

Bowen, Murman, Arza, Kilmer and Sobel

2           An act relating to health care; creating the  
4           legislative intent and definitions; creating  
6           for location and duties of the center;  
8           patient records to remain confidential as

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Patient safety improvement.--

(1) SHORT TITLE.--This section may be cited as the  
"Patient Safety Improvement Act."

(2) INTENT.--It is the intent of the Legislature to  
establish a statewide, academically based center that will  
serve as the designated resource for patient-safety-related  
research, education, and policy information for the people and  
institutions of Florida.

(3) DEFINITIONS.--As used in this section:

(a) "Center" means the Florida Center for Patient  
Safety.

(b) "Health care provider" means any physician, nurse,  
pharmacist, occupational therapist, physical therapist,  
hospital, or other institution, organization, or person that  
furnishes health care services and is licensed or otherwise  
authorized to practice or provide health care services in the  
state.

(c) "Nonidentifying patient safety data" means patient  
safety data that are presented in a form and manner that

**CODING:**           ~~stricken~~

underlined

1 prevents the identification of the health care provider or  
2 patient.  
3 (d) "Patient safety data" means:  
4 1. Any data, reports, records, memoranda, analyses, or  
5 other quality improvement processes of patient safety events  
6 which are:  
7 a. Collected or developed by a health care provider;  
8 b. Reported to a patient safety organization or the  
9 State Patient Safety Database;  
10 c. Contained in or collected by a patient safety  
11 organization or the State Patient Safety Database;  
12 d. Requested by a patient safety organization for the  
13 purposes of monitoring, researching, or improving patient  
14 safety; or  
15 e. Reported to a health care provider by a patient  
16 safety organization to assist with quality improvement and  
17 patient safety effectiveness.  
18 2. Any information related to corrective actions taken  
19 in response to patient safety events listed in subparagraph 1.  
20 (e) "Patient safety event" means an event over which a  
21 health care provider could exercise control and which is  
22 associated in whole or in part with medical intervention,  
23 rather than the condition for which such intervention  
24 occurred, and which could result in patient injury or death or  
25 any other adverse incident as defined in s. 395.0197, Florida  
26 Statutes.  
27 (f) "Patient safety organization" means a public or  
28 private organization that does all of the following:  
29 1. Collects and analyzes data or information about  
30 patient safety.  
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1           2. Reports nonidentifying patient safety data to the  
2 State Patient Safety Database.

3           3. Provides direct feedback of patient safety data to  
4 health care providers.

5           (4) FLORIDA CENTER FOR PATIENT SAFETY.--

6           (a) There is created the Florida Center for Patient  
7 Safety at the Health Science Center of the University of South  
8 Florida in Tampa and the College of Medicine at the Florida  
9 State University in Tallahassee to carry out the duties  
10 described in this section. The center shall be  
11 administratively housed and located at the Health Science  
12 Center of the University of South Florida in Tampa.

13           (b) The center is authorized to:

14           1. Coordinate public and private resources to conduct  
15 and support research in and demonstrations and evaluations of  
16 patient safety.

17           2. Conduct and support research on effective ways to  
18 improve and enhance patient safety and participate in the  
19 dissemination of the information that is derived from such  
20 research to health care providers in training and in practice,  
21 health care institutions, patients and their families, and  
22 policymakers.

23           3. Evaluate methods for identifying and promoting  
24 patient safety programs.

25           4. Support dissemination and communication activities  
26 to improve and enhance patient safety.

27           5. Design, conduct, and coordinate studies and surveys  
28 to assess aspects of patient safety, including, but not  
29 limited to, various clinical, social, and economic outcome or  
30 process measures.

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2                   6. Develop and test measures and methods for  
3 such measures and methods in practice.  
4                   7. Provide technical assistance and gather information  
5 patient safety and the resulting effects of intervention  
6 policies.  
7                   appropriate, with all segments of the health care industry,  
8 including health care providers and health care consumers.  
9                   collect, support, and coordinate the analysis of  
10 nonidentifying patient safety data submitted voluntarily by  
11 \_\_\_\_\_  
12                   10. Disseminate information developed through analysis  
13 of the State Patient Safety Database concerning the existence  
14 \_\_\_\_\_  
15 and conclusions regarding patient safety events, outcome  
16 measures, and evidence-based recommendations to improve  
17 \_\_\_\_\_  
18                   (c) The center shall establish a voluntary process  
19 which shall include a standardized format to enable health  
20 \_\_\_\_\_  
21 nonidentifying patient safety data. In carrying out its  
22 responsibilities under this paragraph, the center shall  
23 \_\_\_\_\_  
24 appropriate sectors of the health care community, including  
25 health care providers, patient safety organizations, and other  
26 \_\_\_\_\_  
27                   (5) CONFIDENTIALITY.--The center may have access to  
28 all public records which are not otherwise exempt from s.  
29 \_\_\_\_\_  
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1 119.07(1) and s. 24(a), Art. I of the State Constitution.  
2 However, in the event that any patient safety data collected,  
3 managed, or analyzed by the center contain any individual,  
4 identifying information relating to patients or facilities,  
5 such data shall be treated the same as all other data pursuant  
6 to ss. 119.07, 395.0197, 395.3025, 405.03, 408.061, 456.057,  
7 and 641.67, Florida Statutes, and any other provision of law  
8 dealing with access to and confidentiality of medical patient  
9 records and shall be used solely for the purposes of research  
10 and the compilation of information for legislative,  
11 regulatory, or other policy purposes as intended in this  
12 section and as authorized and provided in chapter 405, Florida  
13 Statutes.

14           Section 2. This act shall take effect July 1, 2002.  
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