

Department of Legislative Services
Maryland General Assembly
2011 Session

FISCAL AND POLICY NOTE
Revised

House Bill 1182 (Delegate Pendergrass, *et al.*)
Health and Government Operations

Finance

Certificates of Need - Percutaneous Coronary Intervention Services

This bill prohibits a hospital from establishing a nonprimary percutaneous coronary intervention (PCI) program or providing nonprimary PCI services unless the hospital was operating a PCI program on January 1, 2011, through (1) a certificate of need (CON) for an open heart surgery program; or (2) a nonprimary waiver issued by the Maryland Health Care Commission (MHCC). In addition, the bill requires MHCC to, by December 31, 2011, develop and report to the Governor and the General Assembly recommendations for statutory changes needed to provide appropriate oversight of PCI services.

The bill takes effect July 1, 2011, and terminates June 30, 2012.

Fiscal Summary

State Effect: MHCC can handle the bill's reporting requirement with existing resources.

Local Effect: None.

Small Business Effect: None.

Analysis

Current Law/Background: Under current MHCC regulations, PCI services may be performed only by a hospital that has a CON to perform cardiac surgery. Ten hospitals with on-site cardiac surgery programs are currently approved by MHCC to perform PCI:

- Johns Hopkins Hospital (Baltimore City);
- Peninsula Regional Medical Center (Wicomico County);
- Prince George’s Hospital Center (Prince George’s County);
- St. Joseph Medical Center (Baltimore County);
- Sinai Hospital of Baltimore (Baltimore City);
- Suburban Hospital (Montgomery County);
- Union Memorial Hospital (Baltimore City);
- University of Maryland Medical Center (Baltimore City);
- Washington Adventist Hospital (Montgomery County); and
- Western Maryland Regional Medical Center (Allegany County).

In 2006, MHCC initiated a waiver program under the State Health Plan that allowed community hospitals without on-site cardiac surgery programs to perform emergency angioplasty for patients experiencing certain types of heart attacks. Thirteen hospitals currently participate in this “primary PCI waiver program”:

- Anne Arundel Medical Center (Anne Arundel County);
- Baltimore Washington Medical Center (Anne Arundel County);
- Carroll Hospital Center (Carroll County);
- Franklin Square Hospital Center (Baltimore County);
- Frederick Memorial County (Frederick County);
- Holy Cross Hospital (Montgomery County);
- Howard County General Hospital (Howard County);
- Johns Hopkins Bayview Medical Center (Baltimore City);
- Saint Agnes Hospital (Baltimore City);
- Shady Grove Adventist Hospital (Montgomery County);
- Southern Maryland Hospital Center (Prince George’s County);
- Upper Chesapeake Medical Center (Harford County); and
- Washington County Hospital (Washington County).

The hospitals participating in the primary PCI waiver program are subject to a two-year waiver renewal and must demonstrate adherence to performance requirements.

In 2007, MHCC initiated a nonprimary PCI research waiver program under the State Health Plan. Under this program, 8 of the 13 hospitals in the primary PCI waiver program are also allowed to perform *elective* angioplasties. These 8 hospitals (Anne Arundel Medical Center, Baltimore Washington Medical Center, Frederick Memorial Hospital, Johns Hopkins Bayview Medical Center, Saint Agnes Hospital, Shady Grove Adventist Hospital, Southern Maryland Hospital Center, and Washington

County Hospital) are participating in a multistate, controlled clinical trial (the “C-PORT E Study”) to study the safety and efficacy of nonprimary angioplasty in hospitals without on-site cardiac surgery programs. Holy Cross Hospital previously held a nonprimary PCI research waiver but relinquished it in October 2010 due to a low annual caseload volume. According to MHCC, the results of the study are anticipated in early 2012 and will be used to review and update State Health Plan policies governing the collocation of PCI and cardiac surgery services.

Additional Information

Prior Introductions: None.

Cross File: None.

Information Source(s): Department of Health and Mental Hygiene, Department of Legislative Services

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