

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Health Quality
2 Subcommittee

3 Representative Trumbull offered the following:

4

5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 Section 1. Subsection (4) of section 395.402, Florida
8 Statutes, is amended to read:

9 395.402 Trauma service areas; number and location of
10 trauma centers.—

11 (4) Annually thereafter, the department shall review the
12 assignment of the 67 counties to trauma service areas, in
13 addition to the requirements of paragraphs (2)(b)-(g) and
14 subsection (3). County assignments are made for the purpose of
15 developing a system of trauma centers. Revisions made by the
16 department shall take into consideration the recommendations

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17 made as part of the regional trauma system plans approved by the
18 department and the recommendations made as part of the state
19 trauma system plan. In cases where a trauma service area is
20 located within the boundaries of more than one trauma region,
21 the trauma service area's needs, response capability, and system
22 requirements shall be considered by each trauma region served by
23 that trauma service area in its regional system plan. ~~Until the~~
24 ~~department completes the February 2005 assessment, the~~
25 ~~assignment of counties shall remain as established in this~~
26 ~~section.~~

27 (a) The following trauma service areas are hereby
28 established:

29 1. Trauma service area 1 shall consist of Escambia,
30 Okaloosa, Santa Rosa, and Walton Counties.

31 2. Trauma service area 2 shall consist of Bay, Gulf,
32 Holmes, and Washington Counties.

33 3. Trauma service area 3 shall consist of Calhoun,
34 Franklin, Gadsden, Jackson, Jefferson, Leon, Liberty, Madison,
35 Taylor, and Wakulla Counties.

36 4. Trauma service area 4 shall consist of Alachua,
37 Bradford, Columbia, Dixie, Gilchrist, Hamilton, Lafayette, Levy,
38 Putnam, Suwannee, and Union Counties.

39 5. Trauma service area 5 shall consist of Baker, Clay,
40 Duval, Nassau, and St. Johns Counties.

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- 41 6. Trauma service area 6 shall consist of Citrus,
42 Hernando, and Marion Counties.
- 43 7. Trauma service area 7 shall consist of Flagler and
44 Volusia Counties.
- 45 8. Trauma service area 8 shall consist of Lake, Orange,
46 Osceola, Seminole, and Sumter Counties.
- 47 9. Trauma service area 9 shall consist of Pasco and
48 Pinellas Counties.
- 49 10. Trauma service area 10 shall consist of Hillsborough
50 County.
- 51 11. Trauma service area 11 shall consist of Hardee,
52 Highlands, and Polk Counties.
- 53 12. Trauma service area 12 shall consist of Brevard and
54 Indian River Counties.
- 55 13. Trauma service area 13 shall consist of DeSoto,
56 Manatee, and Sarasota Counties.
- 57 14. Trauma service area 14 shall consist of Martin,
58 Okeechobee, and St. Lucie Counties.
- 59 15. Trauma service area 15 shall consist of Charlotte,
60 Glades, Hendry, and Lee Counties.
- 61 16. Trauma service area 16 shall consist of Palm Beach
62 County.
- 63 17. Trauma service area 17 shall consist of Collier
64 County.

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65 18. Trauma service area 18 shall consist of Broward
66 County.

67 19. Trauma service area 19 shall consist of Miami-Dade and
68 Monroe Counties.

69 (b)1. Each trauma service area should have at least one
70 Level I or Level II trauma center. In any trauma service area in
71 which the population is greater than 1.25 million, there is
72 determined to be a need for a minimum of two Level I or Level II
73 adult trauma centers, or a combination thereof. In any trauma
74 service area in which the population is greater than 2.5
75 million, there is determined to be a need for a minimum of four
76 Level I or Level II adult trauma centers, or a combination
77 thereof. The department shall allocate, by rule, the number of
78 trauma centers needed for each trauma service area. The
79 department is authorized to allocate in such rule additional
80 need for trauma centers above the minimum set forth in this
81 subparagraph.

82 ~~(c) There shall be no more than a total of 44 trauma~~
83 ~~centers in the state.~~

84 Section 2. Subsections (5) and (7) of section 395.4025,
85 Florida Statutes, are amended to read:

86 395.4025 Trauma centers; selection; quality assurance;
87 records.—

88 (5) Beginning October 1 of each year and ending no later
89 than June 1 of the following year, a review team of out-of-state

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90 experts assembled by the department shall make onsite visits to
91 all provisional trauma centers. The department shall develop a
92 survey instrument to be used by the expert team of reviewers.
93 The instrument shall include objective criteria and guidelines
94 for reviewers based on existing trauma center standards such
95 that all trauma centers are assessed equally. The survey
96 instrument shall also include a uniform rating system that will
97 be used by reviewers to indicate the degree of compliance of
98 each trauma center with specific standards, and to indicate the
99 quality of care provided by each trauma center as determined
100 through an audit of patient charts. In addition, hospitals being
101 considered as provisional trauma centers shall meet all the
102 requirements of a trauma center and shall be located in a trauma
103 service area that has a need for such a trauma center. For
104 purposes of this section, in any trauma service area in which
105 the population is greater than 1.25 million, there is determined
106 to be a need for a minimum of two Level I or Level II adult
107 trauma centers, or a combination thereof. In any trauma service
108 area in which the population is greater than 2.5 million, there
109 is determined to be a need for a minimum of four Level I or
110 Level II adult trauma centers, or a combination thereof.

111 (7) Only a ~~Any~~ hospital in the same trauma service area or
112 in a trauma service area contiguous to the trauma service area
113 where the applicant has applied to locate a trauma center may
114 ~~that wishes to~~ protest a decision made by the department based

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115 ~~on the department's preliminary or in-depth review of~~
116 ~~applications or on the recommendations of the site visit review~~
117 ~~team pursuant to this section shall proceed as provided in~~
118 ~~chapter 120.~~ Hearings held under this subsection shall be
119 conducted in the same manner as provided in ss. 120.569 and
120 120.57. Cases filed under chapter 120 may combine all disputes
121 between parties.

122 (15) (a) A trauma center that was verified by the
123 department before December 15, 2017, is deemed to have met the
124 trauma center application and operational requirements of this
125 section.

126 (b) A trauma center that was not verified by the
127 department before December 15, 2017, but that was provisionally
128 approved by the department to be in substantial compliance with
129 Level II trauma standards before January 1, 2017, and is
130 operating as a Level II trauma center is deemed to have met the
131 application and operational requirements of this section for a
132 trauma center.

133 (c) A trauma center that was not verified by the
134 department before December 15, 2017, as a Level I trauma center
135 but that was provisionally approved by the department to be in
136 substantial compliance with Level I trauma standards before
137 January 1, 2017, and is operating as a Level I trauma center is
138 deemed to have met the application and operation requirements of
139 this section for a Level I trauma center.

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140 (d) A trauma center that was not verified by the
141 department before December 15, 2017, as a pediatric trauma
142 center but that was provisionally approved by the department to
143 be in substantial compliance with the pediatric trauma standards
144 established by rule before January 1, 2018, and is operating as
145 a pediatric trauma center is deemed to have met the application
146 and operational requirements of this section for a pediatric
147 trauma center.

148 (e) Any hospital operating as a Level II trauma center
149 after January 1, 2017, must be designated by the department as a
150 Level II trauma center if all of the following apply:

151 1. The hospital was provisionally approved after January
152 1, 2017, to operate as a Level II trauma center.

153 2. The department's decision to approve the hospital to
154 operate a provisional Level II trauma center was pending in
155 litigation on or before January 1, 2018;

156 3. The hospital has received a final recommended order
157 from the Division of Administrative Hearings, a final
158 determination from the department, or an order from a court of
159 competent jurisdiction that it was entitled to be designated as
160 a Level II trauma center; and

161 4. The department determines that the hospital is in
162 substantial compliance with the Level II trauma center
163 standards.

164 Section 3. This act shall take effect upon becoming a law.

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T I T L E A M E N D M E N T

Remove everything before the enacting clause and insert:
An act relating to allocation of trauma centers; amending s.
395.402, F.S.; determining the need for a minimum number of
Level I or Level II adult trauma centers in trauma service areas
with certain population levels; authorizing the Department of
Health to allocate additional trauma centers above the minimum
number deemed necessary; removing the cap on the number of
trauma centers allowed statewide; deleting an obsolete
provision; amending s. 395.4025, F.S.; determining the need for
a minimum number of Level I or Level II adult trauma centers in
trauma service areas with certain population levels; providing
that only certain hospitals may protest a decision made by the
department; providing that certain trauma centers that were
verified by the department or determined by the department to be
in substantial compliance with specified standards are deemed to
have met application and operational requirements; requiring the
department to designate a certain provisionally approved Level
II trauma center as a trauma center if certain criteria are met;
providing an effective date.