

2019 Legislative Update

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Session Summary

VDH analyzed and made recommendations concerning nearly 100 bills for the Secretary and Governor

VDH legislative proposals resulted in 4 Agency Bills and 2 Governor's Bills

The following slides will summarize several bills of public health interest that passed, as well as few that failed

BILLS THAT PASSED

Tobacco Free Schools (HB2384/SB1295)

Requires Local School Boards to Develop and Implement Policies Prohibiting the Use or Distribution of Tobacco Products and Nicotine Vapor Products

VDH Legislative Proposal/Governor's Bill

Prohibit sale of tobacco products/nicotine vapor/alternative nicotine products to individuals under age 21 (HB2748/SB1727)

Increases the age of sale for tobacco products, including nicotine vapor products and alternative nicotine products from 18 to 21

Members of the Armed Forces of the United States are exempt

Authorizes the sale of nicotine vapor products and alternative nicotine products from vending machines

All Payer Claims Database (HB2798/SB1216)

Makes submission of claims data mandatory for health insurers

Sets criteria for establishing a new advisory committee and a data release committee

Specifies authority and responsibilities of the APCD advisory nonprofit organization, as well as its checks and balances relative to the APCD Data Release Committee

Requires VDH to work with this nonprofit to determine data sources, public data release and operational funding strategies for the APCD

Post Exposure Prophylaxis Authority for VDH Practitioners (HB1914)

Authorizes local health department practitioners to provide emergency post-exposure prophylaxis (PEP) to persons who have been in close contact to individuals who have been diagnosed with a communicable disease for conditions that would pose an imminent risk of death, life-threatening illness, or serious disability without requiring a bona fide practitioner-patient relationship with the diagnosed (or index) patient.

VDH Legislative Proposal/Agency Bill

Reporting of Healthcare Associated Infections to VDH (HB2425)

Mandates that HAI data required to be reported by healthcare facilities to the Center for Medicare Services shall be shared with VDH.

Maternal Mortality Review Team (HB2546)

Directs VDH to establish a Maternal Mortality Review Team to systematically review certain maternal deaths, as defined in the bill, occurring in the Commonwealth

Modeled after the current statutory provisions establishing existing teams to review child, adult, overdose, domestic violence, and elder deaths

Protects team members from civil liability

Exempts the team from certain provisions of FOIA and the Virginia Administrative Process Act

HJR626 - Access to Shingles Vaccine/Report

Requests that VDH take action to increase awareness of shingles and the importance of shingles vaccine

VDH required to submit a report to update the General Assembly on its progress prior to 2020 Session

Naloxone Administration/LHD Nurses and School Health Services Personnel (HB2318)

Expands the list of individuals who who can possess and administer non-patient specific Naloxone or other opioid antagonist used for overdose reversal to include:

- School nurses employed by the school board or health department and
- Other school board employees or individuals contracted by a school board to provide school health services.

Advance Estimate of Payment/Patient Amount (HB2750/SB1004)

Licensed hospitals are currently required to provide a patient scheduled to receive an elective procedure, test, or service, or his representative, with an estimate of the payment amount for which the patient will be responsible at least three days in advance

This further requires that every hospital provide written information about a patient's ability to request an estimate of the payment amount, to be posted conspicuously in public areas of the hospital, including admissions or registration areas and on any website maintained by the hospital

Budget Amendments

Budget Amendments (GA Actions)

State Health Services

- Expand the capability of the Virginia Neonatal Perinatal Collaborative's work to decrease maternal mortality and morbidity.

FY20 - \$315,000 GF 1 FTE

- Implement a newborn screening test for congenital cytomegalovirus for those infants who fail the newborn hearing screen.

FY20 - \$198,589 GF .5 FTE

Budget Amendments

State Health Services

- Support Federation of Virginia Food Banks with TANF
Supports the Federation of Virginia Food Banks from the Temporary Assistance for Needy Families (TANF) block grant to strengthen outreach to food-insecure children throughout the Commonwealth.

FY20 - \$3,000,000 NGF

Transferred to DSS by the General Assembly

- Additional funding for the Virginia Neonatal Perinatal Collaborative
 - Provides the Virginia Neonatal Perinatal Collaborative with general fund support to improve pregnancy outcomes for women and newborns.

GA Approved FY20 \$50,000 GF

Budget Amendments (GA Actions)

Administration

- Delay Implementation of Electronic Health Records by one year to allow more time for the agency to complete its assessment of its business processes and for the completion of a cost analysis to determine if it would be more cost effective to purchase the system off an existing state contract.

FY20 - (\$4,201,500) GF

- Fund the All Payer Claims Database (APCD), pursuant to House Bill 2798 and Senate Bill 1216, which makes submission of health plan claims data mandatory.

FY20 - \$1,000,000 GF

- Modify the Emergency Room Care Coordination Program to track individuals who present in the emergency room and become subject to a Temporary Detention Order and require the information be made available publicly.

FY20 - \$50,000 GF

Budget Amendments

Financial Assistance to Community Human Services Organizations

- Provide additional funding for proton beam therapy
 - Increases funding for the Proton Beam Therapy Institute at Hampton University. This funding allows the institute to continue to provide cancer care for the Commonwealth. Funding will also assist in infrastructure development and advance the research and training components of the institute.

FY19 - \$5,000,000 GF

Rejected by the General Assembly

- Provide funding to contract with Riverside Health System
 - Provides general fund to contract with the Riverside Shore Memorial Hospital to support the obstetrics program.

FY20 - \$1,200,000 GF

Reduced to \$600,000 by the General Assembly

BILLS THAT FAILED

Water Lead Testing/Child Day Care (SB1622)

Required licensed child day programs and certain other programs that serve preschool-age children to develop and implement a plan to test potable water from sources on the premises that are identified by the U.S. EPA as high priority

Required such plan and the results of each such test to be submitted to and reviewed by the Commissioner of Social Services and the VDH Office of Drinking Water

Water Lead Testing/Schools (SB1629)

Required each local school board to submit its plans to test lead levels in certain potable water sources and to report the results of any such tests to the Department of Health

Community Health Workers (CHWs) (HB2004/SB1280)

Defined CHW's and certified CHW's

Required that individuals seeking certification submit to VDH a completed application and satisfactory evidence that the individual is certified by a VDH-approved credentialing entity.

Required that VDH establish standards for approval of credentialing entities

QUESTIONS?