

**As Passed by the House**

**135th General Assembly**

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**2023-2024**

**Am. H. B. No. 22**

**Representatives Schmidt, Hall**

**Cosponsors: Representatives Galonski, Abrams, Carruthers, Humphrey, Seitz, McNally, Miranda, Brennan, Liston, Denson, Miller, A., Cutrona, Bird, Abdullahi, Baker, Barhorst, Brent, Brewer, Claggett, Click, Creech, Cross, Dell'Aquila, Dobos, Forhan, Ghanbari, Grim, Hoops, Isaacsohn, Jarrells, John, Johnson, Jones, Kick, King, Klopfenstein, Lampton, LaRe, Lightbody, Lipps, Loychik, Mathews, Miller, J., Miller, M., Mohamed, Oelslager, Patton, Pavliga, Ray, Robb Blasdel, Robinson, Roemer, Rogers, Russo, Skindell, Somani, Stein, Thomas, C., Thomas, J., Troy, Upchurch, Weinstein, White, Williams, Willis, Young, T.**

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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 47  
ready hospital under section 3727.13 of the Revised Code, a 48  
hospital must be certified as an acute stroke ready hospital by 49  
an accrediting organization approved by the federal centers for 50  
medicare and medicaid services or an organization acceptable to 51  
the department under division (C) of this section. 52

(C) For purposes of division (B) of this section, to be 53  
acceptable to the department an organization must certify 54  
comprehensive stroke centers, thrombectomy-capable stroke 55  
centers, primary stroke centers, or acute stroke ready hospitals 56  
in accordance with nationally recognized certification 57  
guidelines. 58

**Sec. 3727.13.** (A) (1) The department of health shall 59  
recognize as a comprehensive stroke center a hospital that 60  
satisfies the requirements of division (B) (1) of section 3727.12 61  
of the Revised Code and submits a complete application. 62

~~(2)(a)~~ (2) The department shall recognize as a 63  
thrombectomy-capable stroke center a hospital that satisfies the 64  
requirements of division (B) (2) of section 3727.12 of the 65  
Revised Code and submits a complete application. 66

(3) (a) The department shall recognize as a primary stroke 67  
center a hospital that satisfies the requirements of division 68  
~~(B) (2)~~ (B) (3) of section 3727.12 of the Revised Code and submits 69  
a complete application. 70

(b) If a hospital satisfying the requirements of division 71  
~~(B) (2)~~ (B) (3) of section 3727.12 of the Revised Code has 72

attained supplementary levels of stroke care distinction as 73  
identified by an accrediting organization approved by the 74  
federal centers for medicare and medicaid services or an 75  
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) Not later than six months after the effective date of 124  
this section, the director of health shall adopt rules as 125  
necessary to implement this section, including rules specifying 126  
all of the 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 shall be adopted in accordance with Chapter 167  
119. of the Revised Code. 168

(4) Notwithstanding any provision of section 121.95 of the 169  
Revised Code to the contrary, a regulatory restriction contained 170  
in a rule adopted under this section is not subject to sections 171  
121.95 to 121.953 of the Revised Code. 172

(D) (1) Except as provided in division (D) (2) of this 173  
section, each hospital that is recognized by the department 174  
under section 3727.13 of the Revised Code as a comprehensive 175  
stroke center, thrombectomy-capable stroke center, or primary 176  
stroke center shall do both of the following: 177

(a) Collect the information, statistics, and other data 178  
specified by the director in rules adopted under division (B) of 179  
this section; 180

(b) Transmit the information, statistics, and other data 181  
for inclusion in the stroke registry database. 182

A hospital may contract with a third-party organization 183  
for the collection and transmission of the information, 184  
statistics, and other data. If a hospital contracts with a 185  
third-party organization, the organization shall collect and 186  
transmit such information, statistics, and other data for 187

inclusion in the stroke registry database. 188

(2) The data described in division (B) (1) (b) (ii) of this section shall be collected and transmitted only by a hospital that is recognized by the department under section 3727.13 of the Revised Code as a thrombectomy-capable stroke center. 189  
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(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. 193  
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(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. 197  
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(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. 200  
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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: 204  
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(1) Individuals representing organizations advocating on behalf of those with stroke or cardiovascular conditions; 208  
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(2) Individuals representing hospitals recognized by the department under section 3727.13 of the Revised Code. 210  
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**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 212  
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level of stroke certification that is in addition to the ~~three-~~ 216  
four levels described in sections 3727.11 to 3727.13 of the 217  
Revised Code, the department of health shall recognize a 218  
hospital certified at that additional level. 219

For purposes of this section, the department and a 220  
hospital shall comply with sections 3727.11 to 3727.13 of the 221  
Revised Code as if the certification and recognition described 222  
in this section were one of the ~~three-~~four levels described in 223  
sections 3727.11 to 3727.13 of the Revised Code. 224

**Section 2.** That existing sections 3727.11, 3727.12, 225  
3727.13, and 3727.14 of the Revised Code are hereby repealed. 226