

By the Committee on Health, Aging, and Long-Term Care; and  
Senators Peadar and Jones

317-1495-04

1                                   A bill to be entitled  
2           An act relating to a health care practitioner  
3           workforce database; creating s. 381.03015,  
4           F.S.; providing legislative intent with respect  
5           to a health care practitioner workforce  
6           database; providing definitions; creating the  
7           Florida Health Care Practitioner Workforce  
8           Database within the Department of Health;  
9           authorizing the database to be implemented in  
10          stages; giving priority in the database for  
11          information concerning allopathic and  
12          osteopathic physicians; specifying data  
13          elements of allopathic and osteopathic  
14          physicians for inclusion in the database;  
15          requiring that data for the health care  
16          practitioner workforce database be gathered  
17          from existing data sources; requiring certain  
18          entities to provide data elements to the  
19          department; authorizing the department to  
20          create an advisory committee; requiring the  
21          department to adopt rules; providing that the  
22          act will not take effect unless funds are  
23          specifically appropriated for this purpose;  
24          prohibiting the use of a specified trust fund  
25          to administer the act; providing an effective  
26          date.

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

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

1           381.03015 Florida Health Care Practitioner Workforce  
2 Database.--

3           (1) LEGISLATIVE FINDINGS AND INTENT.--

4           (a) The Legislature finds that the state health  
5 policies designed to expand patient access and improve the  
6 quality of health care delivery must take into consideration  
7 the supply, distribution, diversity, academic preparation, and  
8 utilization of the state's health care workforce. The  
9 Legislature further finds that the absence of accurate,  
10 objective, relevant, and timely data concerning the health  
11 care workforce in this state is a barrier to developing and  
12 implementing optimal programmatic and fiscal policies relating  
13 to the education and training of health care practitioners and  
14 the delivery of health care services.

15           (b) In order to eliminate these barriers, it is the  
16 intent of the Legislature to create the Florida Health Care  
17 Practitioner Workforce Database within the Department of  
18 Health. The database shall provide the capacity for the  
19 collection, compilation, maintenance, and analysis of data  
20 concerning the state's health care workforce. It is further  
21 the intent of the Legislature that the workforce database  
22 serve as the official state repository of data that can be  
23 used by the Legislature, the Executive Office of the Governor,  
24 state agencies, and state, regional, and local entities  
25 involved in planning, analysis, and policy development for the  
26 health care workforce and in the delivery of health care  
27 services.

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

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

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

1           (3) FLORIDA HEALTH CARE PRACTITIONER WORKFORCE  
2 DATABASE.--

3           (a) The Florida Health Care Practitioner Workforce  
4 Database is the electronic repository of data elements for  
5 each health care profession identified by the department for  
6 inclusion in the database. Data elements shall be maintained  
7 for as many years as necessary to allow for an analysis of  
8 longitudinal trends. To the maximum extent feasible, data  
9 elements must be collected and maintained using standardized  
10 definitions in order to allow for multistate or national  
11 comparisons of this state's data.

12           (b) The workforce database may be implemented in  
13 phases; however, the highest priority must be given to  
14 including the data elements for allopathic and osteopathic  
15 physicians in the database. Inclusion of data elements for  
16 other health care practitioners may be accomplished in  
17 subsequent phases, as resources allow with priority given to  
18 the inclusion of health care practitioners who are subject to  
19 the practitioner profiling system under s. 456.041. The  
20 department shall develop an implementation plan that  
21 recommends the priority order in which other health care  
22 practitioners may be added to the database, identifies the  
23 data elements to be collected for each group of health care  
24 practitioners, and provides an estimate of the cost associated  
25 with the addition of each group of health care practitioners  
26 to the database. The data elements collected for nurses shall  
27 be identified by the department, based upon recommendations  
28 made by the Florida Center for Nursing. The implementation  
29 plan shall also provide an analysis of technical issues and an  
30 estimate of the costs associated with collecting the following  
31 data elements for allopathic and osteopathic physicians

1 through the licensing processes of the Board of Medicine and  
2 the Board of Osteopathic Medicine under s. 456.039, or through  
3 the profiling process for health care practitioners under s.  
4 456.041:

5 1. The physician's secondary practice location, if  
6 any, including the street address, municipality, county, and  
7 zip code.

8 2. The approximate number of hours per week spent in  
9 each practice location.

10 3. Each practice setting, by major category of  
11 practice setting, including, but not limited to, office-based  
12 practice, hospital-based practice, nursing home, health  
13 maintenance organization, and county health department.

14 4. Whether the physician is a full-time member of a  
15 medical school faculty.

16 5. Whether the physician plans to reduce his or her  
17 practice volume by a significant percent within the effective  
18 period of the currently held license.

19  
20 The implementation plan shall be submitted to the Governor and  
21 Legislature by December 1, 2005.

22 (4) The data elements for allopathic and osteopathic  
23 physicians shall include the following:

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

26 1. Name.

27 2. Date of birth.

28 3. Place of birth.

29 4. Gender.

30 5. Race.

31 6. Social security number.

- 1           7. Name of medical school.
- 2           8. Year of graduation from medical school.
- 3           9. Location of medical school.
- 4           10. Name of each graduate medical education program
- 5 completed.
- 6           11. Year of completion of each graduate medical
- 7 education program.
- 8           12. Location of each graduate medical education
- 9 program completed.
- 10          13. Type of each graduate medical education program
- 11 completed, such as internship, residency, or fellowship.
- 12          14. Each medical specialty or subspecialty that the
- 13 physician practices.
- 14          15. Each medical specialty board certification held.
- 15          16. The primary practice location, including the
- 16 street address, municipality, county, and zip code for each
- 17 location.
- 18          (b) Data elements for each graduate of a Florida
- 19 allopathic or osteopathic medical school:
- 20           1. Name.
- 21           2. Date of birth.
- 22           3. Place of birth.
- 23           4. Gender.
- 24           5. Race.
- 25           6. Social security number.
- 26           7. Name of medical school.
- 27           8. Year of graduation from medical school.
- 28           9. Name and location, by state and country, of the
- 29 graduate medical education program that the graduate plans to
- 30 enter.
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1           10. Type of graduate medical education program, such  
2 as internship or residency, which the graduate plans to enter,  
3 including the identification of graduate medical education  
4 programs during postgraduate year 1 and postgraduate year 2,  
5 if applicable, for graduates entering preliminary or  
6 transitional positions during postgraduate year 1.

7           (c) Data elements for each allopathic or osteopathic  
8 physician completing a graduate medical education program in  
9 this state:

10           1. Name.

11           2. Date of birth.

12           3. Place of birth.

13           4. Gender.

14           5. Race.

15           6. Social security number.

16           7. Name of medical school.

17           8. Year of graduation from medical school.

18           9. Location, by state and country, of the medical  
19 school.

20           10. Name and location, by state and country, of the  
21 graduate medical education program.

22           (5) REQUIRED USE OF EXISTING DATA SOURCES.--It is the  
23 intent of the Legislature to minimize the cost of creating and  
24 operating the Florida Health Care Practitioner Workforce  
25 Database and to avoid unwarranted duplication of existing  
26 data. Therefore, to the maximum extent possible, the data  
27 included in the workforce database shall be derived from  
28 existing data sources except as provided in paragraph (6)(a).  
29 New data shall be collected for inclusion in the workforce  
30 database only when the department determines that such data  
31 are essential for evaluating and analyzing the health care

1 professions and when the data cannot be obtained from existing  
2 sources.

3 (6)(a) Data elements sought to satisfy paragraph  
4 (4)(a) shall be obtained from the licensing processes of the  
5 Board of Medicine and the Board of Osteopathic Medicine under  
6 s. 456.039, and from the profiling process for health care  
7 practitioners under s. 456.041. In addition to the data  
8 collected under ss. 456.039 and 456.041, the Board of Medicine  
9 and the Board of Osteopathic Medicine shall collect the  
10 following data from each person applying for initial licensure  
11 or licensure renewal to practice medicine or osteopathic  
12 medicine as a physician after July 1, 2005, and the Department  
13 of Health shall enter the data into the database used for  
14 licensure or an equivalent database:

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

16 2. The state and country of the medical school from  
17 which the applicant graduated.

18 3. Each medical specialty or subspecialty that the  
19 physician practices.

20 (b) Each medical school in this state shall annually  
21 submit the data elements described in paragraph (4)(b) to the  
22 department, in a manner prescribed by the department, for each  
23 medical student who provides written consent to the medical  
24 school authorizing the release of his or her data to the  
25 department.

26 (c) Each graduate medical education program in this  
27 state shall annually submit the data elements described in  
28 paragraph (4)(c) to the department, in the manner prescribed  
29 by the department, for each intern or resident who provides  
30 written consent to the residency program authorizing the  
31 release of his or her data to the department.

1           (7) IMPLEMENTATION.--

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

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

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

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

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

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19                           STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN  
20   COMMITTEE SUBSTITUTE FOR  
21   SB 1154

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23 The Committee Substitute revises the data elements for  
24 Florida-licensed allopathic and osteopathic physicians, for  
25 graduates of a Florida allopathic or osteopathic medical  
26 school, and for Florida allopathic or osteopathic physicians  
27 completing a graduate medical education program in Florida  
28 that must be included in the health care workforce database  
29 created by the bill. The Committee Substitute deletes  
30 requirements for the confidentiality of data that the  
31 Department of Health obtains from any governmental entity,  
medical school, or university for the purpose of compiling the  
workforce database or substantiating other information or  
records submitted for that purpose.

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