

ASSEMBLY, No. 1176

STATE OF NEW JERSEY 219th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2020 SESSION

Sponsored by:

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District 16 (Hunterdon, Mercer, Middlesex and Somerset)

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SYNOPSIS

Establishes requirements for DOH to issue licenses to certain hospitals to perform elective angioplasty procedures.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



(Sponsorship Updated As Of: 1/27/2020)

1 AN ACT concerning elective angioplasty procedures and
2 supplementing Title 26 of the Revised Statutes.

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4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

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7 1. A general hospital may apply to the Commissioner of Health
8 for a license to provide elective angioplasty services in the State.
9 The commissioner shall issue a license to any applicant that:

10 a. is located in a county of the third class having a population
11 of not less than 50,000 but not more than 200,000, except such
12 counties bordering on the Atlantic ocean;

13 b. is not currently licensed as a cardiac surgery facility;

14 c. demonstrates the ability to offer a high quality program for
15 the provision of elective angioplasty services;

16 d. demonstrates the ability to perform a minimum of 200
17 elective angioplasty procedures per year, with each interventionist
18 performing at least 75 elective angioplasty procedures per year;

19 e. demonstrates the ability to provide patient selection from
20 among a community that is representative of the State's diverse
21 regions and populations;

22 f. demonstrates the ability to increase access to care for the
23 medically underserved;

24 g. establishes a transportation plan and protocol, which has
25 been approved by the commissioner, for patients who require
26 transportation to, and receipt at, a licensed cardiac surgery center in
27 the event the patient experiences a cardiac emergency or procedure-
28 related complications; and

29 h. meets such other requirements as the commissioner may
30 establish by regulation.

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32 2. An elective angioplasty procedure may not be performed on
33 any patient at a general hospital that is licensed to provide elective
34 angioplasty procedures pursuant to section 1 of P.L. , c. (C.)
35 (pending before the Legislature as this bill) unless the patient has
36 provided written informed consent to the procedure, which shall
37 include, at a minimum:

38 a. an acknowledgment that angioplasty is a cardiac procedure,
39 and that the procedure is to be performed at a facility that is not
40 licensed as a cardiac surgery facility;

41 b. notice that procedure-related complications may require
42 treatment at a licensed cardiac surgery facility; and

43 c. notice of the facility's transportation plan and protocol
44 established pursuant to subsection g. of section 1 of
45 P.L. , c. (C.) (pending before the Legislature as this bill).

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47 3. The Commissioner of Health shall adopt such rules and
48 regulations, in accordance with the "Administrative Procedure Act,"

1 P.L.1968, c.410 (C.52:14B-1 et seq.), as the commissioner deems
2 necessary to effectuate the purposes of this act.

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4 4. This act shall take effect immediately.

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STATEMENT

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9 This bill requires the Commissioner of Health to issue a license
10 to certain general hospitals to perform elective angioplasty
11 procedures. Specifically, a hospital that applies will be licensed
12 under the bill if: (1) it is located in a county of the third class
13 having a population of not less than 50,000 but not more than
14 200,000, except such counties bordering on the Atlantic ocean; (2)
15 is not currently licensed as a cardiac surgery facility; (3)
16 demonstrates the ability to offer a high quality program for the
17 provision of elective angioplasty services; (4) demonstrates the
18 ability to perform a minimum of 200 elective angioplasty
19 procedures per year, with each interventionist performing at least 75
20 elective angioplasty procedures per year; (5) demonstrates the
21 ability to provide patient selection from among a community that is
22 representative of the State's diverse regions and populations; (6)
23 demonstrates the ability to increase access to care for the medically
24 underserved; (7) establishes a transportation plan and protocol,
25 which has been approved by the commissioner, for patients who
26 require transportation to, and receipt at, a licensed cardiac surgery
27 center in the event the patient experiences a cardiac emergency or
28 procedure-related complications; and (8) meets such other
29 requirements as the commissioner may establish by regulation.

30 An elective angioplasty procedure may not be performed on any
31 patient at a hospital licensed to perform elective angioplasty
32 procedures under the bill unless the patient provides written
33 informed consent to the procedure, which is to include, at a
34 minimum: an acknowledgment that angioplasty is a cardiac
35 procedure and that the facility that will perform the angioplasty is
36 not a licensed cardiac surgery facility; notice that procedure-related
37 complications may require treatment at a licensed cardiac surgery
38 facility; and notice of the facility's transportation plan and protocol.

39 Angioplasty is a procedure used to widen clogged arteries and
40 help remove blockages, restoring blood flow and potentially
41 reducing the risk of an adverse cardiac event. In 2012, the
42 Cardiovascular Patient Outcomes Research Team Elective
43 Angioplasty (C-PORT-E) study concluded that there is no increased
44 risk of death or complications from an elective angioplasty
45 performed at a facility that does not have cardiac surgery
46 capabilities, as compared with a licensed cardiac surgery facility.
47 Although elective angioplasties may currently be performed at any
48 of the 11 facilities that participated in the C-PORT-E study, as well

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1 as ay any of the 18 licensed cardiac surgery centers located in the
2 State, there are currently seven counties that do not have any
3 facilities licensed to perform elective angioplasties, and an
4 additional six counties that contain only one authorized facility.

5 This bill would allow qualifying facilities located in
6 Cumberland, Hunterdon, Salem, Sussex, and Warren Counties to
7 apply for licensure to perform elective angioplasty procedures.