

# **WEST VIRGINIA LEGISLATURE**

**2018 REGULAR SESSION**

**Enrolled**

**Committee Substitute**

**for**

**Senate Bill 510**

SENATORS MAYNARD, TAKUBO, STOLLINGS, CLINE, BOSO,

AND PLYMALE, *original sponsors*

[Passed March 7, 2018; in effect 90 days from passage]



1 AN ACT to amend and reenact §16-5B-18 of the Code of West Virginia, 1931, as amended,  
2 relating to designation of hospitals for stroke treatment; adding a designation as a  
3 thrombectomy-capable stroke center; modifying the makeup of the advisory committee;  
4 providing certain functions to the advisory committee; permitting the advisory committee  
5 to make recommendations to the Office of Emergency Medical Services; staggering the  
6 terms of the advisory committee members; providing for a database; and prohibiting  
7 certain inspections of hospitals conducted by the Department of Health and Human  
8 Resources.

*Be it enacted by the Legislature of West Virginia:*

**ARTICLE 5B. HOSPITALS AND SIMILAR INSTITUTIONS.**

**§16-5B-18. Designation of comprehensive, primary, acute, and thrombectomy  
capable stroke-ready hospitals; reporting requirements; rulemaking.**

1 (a) A hospital, as that term is defined in §16-5B-1 of this code, shall be recognized  
2 by the Office of Emergency Medical Services as a comprehensive stroke center (CSC),  
3 thrombectomy-capable stroke center (TSC), primary stroke center (PSC), or an acute stroke-  
4 ready hospital (ASRH), upon submitting verification of certification as granted by the American  
5 Heart Association, the joint commission, or other nationally recognized organization to the Office  
6 of Emergency Medical Services. A hospital shall immediately notify the Office of Emergency  
7 Medical Services of any change in its certification status.

8 (b) The Office of Emergency Medical Services shall gain access to, and utilize, a nationally  
9 recognized stroke database that compiles information and statistics on stroke care that align with  
10 the stroke consensus metrics developed and approved by the American Heart Association and  
11 the American Stroke Association, for the purpose of improving stroke care and access across the  
12 State of West Virginia. The Office of Emergency Medical Services shall, upon request, provide  
13 the data accessed and utilized relating to comprehensive stroke centers, thrombectomy-capable

14 stroke centers, primary stroke centers, and acute stroke-ready hospitals to the advisory  
15 committee in §16-5B-18(d) of this code.

16 (c) The Office of Emergency Medical Services shall provide annually, by June 1, a list of  
17 all hospitals recognized pursuant to the provisions of §16-5B-18(a) of this code to the medical  
18 director of each licensed emergency medical services agency in this state. This list shall be  
19 maintained by the Office of Emergency Medical Services and shall be updated annually on its  
20 website.

21 (d) No later than July 1, 2018, the Secretary of the Department of Health and Human  
22 Resources shall establish and appoint a stroke advisory committee which shall function as an  
23 advisory body to the secretary and report no less than biannually at regularly scheduled meetings.  
24 Its functions shall include:

25 (1) Increasing stroke awareness;

26 (2) Promoting stroke prevention and health policy recommendations relating to stroke  
27 care;

28 (3) Advising the Office of Emergency Medical Services on the development of stroke  
29 networks;

30 (4) Utilizing stroke care data to provide recommendations to the Office of Emergency  
31 Medical Services to improve stroke care throughout the state;

32 (5) Identifying and making recommendations to overcome barriers relating to stroke care;  
33 and

34 (6) Review and make recommendations to the State Medical Director of the Office of  
35 Emergency Medical Services regarding prehospital care protocols including:

36 (A) The assessment, treatment, and transport of stroke patients by licensed emergency  
37 medical services agencies; and

38 (B) Plans for the triage and transport, within specified time frames of onset symptoms, of  
39 acute stroke patients to the nearest comprehensive stroke center, thrombectomy-capable stroke  
40 center, primary stroke center, or acute stroke-ready hospital.

41 (e) The advisory committee as set forth §16-5B-18(d) of this code shall consist of no more  
42 than 14 members. Membership of the advisory committee shall include:

43 (1) A representative of the Department of Health and Human Resources;

44 (2) A representative of an association with the primary purpose of promoting better heart  
45 health;

46 (3) A registered emergency medical technician;

47 (4) Either an administrator or physician representing a critical access hospital;

48 (5) Either an administrator or physician representing a teaching or academic hospital;

49 (6) A representative of an association with the primary purpose of representing the  
50 interests of all hospitals throughout the state; and

51 (7) A clinical and administrative representative of hospitals from each level of stroke center  
52 certification by a national certifying body (CSC, TSC, PSC, and ASRH).

53 (f) Of the members first appointed, three shall be appointed for a term of one year, three  
54 shall be appointed for a term of two years, and the remaining members shall be appointed for a  
55 term of three years. The terms of subsequent appointees shall be three years. Members may be  
56 reappointed for additional terms.

57 (g) Nothing in this section may permit the Office of Emergency Medical Services to conduct  
58 inspections of hospitals in relation to recognition as a stroke center as set forth in this section:

59 *Provided*, That nothing in this section may preclude inspections of hospitals by the Office of  
60 Emergency Medical Services which are otherwise authorized by this code.



The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

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*Chairman, Senate Committee*

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*Chairman, House Committee*

Originated in the Senate.

In effect 90 days from passage.

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*Clerk of the Senate*

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*Clerk of the House of Delegates*

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*President of the Senate*

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*Speaker of the House of Delegates*

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The within ..... this the.....  
Day of ....., 2018.

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*Governor*