



125th MAINE LEGISLATURE

FIRST REGULAR SESSION-2011

Legislative Document

No. 1212

H.P. 903

House of Representatives, March 22, 2011

An Act To Improve Hospital Reporting of MRSA Data

Reference to the Committee on Health and Human Services suggested and ordered printed.

A handwritten signature in cursive script, reading "Heather J.R. Priest".

HEATHER J.R. PRIEST
Clerk

Presented by Representative MALABY of Hancock.
Cosponsored by Senator ROSEN of Hancock and
Representatives: BENNETT of Kennebunk, DUNPHY of Embden, FOSSEL of Alna,
FREDETTE of Newport, MOULTON of York, O'CONNOR of Berwick, SANDERSON of
Chelsea, SIROCKI of Scarborough.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 22 MRSA §8761**, as enacted by PL 2009, c. 346, §1, is repealed and the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

4 **§8761. Targeted surveillance for methicillin-resistant Staphylococcus aureus**

5 All hospitals licensed under chapter 405 shall:

6 **1. National Healthcare Safety Network.** No later than February 1, 2012, enroll and
7 maintain enrollment in the National Healthcare Safety Network within the United States
8 Department of Health and Human Services, Centers for Disease Control and Prevention,
9 Division of Healthcare Quality Promotion;

10 **2. Monthly data report.** Submit to the National Healthcare Safety Network
11 nosocomial methicillin-resistant Staphylococcus aureus infection data for all inpatients on
12 a monthly basis in accordance with the protocols defined by the United States
13 Department of Health and Human Services, Centers for Disease Control and Prevention;

14 **3. Access by Maine Center for Disease Control and Prevention.** No later than
15 February 1, 2012, authorize, for public health surveillance purposes only, the Maine
16 Center for Disease Control and Prevention access to the facility-specific infection data
17 pursuant to subsection 2 contained in the National Healthcare Safety Network database;
18 and

19 **4. Access by Maine Health Data Organization.** No later than February 1, 2012,
20 authorize, for public reporting purposes only, Maine Health Data Organization access to
21 the facility-specific infection data pursuant to subsection 2 contained in the National
22 Healthcare Safety Network database.

23 **Sec. 2. Rules.** The Maine Health Data Organization shall amend its rules regarding
24 methicillin-resistant Staphylococcus aureus surveillance data to repeal Chapter 270:
25 Uniform Reporting System for Quality Data Sets, Section 3(D) and shall adopt rules
26 regarding public reporting of data reported to the United States Department of Health and
27 Human Services, Centers for Disease Control and Prevention regarding methicillin-
28 resistant Staphylococcus aureus pursuant to the requirements of the Maine Revised
29 Statutes, Title 22, section 8761. Rules adopted pursuant to this section are major
30 substantive rules as defined in Title 5, chapter 375, subchapter 2-A and must be
31 provisionally adopted and submitted to the Legislature no later than January 15, 2012.

32 **SUMMARY**

33 This bill replaces the existing methicillin-resistant Staphylococcus aureus, or MRSA,
34 screening protocol that was adopted in 2009, which focuses on the presence of MRSA in
35 patients as they are admitted to a hospital, and replaces it with a protocol that focuses on
36 actual MRSA infections that occur in the patient population while at hospitals.