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Date: (Filing No. H-)

HEALTH AND HUMAN SERVICES

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
125TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 903, L.D. 1212, Bill, “An Act To Improve Hospital Reporting of MRSA Data”

Amend the bill by striking out the title and substituting the following:

'An Act To Improve Hospital Reporting of MRSA and Clostridium difficile Data'

Amend the bill by striking out everything after the enacting clause and before the summary and inserting the following:

'Sec. 1. 22 MRSA §8761, as enacted by PL 2009, c. 346, §1, is repealed and the following enacted in its place:

§8761. Methicillin-resistant Staphylococcus aureus and Clostridium difficile

All hospitals licensed under chapter 405 shall:

1. Enrollment. No later than October 1, 2011, enroll and shall maintain enrollment after that date in the National Healthcare Safety Network within the United States Department of Health and Human Services, Centers for Disease Control and Prevention, Division of Healthcare Quality Promotion, referred to in this section as "the network";

2. Submission of MRSA data. No later than October 1, 2011, submit to the network infection data for nosocomial methicillin-resistant Staphylococcus aureus, referred to in this section as "MRSA," for all inpatients on a monthly basis in accordance with the protocols defined by the United States Department of Health and Human Services, Centers for Disease Control and Prevention;

3. Access to MRSA data. No later than November 1, 2011, authorize, for public health surveillance purposes only, the Maine Center for Disease Control and Prevention's access to the facility-specific infection rates for nosocomial MRSA contained in the network database;

4. Authorization to Maine Health Data Organization regarding MRSA data. Upon completion of data validation by the Maine Center for Disease Control and Prevention in partnership with a statewide collaborative for infection prevention,

COMMITTEE AMENDMENT

1 authorize, for public reporting purposes only, the Maine Health Data Organization's
2 access to the facility-specific infection rates for nosocomial MRSA contained in the
3 network database;

4 **5. Submission of C. diff data.** Beginning January 1, 2012, submit to the network
5 infection data for nosocomial Clostridium difficile, referred to in this section as "C. diff,"
6 for all inpatients on a monthly basis in accordance with the protocols defined by the
7 United States Department of Health and Human Services, Centers for Disease Control
8 and Prevention;

9 **6. Access to C. diff data.** No later than July 1, 2012, authorize, for public health
10 surveillance purposes only, the Maine Center for Disease Control and Prevention's access
11 to the facility-specific infection rates for nosocomial C. diff contained in the network
12 database; and

13 **7. Authorization to Maine Health Data Organization regarding C. diff data.**
14 Upon completion of data validation by the Maine Center for Disease Control and
15 Prevention in partnership with a statewide collaborative for infection prevention,
16 authorize, for public reporting purposes only, the Maine Health Data Organization's
17 access to the facility-specific infection rates for nosocomial C. diff contained in the
18 network database.

19 The Maine Health Data Organization shall adopt rules regarding public reporting of
20 data reported to the United States Department of Health and Human Services, Centers for
21 Disease Control and Prevention regarding MRSA and C. diff in accordance with this
22 section. Rules adopted pursuant to this section are major substantive rules as defined in
23 Title 5, chapter 375, subchapter 2-A.

24 **Sec. 2. Rulemaking.** The Department of Health and Human Services shall
25 undertake the rulemaking required by the Maine Revised Statutes, Title 22, section 8761
26 and must provisionally adopt and submit to the Legislature the rules on public reporting
27 of data reported to the United States Department of Health and Human Services, Centers
28 for Disease Control and Prevention regarding methicillin-resistant Staphylococcus aureus
29 and Clostridium difficile no later than January 15, 2012.

30 **Sec. 3. Maine Revised Statutes headnote amended; revision clause.** In the
31 Maine Revised Statutes, Title 22, chapter 1684-A, in the chapter headnote, the words
32 "screening for methicillin-resistant staphylococcus aureus" are amended to read
33 "screening for methicillin-resistant staphylococcus aureus and clostridium difficile" and
34 the Revisor of Statutes shall implement this revision when updating, publishing or
35 republishing the statutes.'

36 **SUMMARY**

37 This amendment strikes the bill. It replaces the existing methicillin-resistant
38 Staphylococcus aureus, or MRSA, screening protocol that was adopted in 2009, which
39 focuses on the presence of MRSA in patients as they are admitted to a hospital, with a
40 protocol that focuses on MRSA infections that occur in the patient population while at
41 hospitals. The amendment adds a 2nd multidrug resistant organism, Clostridium difficile,
42 to the data collection and public reporting system. The amendment also provides the
43 Maine Center for Disease Control and Prevention time to validate the data that was

1 reported by the hospitals and requires the public reporting of that data following
2 validation.