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HOUSE BILL 33

50TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2012

INTRODUCED BY

Conrad D. James and Howie Morales

FOR THE LEGISLATIVE HEALTH AND HUMAN SERVICES COMMITTEE

AN ACT

RELATING TO HEALTH CARE; ENACTING A NEW SECTION OF THE PUBLIC HEALTH ACT TO PROVIDE FOR DEPARTMENT OF HEALTH CERTIFICATION OF HOSPITALS AS PRIMARY STROKE CENTERS, COMPREHENSIVE STROKE CENTERS OR ACUTE STROKE CAPABLE CENTERS; PROVIDING FOR RULEMAKING; PROVIDING FOR COORDINATED STROKE CARE AGREEMENTS BETWEEN PRIMARY STROKE CENTERS AND ACUTE STROKE CAPABLE CENTERS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. A new section of the Public Health Act is enacted to read:

"~~[NEW MATERIAL] PRIMARY STROKE CENTERS--COMPREHENSIVE STROKE CENTERS--ACUTE STROKE CAPABLE CENTERS--DEPARTMENT CERTIFICATION--RULEMAKING.--~~

A. The secretary shall adopt rules to establish

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1 processes by which the department shall certify hospitals as
2 primary stroke centers. In accordance with department rules,
3 the department shall certify any acute care hospital as a
4 primary stroke center if that hospital:

5 (1) has been accredited by the joint
6 commission on accreditation of healthcare organizations or the
7 American heart association as a primary stroke center; and

8 (2) has applied for certification by the
9 department as a primary stroke center.

10 B. The secretary may adopt rules for certification
11 of any hospital as a comprehensive stroke center if that
12 hospital:

13 (1) has been accredited as a comprehensive
14 stroke center by the joint commission on accreditation of
15 healthcare organizations or the American heart association; and

16 (2) has applied for certification by the
17 department as a comprehensive stroke center.

18 C. The secretary may adopt rules for certification
19 of any hospital as an acute stroke capable center if that
20 hospital:

21 (1) has been accredited as an acute stroke
22 capable center by the joint commission on accreditation of
23 healthcare organizations or the American heart association; and

24 (2) has applied for certification by the
25 department as an acute stroke capable center.

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1 D. The secretary shall by rule establish procedures
2 for the suspension and revocation, after notice and a hearing,
3 of a hospital's certification as a primary stroke center, a
4 comprehensive stroke center or an acute stroke capable center
5 when the department finds that the hospital is not in
6 compliance with department rules or the provisions of this
7 section.

8 E. The secretary shall adopt rules to assist and
9 encourage primary stroke centers to enter into coordinated
10 stroke care agreements with acute stroke capable centers
11 throughout the state to provide appropriate access to care for
12 acute stroke patients. The rules shall provide that
13 coordinated stroke care agreements:

14 (1) be in writing;

15 (2) include transfer agreements for the
16 transport and acceptance of stroke patients seen by the acute
17 stroke capable center for stroke treatment therapies that the
18 acute stroke capable center is not capable of providing. The
19 agreements shall include provisions for transfer and transport
20 of stroke patients from the acute stroke capable center to the
21 primary stroke center when necessary; and

22 (3) establish communication standards and
23 protocols between the primary stroke centers and the acute
24 stroke capable centers."