

A bill to be entitled

An act relating to a health care practitioner workforce database; creating s. 381.03015, F.S.; providing legislative intent with respect to a health care practitioner workforce database; providing definitions; creating the Florida Health Care Practitioner Workforce Database within the Department of Health; authorizing the database to be implemented in stages; giving priority in the database for information concerning allopathic and osteopathic physicians; specifying data elements of allopathic and osteopathic physicians for inclusion in the database; requiring that data for the health care practitioner workforce database be gathered from existing data sources; requiring certain entities to provide data elements to the department; authorizing the department to create an advisory committee; requiring the department to adopt rules; providing that the act will not take effect unless funds are specifically appropriated for this purpose; prohibiting the use of a specified trust fund to administer the act; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Section 381.03015, Florida Statutes, is created to read:

381.03015 Florida Health Care Practitioner Workforce Database.--

(1) LEGISLATIVE FINDINGS AND INTENT.--

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29 (a) The Legislature finds that the state health policies
 30 designed to expand patient access and improve the quality of
 31 health care delivery must take into consideration the supply,
 32 distribution, diversity, academic preparation, and utilization
 33 of the state's health care workforce. The Legislature further
 34 finds that the absence of accurate, objective, relevant, and
 35 timely data concerning the health care workforce in this state
 36 is a barrier to developing and implementing optimal programmatic
 37 and fiscal policies relating to the education and training of
 38 health care practitioners and the delivery of health care
 39 services.

40 (b) In order to eliminate these barriers, it is the intent
 41 of the Legislature to create the Florida Health Care
 42 Practitioner Workforce Database within the Department of Health.
 43 The database shall provide the capacity for the collection,
 44 compilation, maintenance, and analysis of data concerning the
 45 state's health care workforce. It is further the intent of the
 46 Legislature that the workforce database serve as the official
 47 state repository of data that can be used by the Legislature,
 48 the Executive Office of the Governor, state agencies, and state,
 49 regional, and local entities involved in planning, analysis, and
 50 policy development for the health care workforce and in the
 51 delivery of health care services.

52 (2) DEFINITIONS.--As used in this section, the term:

53 (a) "Department" means the Department of Health.

54 (b) "Health care practitioner" has the same meaning as
 55 provided in s. 456.001.

56 (3) FLORIDA HEALTH CARE PRACTITIONER WORKFORCE DATABASE.--

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57 (a) The Florida Health Care Practitioner Workforce
58 Database is the electronic repository of data elements for each
59 health care profession identified by the department for
60 inclusion in the database. Data elements shall be maintained for
61 as many years as necessary to allow for an analysis of
62 longitudinal trends. To the maximum extent feasible, data
63 elements must be collected and maintained using standardized
64 definitions in order to allow for multistate or national
65 comparisons of this state's data.

66 (b) The workforce database may be implemented in phases;
67 however, the highest priority must be given to including the
68 data elements for allopathic and osteopathic physicians in the
69 database. Inclusion of data elements for other health care
70 practitioners may be accomplished in subsequent phases, as
71 resources allow, with priority given to the inclusion of health
72 care practitioners who are subject to the practitioner profiling
73 system under s. 456.041. The department shall develop an
74 implementation plan that recommends the priority order in which
75 other health care practitioners may be added to the database,
76 identifies the data elements to be collected for each group of
77 health care practitioners, and provides an estimate of the cost
78 associated with the addition of each group of health care
79 practitioners to the database. The data elements collected for
80 nurses shall be identified by the department, based upon
81 recommendations made by the Florida Center for Nursing. The
82 implementation plan shall also provide an analysis of technical
83 issues and an estimate of the costs associated with collecting
84 the following data elements for allopathic and osteopathic
85 physicians through the licensing processes of the Board of

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86 Medicine and the Board of Osteopathic Medicine under s. 456.039
 87 or through the profiling process for health care practitioners
 88 under s. 456.041:

89 1. The physician's secondary practice location, if any,
 90 including the street address, municipality, county, and zip
 91 code.

92 2. The approximate number of hours per week spent in each
 93 practice location.

94 3. Each practice setting, by major category of practice
 95 setting, including, but not limited to, office-based practice,
 96 hospital-based practice, nursing home, health maintenance
 97 organization, and county health department.

98 4. Whether the physician is a full-time member of a
 99 medical school faculty.

100 5. Whether the physician plans to reduce his or her
 101 practice volume by a significant percentage within the effective
 102 period of the currently held license.

103
 104 The implementation plan shall be submitted to the Governor and
 105 the presiding officers of the Legislature by December 1, 2005.

106 (4) DATA ELEMENTS.--The data elements for allopathic and
 107 osteopathic physicians shall include the following:

108 (a) Data elements for each allopathic and osteopathic
 109 physician licensed to practice in this state:

- 110 1. Name.
- 111 2. Date of birth.
- 112 3. Place of birth.
- 113 4. Gender.
- 114 5. Race.

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- 115 6. Social security number.
 116 7. Name of medical school.
 117 8. Year of graduation from medical school.
 118 9. Location of medical school.
 119 10. Name of each graduate medical education program
 120 completed.
 121 11. Year of completion of each graduate medical education
 122 program.
 123 12. Location of each graduate medical education program
 124 completed.
 125 13. Type of each graduate medical education program
 126 completed, such as internship, residency, or fellowship.
 127 14. Each medical specialty or subspecialty that the
 128 physician practices.
 129 15. Each medical specialty board certification held.
 130 16. The primary practice location, including the street
 131 address, municipality, county, and zip code for each location.
 132 (b) Data elements for each graduate of a Florida
 133 allopathic or osteopathic medical school:
 134 1. Name.
 135 2. Date of birth.
 136 3. Place of birth.
 137 4. Gender.
 138 5. Race.
 139 6. Social security number.
 140 7. Name of medical school.
 141 8. Year of graduation from medical school.

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142 9. Name and location, by state and country, of the
 143 graduate medical education program that the graduate plans to
 144 enter.

145 10. Type of graduate medical education program, such as
 146 internship or residency, which the graduate plans to enter,
 147 including the identification of graduate medical education
 148 programs during postgraduate years 1 and 2, if applicable, for
 149 graduates entering preliminary or transitional positions during
 150 postgraduate year 1.

151 (c) Data elements for each allopathic or osteopathic
 152 physician completing a graduate medical education program in
 153 this state:

- 154 1. Name.
- 155 2. Date of birth.
- 156 3. Place of birth.
- 157 4. Gender.
- 158 5. Race.
- 159 6. Social security number.
- 160 7. Name of medical school.
- 161 8. Year of graduation from medical school.
- 162 9. Location, by state and country, of the medical school.
- 163 10. Name and location, by state and country, of the
 164 graduate medical education program.

165 (5) REQUIRED USE OF EXISTING DATA SOURCES.--It is the
 166 intent of the Legislature to minimize the cost of creating and
 167 operating the Florida Health Care Practitioner Workforce
 168 Database and to avoid unwarranted duplication of existing data.
 169 Therefore, to the maximum extent possible, the data included in
 170 the workforce database shall be derived from existing data

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171 sources except as provided in paragraph (6)(a). New data shall
 172 be collected for inclusion in the workforce database only when
 173 the department determines that such data are essential for
 174 evaluating and analyzing the health care professions and when
 175 the data cannot be obtained from existing sources.

176 (6) SOURCES AND SUBMISSION OF DATA ELEMENTS.--

177 (a) Data elements sought to satisfy paragraph (4)(a) shall
 178 be obtained from the licensing processes of the Board of
 179 Medicine and the Board of Osteopathic Medicine under s. 456.039
 180 and from the profiling process for health care practitioners
 181 under s. 456.041. In addition to the data collected under ss.
 182 456.039 and 456.041, the Board of Medicine and the Board of
 183 Osteopathic Medicine shall collect the following data from each
 184 person applying for initial licensure or licensure renewal to
 185 practice medicine or osteopathic medicine as a physician after
 186 July 1, 2005, and the Department of Health shall enter the data
 187 into the database used for licensure or an equivalent database:

188 1. The place of the applicant's birth.

189 2. The state and country of the medical school from which
 190 the applicant graduated.

191 3. Each medical specialty or subspecialty that the
 192 physician practices.

193 (b) Each medical school in this state shall annually
 194 submit the data elements described in paragraph (4)(b) to the
 195 department, in a manner prescribed by the department, for each
 196 medical student who provides written consent to the medical
 197 school authorizing the release of his or her data to the
 198 department.

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199 (c) Each graduate medical education program in this state
 200 shall annually submit the data elements described in paragraph
 201 (4)(c) to the department, in the manner prescribed by the
 202 department, for each intern or resident who provides written
 203 consent to the residency program authorizing the release of his
 204 or her data to the department.

205 (7) IMPLEMENTATION.--

206 (a) The Secretary of Health may establish an advisory
 207 committee to monitor the creation and implementation of the
 208 Florida Health Care Practitioner Workforce Database.

209 (b) The department may employ or assign agency staff or
 210 may contract, on a competitive-bid basis, with an appropriate
 211 entity to administer the workforce database.

212 (8) RULEMAKING.--The department shall adopt rules under
 213 ss. 120.536(1) and 120.54 to administer this section.

214 Section 2. This act shall not take effect unless
 215 sufficient funds are allocated in a specific appropriation or in
 216 the General Appropriations Act for the 2004-2005 fiscal year to
 217 fund the Florida Health Care Practitioner Workforce Database.
 218 The Medical Quality Assurance Trust Fund may not be used to fund
 219 the administration of this act.

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