

1 STATE OF OKLAHOMA

2 2nd Session of the 52nd Legislature (2010)

3 SENATE BILL 1399

By: Marlatt

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5  
6 AS INTRODUCED

7 An Act relating to public health and safety; creating  
8 the Oklahoma Central Stroke Registry; providing  
9 purpose of certain registry; directing certain  
10 entities to make specified reports; authorizing the  
11 State Department of Health to utilize certain data  
12 for specified purposes; authorizing the Department to  
13 make certain investigations; permitting certain  
14 reciprocity agreements; providing for  
15 confidentiality; directing the State Board of Health  
16 to promulgate certain rules; providing for  
17 codification; and providing an effective date.

18 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

19 SECTION 1. NEW LAW A new section of law to be codified  
20 in the Oklahoma Statutes as Section 1-279 of Title 63, unless there  
21 is created a duplication in numbering, reads as follows:

22 A. There is hereby created the Oklahoma Central Stroke Registry  
23 to be administered by the State Department of Health. The purpose  
24 of the Oklahoma Central Stroke Registry shall be to:

1. Measure, track, and improve the quality of care and access  
to care for stroke patients from the onset of stroke symptoms  
through rehabilitation and recovery;

1           2. Decrease the rate of premature death and disability from  
2 acute stroke;

3           3. Eliminate disparities in care;

4           4. Support the development of stroke systems of care that  
5 emphasize quality of care;

6           5. Improve access to rehabilitation and opportunities for  
7 recovery after stroke; and

8           6. Increase the workforce capacity and scientific knowledge for  
9 stroke surveillance within stroke systems of care.

10          B. On and after January 1, 2011, all hospitals, clinics,  
11 physicians, and other health care providers or facilities shall  
12 report information on cases of stroke that occur in the state to the  
13 Oklahoma Central Stroke Registry. Information to be reported shall  
14 include, but is not limited to, information that the Department  
15 deems necessary and appropriate to conduct a thorough and complete  
16 epidemiologic survey of stroke in the state and to apply preventive  
17 and control measures.

18          C. The Department may utilize Oklahoma Central Stroke Registry  
19 data of non-confidential nature to conduct epidemiological surveys,  
20 study the efficacy of treatment modalities, and examine the role of  
21 lifestyle factors and other known risk factors for stroke. The  
22 Department may also make investigations concerning stroke, the  
23 treatment of stroke, or the impairments related to stroke, and the  
24 mortality resulting from stroke. The results of these

1 investigations may be utilized with communities, counties, or  
2 statewide groups to assist in planning, implementing, and evaluating  
3 efforts to reduce the incidence of stroke.

4 D. The Department may enter into reciprocity agreements with  
5 other governmental stroke registries for the purpose of sharing  
6 stroke data. Shared stroke data shall not be used for any purpose  
7 other than non-confidential summary statistics of strokes or related  
8 purposes without a separate agreement of confidentiality.

9 E. The Department shall protect the identity of any patient and  
10 physician involved in a report required under this section and may  
11 not release the identity without written consent; provided, however,  
12 the Department may grant a person involved in a legitimate research  
13 activity access to confidential information obtained by the  
14 Department concerning individual patients if:

15 1. The research activity is determined to be in the interest of  
16 public health and welfare;

17 2. The person conducting the research provides written  
18 information about the purpose of the research project, the nature of  
19 the data to be collected, and how the researcher intends to analyze  
20 it, the records the researcher wishes to review, and the safeguards  
21 the researcher will take to protect the identity of patients whose  
22 records the researcher will be reviewing;

23 3. The proposed safeguards are adequate to protect the identity  
24 of each patient whose records will be reviewed; and

1           4. An agreement is executed between the Department and the  
2 researcher that specifies the researcher's use of the records and  
3 prohibits the publication or release of the names of individual  
4 patients or any facts tending to lead to the identification of  
5 individual patients and their physicians.

6           F. The State Board of Health shall promulgate rules as  
7 necessary to implement the Oklahoma Central Stroke Registry which,  
8 at a minimum, shall include:

- 9           1. Information to be included in the reports;
- 10          2. Methods of reporting; and
- 11          3. Additional protections for the confidentiality of data as  
12 appropriate.

13          SECTION 2. This act shall become effective November 1, 2010.

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