

SENATE No. 1306

The Commonwealth of Massachusetts

PRESENTED BY:

Mark C. Montigny

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act to prevent death and disability from stroke.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
Mark C. Montigny	Second Bristol and Plymouth	
Angelo J. Puppolo, Jr.	12th Hampden	1/24/2019
Michael F. Rush	Norfolk and Suffolk	1/24/2019
Brian M. Ashe	2nd Hampden	1/28/2019
Patrick M. O'Connor	Plymouth and Norfolk	1/29/2019
Marc R. Pacheco	First Plymouth and Bristol	1/30/2019
Thomas M. Stanley	9th Middlesex	1/30/2019
John J. Lawn, Jr.	10th Middlesex	1/30/2019
Jack Patrick Lewis	7th Middlesex	1/31/2019
Harold P. Naughton, Jr.	12th Worcester	1/31/2019
Michael D. Brady	Second Plymouth and Bristol	1/31/2019
Michael O. Moore	Second Worcester	2/1/2019
Sal N. DiDomenico	Middlesex and Suffolk	2/1/2019
James B. Eldridge	Middlesex and Worcester	2/8/2019
Anne M. Gobi	Worcester, Hampden, Hampshire and Middlesex	2/8/2019

SENATE No. 1306

By Mr. Montigny, a petition (accompanied by bill, Senate, No. 1306) of Mark C. Montigny, Angelo J. Puppolo, Jr., Michael F. Rush, Brian M. Ashe and other members of the General Court for legislation to create designated stroke centers. Public Health.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 1237 OF 2017-2018.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-First General Court
(2019-2020)**

An Act to prevent death and disability from stroke.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Chapter 111 of the General laws, as appearing in the 2016 Official Edition,
2 is hereby amended by inserting after Section 51K the following 3 sections:-

3 Section 51L. The department shall designate a hospital as an acute stroke ready hospital,
4 a primary stroke center or a comprehensive stroke center if: (i) the hospital has applied to the
5 department for a designation; and (ii) the hospital has been certified by The Joint Commission,
6 the American Heart Association or any other department-approved, nationally-recognized
7 certifying body as an acute stroke ready hospital, primary stroke center or comprehensive stroke
8 center.

9 Section 51M. The department and regional EMS councils as defined in section 1 of
10 chapter 111C shall establish prehospital care protocols related to the assessment, treatment,
11 transport and rerouting of stroke patients by licensed emergency medical services providers to
12 acute stroke ready hospitals, primary stroke centers and comprehensive stroke centers. The
13 protocols shall include plans for the triage and transport of suspected stroke patients including,
14 but not limited to, those patients who may have an emergent large vessel occlusion, to an
15 appropriate facility within a specified timeframe of onset of symptoms. The protocols shall also
16 include any additional criteria necessary to determine the level of care that is the most
17 appropriate for suspected stroke patients. The protocols shall be based on nationally-recognized
18 guidelines for the transport of acute stroke patients. The protocols shall also consider the
19 capability of an emergency receiving facility to improve outcomes for those patients suspected,
20 based on clinical severity, of having an emergent large vessel occlusion. Each regional EMS
21 council shall establish a prehospital point of entry plan for stroke-related patients for their own
22 respective region.

23 The department shall: (i) make available the list of designated stroke centers, including
24 the identification of hospitals with continuous neurointerventional coverage, to the medical
25 director of each licensed emergency medical services provider; (ii) maintain a copy of the list in
26 the office designated within the department to oversee emergency medical services; and (iii) post
27 a list of all designated stroke centers and the level of care to the department website. The
28 department shall update the list of designated stroke centers at least annually.

29 Section 51N. The department shall establish and maintain a data oversight process to
30 improve the quality of care for stroke patients. The process shall include a stroke registry

31 database that compiles information and statistics on stroke care that align with nationally-
32 recognized stroke measures.

33 A hospital designated by the department as an acute stroke ready hospital, a primary
34 stroke center or a comprehensive stroke center shall utilize a nationally-recognized data platform
35 to collect the stroke data set that shall be required by the department. The data elements shall be
36 collected through the data registry platform and transmitted to the department for inclusion in the
37 stroke registry.

38 The department shall convene a group of experts including, but not limited to, a
39 representative from the American Stroke Association, a representative from The Massachusetts
40 Neurologic Association, Inc., a representative from Society of Neurointerventional Surgery, a
41 representative from Massachusetts Council of Community Hospitals, Inc., a representative from
42 Massachusetts College of Emergency Physicians, Inc. and a representative of a regional EMS
43 council, with input from key stroke stakeholders and professional societies, to form a stroke
44 advisory taskforce that shall assist with data oversight, program management and advice
45 regarding the stroke system of care. The task force shall meet not less than quarterly to review
46 data and provide advice.

47 SECTION 2. Notwithstanding any general or special law to the contrary, until hospitals
48 have been designated pursuant to section 51L of chapter 111 of the General Laws, the
49 department of public health shall designate primary stroke service hospitals as acute stroke ready
50 hospitals capable of providing care previously designated in regulations as primary stroke service
51 care.

52 At the time that the department begins the designation of 3 tiers of stroke facilities
53 pursuant to said section 51L of said chapter 111, hospitals may maintain primary stroke service
54 designation utilizing the existing processes and criteria for a 6-month period. At the time that the
55 department begins the designation process, primary stroke service hospitals shall be recognized
56 as acute stroke ready hospitals. After the department has begun the designation process, all
57 primary stroke service hospitals shall be considered acute stroke ready hospitals, regardless of
58 additional capacity, until they receive a higher designation of primary stroke center or
59 comprehensive stroke center.

60 SECTION 3. The department shall designate hospitals pursuant to section 51L of chapter
61 111 of the General Laws not later than 180 days after the effective date of this act.

62 SECTION 4. The department shall establish protocols pursuant to section 51M of chapter
63 111 of the General Laws not later than 90 days after the effective date of this act.

64 SECTION 5. The department shall establish the data oversight process pursuant to
65 section 51N of chapter 111 of the General Laws not later than 180 days after the effective date of
66 this act.