

1 State of Arkansas
2 88th General Assembly
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4

A Bill

HOUSE BILL 1852

5 By: Representatives J. Roebuck, Pennartz
6 By: Senator P. Malone
7

For An Act To Be Entitled

9 AN ACT TO REQUIRE THAT HEALTH FACILITIES
10 PARTICIPATING IN THE CENTERS FOR MEDICARE AND
11 MEDICAID SERVICES HOSPITAL INPATIENT QUALITY
12 REPORTING PROGRAM MAKE CERTAIN DATA ON INFECTIONS
13 AVAILABLE TO THE DEPARTMENT OF HEALTH; AND FOR OTHER
14 PURPOSES.
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Subtitle

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18 AN ACT TO REQUIRE THAT CERTAIN HEALTH
19 FACILITIES MAKE DATA ON INFECTIONS
20 AVAILABLE TO THE DEPARTMENT OF HEALTH.
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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25 SECTION 1. Arkansas Code § 20-9-120 is amended to read as follows:
26 20-9-1202. Definitions.

27 As used in this subchapter:

28 (1)(A) "Health facility" means any of the following facilities:

29 (i) A hospital, outpatient surgery center, public
30 health center, or recuperation center, as those facilities are defined in §
31 20-9-201; and

32 (ii) Any other facility determined to be a source of
33 healthcare-associated infections and designated as such by the Department of
34 Health.

35 (B) "Health facility" does not include:

36 (i) A physician's office unless the office is



1 otherwise licensed as an outpatient surgery center; or

2 (ii) An establishment furnishing primarily
3 domiciliary care;

4 (2) "Healthcare-associated infection" means a localized or
5 systemic condition in a person that:

6 (A) Results from adverse reaction to the presence of an
7 infectious agent or a toxin of an infectious agent; and

8 (B) Was not present or incubating in the person at the
9 time of admission to the health facility; and

10 (3) ~~"Department" means the Department of Health~~ "National
11 Healthcare Safety Network" means the secure Internet-based data collection
12 surveillance system managed by the Division of Health Quality Promotion at
13 the Centers for Disease Control created by the center for accumulating,
14 exchanging, and integrating relevant information on infectious adverse events
15 associated with healthcare delivery.

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17 SECTION 2. Arkansas Code § 20-9-1203(a), concerning reports on
18 infections by health facilities, is amended to read as follows:

19 (a) A health facility shall collect data on healthcare-associated
20 infection rates for the following:

- 21 ~~(1) Coronary artery bypass surgical site infections;~~
- 22 ~~(2) Total hip or knee arthroplasty surgical site infections;~~
- 23 ~~(3) Knee arthroscopy surgical site infections;~~
- 24 ~~(4) Hernia repair surgical site infections;~~
- 25 ~~(5)~~(1) Central line-associated bloodstream infections in an
26 intensive care unit; and
- 27 ~~(6)~~(2) Other categories as provided under § 20-9-1204(e).

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29 SECTION 3. Arkansas Code § 20-9-1203, concerning reports on infections
30 by health facilities, is amended to add an additional subsection to read as
31 follows:

32 (c)(1) A health facility participating in the Centers for Medicare and
33 Medicaid Services Hospital Inpatient Quality Reporting Program or its
34 successor shall authorize the department to have access to the following
35 information that the health facility submits to the National Healthcare
36 Safety Network:

1 (A) The name of the health facility; and

2 (B) Any information submitted to the National Healthcare
 3 Safety Network in order to satisfy the requirements of the Hospital Inpatient
 4 Quality Reporting Program.

5 (2) The information contained in the National Healthcare Safety
 6 Network database and obtained by the department under this section may be
 7 used by the department for surveillance and prevention purposes only and
 8 shall not be used for regulatory purposes.

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 10 SECTION 4. Arkansas Code § 20-9-1204(e), concerning voluntary reports
 11 to the Advisory Committee on Healthcare Acquired Infections, is amended to
 12 read as follows:

13 (e) After release of the second annual report published under § 20-9-
 14 1205 and upon consultation with the advisory committee and with other
 15 technical advisors who are recognized experts in the prevention,
 16 identification, and control of healthcare-associated infections and the
 17 reporting of performance data, the department may add categories of
 18 infections to those set forth in § 20-9-1203(a) in compliance with the
 19 Arkansas Administrative Procedure Act, § 25-15-201, et seq.