 3727.131. (A) (1) In an effort to improve the quality 100  
of care for patients affected by stroke, the department of 101  
health shall establish and maintain a process for the 102  
collection, transmission, compilation, and oversight of data 103  
related to stroke care. Such data shall be collected, 104  
transmitted, compiled, and overseen in a manner prescribed by 105

the director of health. 106

As part of the process and except as provided in division 107  
(A)(2) of this section, the department shall establish or 108  
utilize a stroke registry database to store information, 109  
statistics, and other data on stroke care, including 110  
information, statistics, and data that align with nationally 111  
recognized treatment guidelines and performance measures. 112

(2) If the department established or utilized, prior to 113  
the effective date of this section, a stroke registry database 114  
that meets the requirements of this section, then both of the 115  
following apply: 116

(a) Division (A)(1) of this section shall not be construed 117  
to require the department to establish or utilize another such 118  
database. 119

(b) The department shall maintain both the process and 120  
stroke registry database described in this section, including in 121  
the event federal moneys are no longer available to support the 122  
process or database. 123

(B) The director of health shall adopt rules as necessary 124  
to implement this section, including rules specifying all of the 125  
following: 126

(1) The information, statistics, and other data to be 127  
collected, which shall do both of the following: 128

(a) Align with stroke consensus metrics developed and 129  
approved by both of the following: 130

(i) The United States centers for disease control and 131  
prevention; 132

(ii) Accreditation organizations that are approved by the 133

<u>United States centers for medicare and medicaid services and</u>	134
<u>that certify stroke centers.</u>	135
<u>(b) Include at a minimum both of the following:</u>	136
<u>(i) Data that is consistent with nationally recognized</u>	137
<u>treatment guidelines for patients with confirmed stroke;</u>	138
<u>(ii) In the case of mechanical endovascular thrombectomy,</u>	139
<u>data regarding the treatment's processes, complications, and</u>	140
<u>outcomes, including data required by national certifying</u>	141
<u>organizations.</u>	142
<u>(2) The manner in which the information, statistics, and</u>	143
<u>other data are to be collected;</u>	144
<u>(3) The manner in which the information, statistics, and</u>	145
<u>other data are to be transmitted for inclusion in the stroke</u>	146
<u>registry database.</u>	147
<u>(C) When adopting rules as described in division (B) of</u>	148
<u>this section, all of the following apply:</u>	149
<u>(1) The director of health shall do all of the following:</u>	150
<u>(a) Consider nationally recognized stroke care performance</u>	151
<u>measures;</u>	152
<u>(b) Designate an electronic platform for the collection</u>	153
<u>and transmission of data.</u>	154
<u>When designating the platform, the director shall consider</u>	155
<u>nationally recognized stroke data platforms.</u>	156
<u>(c) In an effort to avoid duplication and redundancy,</u>	157
<u>coordinate, to every extent possible, with hospitals recognized</u>	158
<u>by the department under section 3727.13 of the Revised Code and</u>	159
<u>national voluntary health organizations involved in stroke</u>	160

quality improvement. 161

(2) The director of health may specify that, of the 162  
information, statistics, or other data that is collected, only 163  
samples are to be transmitted for inclusion in the stroke 164  
registry database. 165

(3) Notwithstanding any provision of section 121.95 of the 166  
Revised Code to the contrary, a regulatory restriction contained 167  
in a rule adopted under this section is not subject to sections 168  
121.95 to 121.953 of the Revised Code. 169

(D) (1) Except as provided in division (D) (2) of this 170  
section, each hospital that is recognized by the department 171  
under section 3727.13 of the Revised Code as a comprehensive 172  
stroke center, thrombectomy-capable stroke center, or primary 173  
stroke center shall do both of the following: 174

(a) Collect the information, statistics, and other data 175  
specified by the director in rules adopted under division (B) of 176  
this section; 177

(b) Transmit the information, statistics, and other data 178  
for inclusion in the stroke registry database. 179

A hospital may contract with a third-party organization 180  
for the collection and transmission of the information, 181  
statistics, and other data described in this division. If a 182  
hospital contracts with a third-party organization, the 183  
organization shall collect and transmit such information, 184  
statistics, and other data for inclusion in the stroke registry 185  
database. 186

(2) The data described in division (B) (1) (b) (ii) of this 187  
section shall be collected and transmitted only by a hospital 188  
that is recognized by the department under section 3727.13 of 189

the Revised Code as a thrombectomy-capable stroke center. 190

(3) In the case of a hospital that is recognized by the 191  
department under section 3727.13 of the Revised Code as an acute 192  
stroke ready hospital, the collection and transmission of the 193  
data described in division (B) of this section is encouraged. 194

(E) The information, statistics, or other data collected 195  
or transmitted as required or encouraged by this section shall 196  
not identify or tend to identify any particular patient. 197

(F) The department may establish an oversight committee to 198  
advise and monitor the department in implementing this section 199  
and to assist the department in developing short- and long-term 200  
goals for the stroke registry database. 201

If established, the membership of the committee shall 202  
consist of individuals with expertise or experience in data 203  
collection, data management, or stroke care, including both of 204  
the following: 205

(1) Individuals representing organizations advocating on 206  
behalf of those with stroke or cardiovascular conditions; 207

(2) Individuals representing hospitals recognized by the 208  
department under section 3727.13 of the Revised Code. 209

**Sec. 3727.14.** If an accrediting organization approved by 210  
the federal centers for medicare and medicaid services or an 211  
organization that certifies hospitals in accordance with 212  
nationally recognized certification guidelines establishes a 213  
level of stroke certification that is in addition to the ~~three~~ 214  
four levels described in sections 3727.11 to 3727.13 of the 215  
Revised Code, the department of health shall recognize a 216  
hospital certified at that additional level. 217

For purposes of this section, the department and a 218  
hospital shall comply with sections 3727.11 to 3727.13 of the 219  
Revised Code as if the certification and recognition described 220  
in this section were one of the ~~three~~four levels described in 221  
sections 3727.11 to 3727.13 of the Revised Code. 222

**Section 2.** That existing sections 3727.11, 3727.12, 223  
3727.13, and 3727.14 of the Revised Code are hereby repealed. 224

**Section 3.** The enactment by this act of section 3727.131 225  
of the Revised Code takes effect six months after the effective 226  
date of this section. 227