

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011

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HOUSE BILL 809
Committee Substitute Favorable 6/7/11

Short Title: Model Health Care-Associated Infections Law.

(Public)

Sponsors:

Referred to:

April 7, 2011

1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO
3 ESTABLISH A STATEWIDE SURVEILLANCE AND REPORTING SYSTEM FOR
4 HEALTH CARE-ASSOCIATED INFECTIONS AND TO SUBJECT HOSPITALS TO
5 THE REQUIREMENTS OF THE STATEWIDE SURVEILLANCE AND REPORTING
6 SYSTEM.

7 The General Assembly of North Carolina enacts:

8 **SECTION 1.** Article 6 of Chapter 130A of the General Statutes is amended by
9 adding a new Part to read:

10 "Part 1A. Health Care-Associated Infections.

11 **"§ 130A-150. Statewide surveillance and reporting system.**

12 (a) By December 31, 2011, the Department, in consultation with the State HAI
13 Advisory Group and in accordance with rules adopted by the Commission pursuant to
14 subsection (b) of this section, shall establish a statewide surveillance and reporting system for
15 specified health care-associated infections.

16 (b) The Commission shall adopt rules necessary to implement the statewide
17 surveillance and reporting system established pursuant to subsection (a) of this section. The
18 rules shall specify uniform standards for surveillance and reporting of specified health
19 care-associated infections under the statewide surveillance and reporting system. The uniform
20 standards shall include at least all of the following:

21 (1) A preference for electronic surveillance of specified health care-associated
22 infections to the greatest extent practicable.

23 (2) A requirement for electronic reporting of specified health care-associated
24 infections.

25 (c) Each hospital, as defined in G.S. 131E-76(3), is subject to the statewide surveillance
26 and reporting system established in accordance with subsection (a) of this section and shall be
27 responsible for health care-associated infections surveillance and reporting of specified health
28 care-associated infections data to the Department through the Centers for Disease Control and
29 Prevention National Health Care Safety Network.

30 (d) The Department shall release to the public aggregated and provider-specific data on
31 health care-associated infections that does not contain social security numbers or other personal
32 identifying information only if it deems the release of this data to be reliable and necessary to
33 protect the public's health."

34 **SECTION 2.** Not later than December 31, 2011, and annually thereafter, the State
35 Department of Health and Human Services shall report to the General Assembly on its efforts
36 related to the North Carolina State Plan on Healthcare Associated Infections or any other matter



1 it considers relating to Healthcare Associated Infections. The State HAI Advisory Group shall
2 advise the Department on whether current science and processes are available to adequately
3 gather and report to the public infection rates and implementation of infection prevention
4 controls, which include providing provider specific information that does not contain
5 patient-identifiable information and accounts for appropriate risk adjustment specific to the
6 provider, and whether current federal or State licensure, accreditation, or other standards are
7 appropriate to foster an appropriate and adequate infection control system in health care
8 settings, beginning its review with hospitals and ambulatory surgery centers. The Department
9 shall include in its annual report findings, recommendations, and any suggested legislation.

10 **SECTION 3.** This act is effective when it becomes law.