

Hospital-acquired infection public reporting bills
Under consideration in 2005
LAST UPDATED 5-3-05

Alabama – SB 83

Bill Status: Failed to pass; session ended.

Last Action: Referred to Senate Health Committee (2-1-05)

Sponsor(s): Sen. Denton

Active! **California** – SB 739

Bill Status: Passed out of Senate Committee on Health with amendment (4/22). Amended in Senate (4/28).

Sponsor(s): Sen. Speier

Other information: The Senate committee amendment added a requirement for hospital-specific infection information to be publicly reported.

Active! **Colorado** - HB 1128

Bill Status: HB 1128 was passed by the House (63-2). Introduced to Senate and assigned to Senate Health and Human Services Cmte. Senate Cmte referred amended to appropriations on 4/28.

Sponsor(s): Rep. Bob McCluskey-R; Sen. Bob Hagedorn-D

Other Information: National Conference of Insurance Legislators (NCOIL) model, which was based on CU model act.

Connecticut

Bill Status: Failed to Pass

Last Action: Multiple hospital infection reporting bills were proposed to Joint Committee on Public Health but all were dropped because the Committee believes that an existing public health law (Public Act 02-125) does what these bills do. The law currently requires the DPH to record "adverse events," including hospital acquired infections that result in the death or serious injury of a patient. However, there is no public information on the CT Dept of Public Health (DPH) website of adverse events or hospital infections.

Sponsor(s): The following legislators proposed hospital infection reporting bills: Representatives Claudia M. Powers, Arthur J. O'Neill, Giegler, Godfrey, Wallace, Bielawa, Villano, O'Brien, Reynolds, Giannaros, Giuliano, Heagney, Nafis.

Senators Gary D. LeBeau, Capiello, Ciotto, Gaffey, Looney, Handley.

Other Information: Current CT law does not require public reporting of hospital-acquired infection rates by hospital, nor does it require any hospital-specific infection information to be published.

Active! Delaware – HB 26

Bill Status: Referred to House Health & Human Development Committee. (2-25-05).

Sponsor(s): Rep. Oberle, Co-sponsors: Ennis, Hall-Long, Maier, Schwartzkopf, Wagner, Sen. Cloutier, Connor, Sorenson.

Georgia – HB 417; SB 83

Bill Status: Failed to pass in 2005. The bills can come up again in 2006 during the second part of the session.

Last Action: House Bill referred to Health and Human Services Cmte. (2-14-05). Senate Bill referred to Health and Human Services Comte. (1-28-05).

Sponsor(s): Reps. Alan Powell and Mark Butler; Sen. Hamrick

Other Information: HB417 is based on the CU Model Act; SB83 requires various quality of care information, including hospital-acquired infections, to be available to the public.

Hawaii – (multiple proposals): HB 287; HB 1513; SB90; SB465; SB1086; SB1800

Bill Status: All bills failed to pass in 2005. The bills can come up again in 2006 during the second part of the session.

Last Action: Senate bills referred to Senate Health Committee (2-18-05). House Bills referred to House Health Cmte, then Consumer Protection and Commerce Committee/Judiciary Committee (1-24-05).

Sponsor(s): SB465: Sen. Taniguchi; SB 1086: Sen. Espero; SB 1800: Menor; SB 90: Sen Ihhra; HB 287: Lee, Arakaki, Morita, Chong; HB1513: Stonebraker.

Other Information:

Indiana – SB 468, SB 627

Bill Status: Failed to pass; session ended.

Last Action: Bills referred to Senate Committee on Health and Provider Services (1-24-05). SB 627: Referred to Sen Cmte on Health and Provider Services (1-24-05).

Sponsor(s): Sen Alting (SB 468); Sen. Smith (SB 627)

Other Information: Also, SB 627 (Sen. Smith), which deals with various quality of care measures, would require hospitals to keep infection statistics by unit and to make that information available to the public, upon request.

Iowa - HF 44

Bill Status: Failed to pass; session ended.

Last Action: Bill referred to House Human Resources

Sponsor(s): Representatives Gaskill and Murphey

Kansas - HB 2283

Bill Status: Failed to pass.

Last Action: Referred to House Cmte on Health and Human Services.

Sponsor(s): The House Cmte on Health and Human Services, chaired by Rep. Jim Morrison.

Other Information: The bill could be picked up again next January.

Kentucky – HB76; SB185

Bill Status: Failed to pass; session ended

Last Action: HB76 passed by House on 2-23-05 (vote: 81-13) and referred to Senate Health and Welfare Committee; SB 185 referred to Health and Welfare Committee, no action.

Sponsor(s): Rep. D. Graham (HB 76), Sen. Jones (SB 185)

Other Information: HB 76: based on the CU model act. SB 185 requires a study of reporting hospital-acquired infection rates, to be completed by the end of 2005.

Active! Louisiana – SB 22

Bill Status: Prefiled on 3/21/05; Assigned to Senate Cmte on Health and Welfare on 3/25/05.

Sponsor(s): Sen. B. Gautreaux

Maryland – HB199

Bill Status: Failed to pass; session ended.

Last Action: HB199 passed the house (133-4) on 3-17-05. Senate Finance Committee unanimously voted against the bill.

Sponsor(s): HB 199: Delegates Pendergrass, Hubbard, Barkley, Conroy, Donoghue, Dumais, Glassman, Goldwater, Gordon, Gutierrez, Heller, Kaiser, Krysiak, Lee, Love, Malone, Mandel, Menes, Montgomery, Oaks, Ross, Ramirez, F. Turner, DeBoy, Gilleland, Howard, Boutin, McComas, Benson, Bromwell, Costa, Elliott, Frank, Hammen, Hurson, Kach, Kullen, Morhiam, Murray, Nathen-Pullian, Rudolph, V. Turner, Weldon and Sossi.

Other Information: This compromise bill was backed by hospitals and infection control professionals; no opposition testimony was presented to Senate Finance Cmte.

Active! Massachusetts – S1308, S727, S736, HB2644, HB2645, HB2729, HB2743, HB2745.

Bill Status: All bills referred to Joint Cmte on Public Health

Sponsor(s): S1308: Sen. Morrissey, S727 and S736: Sen. Moore, HB2644 and HB2645: Rep. Atkins, HB 2729: Rep. Patrick, HB2743: Rep. Hall, HB2745: Rep. Hynes.

Active! Michigan – HB4504

Bill Status: HB4504 referred to Committee on Health Policy (3-16-05)

Sponsor(s): Reps. Wojno (primary), Accavitti, Sak, Whitmer, Gillard, Byrnes, Marleau and Lemmons.

Other Information: HB 4554

Active! Minnesota – HF1733, HF 87; SF 983; SF 986; HF2438; SF2241

Bill Status: HF2438 referred to House Cmte on Health Care Cost Containment. SF2241 referred to Health and Family Security Committee (4-18-05). HF87, HF1733, SF983, SF986 failed to pass.

Last Action: House bills referred to House Health Policy and Finance Committee; Senate bills referred to Health and Family Security.

Sponsor(s): HF1733: Rep. Kahn; HF2438: Rep. Abeler; SF2241: Sen. Kiscaden; HF 87: Representatives Kahn; Sieben; Paymar; Davnie; Abeler; Greiling; Hilstrom; Ruud; Loeffler; Goodwin; Lenczewski; SF 983: Senators Marty; Skoglund; Ranum; Lourey; Dibble; SF986: Marty; Ranum; Lourey; Dibble; Anderson.

Other Information: HF2438 and SF2241 are companion bills. HF 87 filed is based the CU model act; SB986: expands the Adverse Health Care Events Reporting Act to include facility-acquired infection rates; prohibiting the nontherapeutic use of animal feed containing certain antibiotics; establishing a surcharge on all commercial feeds sold that contain antibiotics; appropriating money.

Mississippi - SB2929, SB2893; HB1361

Bill Status: All bills failed to pass.

Last Action: Referred to Committees.

Sponsor(s): Senator Cindy Hyde-Smith (SB2929); Sen. Tollison (SB2893); Rep. Janus (HB1361)

Nebraska – LB 361

Bill Status: Passed by majority (40-2-2) and approved by the Governor on 4/27/05.

Sponsor(s): Sen. Bourne

Other information: Providers track and report aggregate number.

Does not make data publicly available.

Active! Nevada - AB59

Status: Passed by house unanimously on 4/25. Sent to Senate. Referred to Cmte on Human Resources and Education.

Sponsor(s): OHRENSCHALL, PIERCE, LESLIE, ALLEN, ATKINSON, CLABORN, GERHARDT, HOGAN, HORNE, MANENDO, MORTENSON,

MUNFORD, OCEGUERA AND SMITH; JOINT SPONSORS: SENATORS AMODEI, CARE

Other Information: Requires certain medical facilities to report hospital-acquired infections as sentinel events to the Health Division of the Department of Human Resources. **Does not make data publicly available.** Reports to the Repository for Health Care Quality Assurance.

New Hampshire – HB 224

Bill Status: Failed to Pass.

Last Action: Referred to Health and Human Services and Elderly Affairs (1-27-05); due out of committee 3/24/05.

Sponsor(s): Reps. Kathleen Taylor, Marshall Lee Quandt; Mathew J. Quandt.

Active! New Jersey - S1390, A2644, A3461

Bill Status: SB 1390 referred to Senate Health, Human Services and Senior Citizens Committee (3-29-04); A2644 referred to Assembly Health and Human Services Committee (5-3-04); A3461 Referred to Assembly Health and Human Services Committee (11-04-04).

Sponsor(s): SB1390 - Senators Leonard Connors-R and Henry McNamara-R; co-sp, Andrew Ciesla; A2644 - Assemblymen Christopher Connors-R and Brian Rumpf-R; A3461 – Assemblymen Joseph Vas.

New Mexico – HB934, SJM45, HJM62, SB775, HB823

Bill Status: All proposals failed to pass; session ended.

Last Action: **HB934** passed by the House; referred to the Senate Committee. The bill would have required public reporting of hospital-acquired infection rates.

Sponsor(s): HB 934 - Rep. Rodella; SJM 45--Sen. Michael Sanchez; HJM 62--Rep. Vaughn.

Other Information: **SJM 45** (requiring a study on hospital-acquired infection rates) passed by the Senate and placed on the Senate Calendar. **HJM 62** (requiring a study to determine if reporting hospital infection rates is in the public's interest). passed by the House and referred to Senate Rules Committee. Two other public reporting bills were filed but had no action: **SB 775** – Sen. Jennings and **HB 823** - Rep. Anderson.

Active! New York – A3543 (S53), A5813, S2953, A463, A5001, A5451

Bill Status: A3543 (companion S53) passed the Assembly, sent to Senate and then returned to Assembly and amended. It repassed the

Assembly and returned to Senate Health Committee. All other Assembly bills referred to Assembly Health Committee S. 2953 referred to Senate Committee on Health.

Sponsor(s): A3543 – Assembly member Gottfried, S53 – Senator DeFrancisco; A5813 – Assembly member Bradley; S2953 – Senator Spano; A463 – Assembly members Markey and Eddington; A5001- Assembly member Calhoun; A5451- Assembly member McDonough.
Other Information: Assembly member Grannis is working in the Health Budget Conference Committee to secure funding for hospital infection reporting.

Active! North Carolina – SB391

Bill Status: Referred to Senate Committee on Health Care 3/7/05.

Sponsor(s): Sen. Lucas

Ohio – HB197

Bill Status: Assigned to House Health Cmte.

Sponsor(s): Reps. Raussen, Gibbs, McGregor, Carmichael, C. Evans, Flowers, D. Evans, Faber, Ujvagi, Koziura, Schaffer, Blasdel.

Oklahoma – SB1017

Bill Status: Failed to pass; deadline to get out of cmte has passed.

Last Action: Referred to Health and Human Services Committee (2-8-05).

Sponsor(s): Nichols

Oregon – HB2366; SB400

Bill Status: Failed to pass. Deadline to move bills out of committees has passed.

Last Action: HB2366 referred to House Health and Human Services Committee w/ subsequent referral to Ways and Means (1-21-05); SB400 referred to Health Policy, then Ways and Means, public hearing held on 2-7-05.

Sponsor(s): Rep. Jerry Krummel (HB2366); Sen. Westlund (SB400)

Rhode Island - S20; S804

Bill Status: Bills referred to Senate Health and Human Services Committee 1-6-05 and 2-17-05. S20 postponed; no action anticipated. S804 recommended for further study; could come up again.

Sponsor(s): SB20 - Sen. John McBurney; SB804 – Sen. Galo, Walaska, Fogarty P, Felag, Levesque.

South Carolina – S 799

Bill Status: In Senate Committee on Medical Affairs.

Sponsor(s): Sen. Mescher

Active! Tennessee – HB 472, 499, 1342, 2028; SB 85, 1893, 1855, 270, 441, 766.

Bill Status: HB1342 placed on Health and Human Resources Cmte calendar for 5/3/05. SB 766 Passed Senate as amended (31-0). SB 766 moved to the House on 4/28. All other Senate bills referred to Committee on General Welfare, Health and Human Resources; House Bills referred to various committees.

Sponsor(s): SB85 Cooper; SB1893 Herron; SB270 Beavers; SB441 Fowler; SB 766 Burchett; HB472 Odom; HB499 McDaniel; HB 1342 Shepard.

Active! Texas – HB 734; SB 357

Bill Status: HB734 referred to Public Health Cmte.(2-9-05); SB 357 referred to Health and Human Services Cmte.(2-15-05)

Sponsor(s): HB 734 Rep. Yvonne Davis; SB357 Sen. Leticia Van de Putte.

Other Information: SB 609 (Sen. Jane Nelson), a study bill that delays action for two years passed by the Senate. A Consumers Union-backed Senate floor amendment to strengthen SB 609 was not approved. SB 609 now will be considered by the House Public Health Committee. There will be further opportunities to strengthen the bill in the House.

Active! Vermont – HB 258

Bill Status: Referred to House Human Services Cmte. (2-15-05)

Sponsor(s): Rep. Johannah Donovan

Virginia – HB1570 signed by Governor Warner into law on 3-21-05; passed by the house and senate on 2-16-05.

Sponsor(s): Rep. Purkey.

Other Information: The bill is a simple mandate to report hospital infection rates through the CDC National Health Safety Network; information is available to the public upon request.

Washington - HB1015

Bill Status: Failed to pass.

Last Action: Public hearing held in House Health Care Committee, 2/4/05

Sponsor(s): Representatives Campbell, Morrell, Skinner, Hankins, Simpson, Schindler, Chase

Other Information:

<http://www.leg.wa.gov/wsladm/billinfo1/dspBillSummary.cfm?billnumber=1015&year=2005>

West Virginia – HB2180

Bill Status: Failed to pass; session ended.

Last Action: Referred to Health and Human Resources Committee, 2nd referral to Judiciary.

Sponsor(s): Delegates Hamilton and Hatfield

States with laws requiring hospital-acquired infection reporting as of 1-05

Florida

Status: Law passed in 2004. Implementation by the Agency for Health Care Administration; committee of stakeholders organized to develop implementation plan.

History: The law requiring hospital infection reporting is a brief statement requiring reporting infection rates to the public. Backed by the "Health Check" coalition. Originally contained in companion bills HB 701 (Rep. Donna Clarke) and SB 2022 (Senator J.B. Alexander); the provision on hospital infection reporting was passed as a part of a larger health bill, HB1629/SB2910.

Illinois

Status: Law passed in 2003. Currently in the process of being implemented. This bill also required reporting on nurse staffing ratios.

Missouri

Status: Law passed in 2004 and is currently being implemented by the Department of Health and Senior Services

Pennsylvania

Status: Under a general law on hospital quality, the Pennsylvania Health Care Cost Containment Council (PHC4) was given the authority to collect and report hospital-acquired infection rates. PHC4 is currently collecting data from PA hospitals but has not yet issued a public report on rates.