

## STATE OF MAINE

—  
IN THE YEAR OF OUR LORD  
TWO THOUSAND AND THIRTEEN

—  
H.P. 613 - L.D. 886

**Resolve, Regarding Legislative Review of Portions of Chapter 270: Uniform Reporting System for Quality Data Sets, a Major Substantive Rule of the Maine Health Data Organization**

**Emergency preamble.** Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

**Whereas,** the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A requires legislative authorization before major substantive agency rules may be finally adopted by the agency; and

**Whereas,** the above-named major substantive rule has been submitted to the Legislature for review; and

**Whereas,** immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rule; and

**Whereas,** in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

**Sec. 1. Adoption. Resolved:** That final adoption of portions of Chapter 270: Uniform Reporting System for Quality Data Sets, a provisionally adopted major substantive rule of the Maine Health Data Organization that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized if the rule is amended as follows.

1. In section 1, the definitions are deleted for "angiotensin converting enzyme inhibitor," "aspirin," "discharge instructions," "left ventricular function assessment," "left ventricular systolic dysfunction," "oxygenation assessment," "percutaneous coronary intervention" and "thrombolytic/fibrinolytic agent," and a definition is added for "measure steward."

2. In section 2, language is added identifying the federal Centers for Medicare and Medicaid Services as the measure steward, and reference to the Maine Health Data Organization website is deleted.

3. In section 3, the following changes are made:

A. Language is added identifying the National Healthcare Safety Network as the measure steward and exempting certain hospitals from submitting central line catheter-associated blood stream infection rates, and language is deleted referring to a former source document and the Maine Health Data Organization website;

B. For hospital-acquired infections 3, 4 and 5, language is added identifying the Institute for Healthcare Improvement as the measure steward and reference to the Maine Health Data Organization website is deleted;

C. Language is added identifying the National Healthcare Safety Network as the measure steward for methicillin-resistant Staphylococcus Aureus;

D. Language is added identifying the National Healthcare Safety Network as the measure steward for Clostridium difficile laboratory-identified events and providing the Maine Health Data Organization access to the National Healthcare Safety Network for facility-specific reports of Clostridium difficile laboratory-identified events; and

E. Language is added limiting the requirements of hospitals to participating hospitals.

4. In section 4, language is added identifying the Joint Commission on Accreditation of Healthcare Organizations as the measure steward for nursing-sensitive patient-centered health care outcome measures 1 and 4 and the American Nurses Association as the measure steward for nursing-sensitive patient-centered health care outcome measures 2 and 3, and language is added clarifying the source documents for National Database for Nursing Quality Indicators, Guidelines for Data Collection and the Joint Commission on Accreditation of Healthcare Organizations Implementation Guide for the National Quality Forum Endorsed Nursing Sensitive Care Measure Set.

5. In section 5, language is deleted that refers to the National Quality Forum consensus standards and the Maine Health Data Organization website; language is added identifying the American Nurses Association as the measure steward for nursing-sensitive system-centered health care measures 1 to 6; language is added identifying the Joint Commission on Accreditation of Healthcare Organizations as the measure steward for nursing-sensitive system-centered health care outcome measures 7a and 7b; and language is added to identify 2 source documents, the National Database for Nursing Quality Indicators, Guidelines for Data Collection on the American Nurses Association's National Quality Forum Endorsed Measures and the Joint Commission on Accreditation of Healthcare Organizations Implementation Guide for the National Quality Forum Endorsed Nursing Sensitive Care Measure Set.

6. In section 6, language is added identifying the federal Centers for Medicare and Medicaid Services as the measure steward and citing the source document as the Consumer Assessment of Healthcare Providers and Systems Hospital Survey Quality

Assurance Guidelines, Version 8, and replacing the 3 questions for which hospitals or their agents must report the individual survey question raw scores by respondent.

7. In section 8, language is added to correct an error in the reference to the most current version of the National Database for Nursing Quality Indicators, Guidelines for Data Collection and the Joint Commission on Accreditation of Healthcare Organizations Implementation Guide for the National Quality Forum Endorsed Nursing Sensitive Care Measure Set and language is deleted with regard to that error.

8. At the end of the rule, language is added to require the continuation of data collection when a measure steward announces a modification to a measure required under Chapter 270.

**Emergency clause.** In view of the emergency cited in the preamble, this legislation takes effect when approved.