

Bill No. SB 1332

Barcode 563408

CHAMBER ACTION

Senate

House

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31

Comm: FAV
02/15/2006 05:19 PM

.
. .
. .
. .
. .
. .

The Committee on Health Care (Fasano) recommended the following amendment:

Senate Amendment (with title amendment)

On page 7, line 9, through
page 15, line 22, delete those lines

and insert:

1. Make available health care quality measures that include, but are not limited to, process measures, patient-safety indicators, inpatient quality indicators, performance measures, ~~performance outcome~~ and patient charge data collected from health care facilities pursuant to s. 408.061(1)(a) and (2). The agency shall determine which conditions, ~~and~~ procedures, health care quality measures ~~performance outcomes~~, and patient charge data to disclose based upon input from the council. When determining which conditions and procedures are to be disclosed, the council and the agency shall consider variation in costs, variation in outcomes, and magnitude of variations and other relevant information. When determining which health care quality

Bill No. SB 1332

Barcode 563408

1 ~~measures performance outcomes~~ to disclose, the agency:

2 a. Shall consider such factors as volume of cases;
3 average patient charges; average length of stay; complication
4 rates; mortality rates; and infection rates, among others,
5 which shall be adjusted for case mix and severity, if
6 applicable.

7 b. May consider such additional measures that are
8 adopted by the Centers for Medicare and Medicaid Studies,
9 National Quality Forum, the Joint Commission on Accreditation
10 of Healthcare Organizations, the Agency for Healthcare
11 Research and Quality, the Centers for Disease Control and
12 Prevention, or a similar national entity that establishes
13 standards to measure the performance of health care providers,
14 or by other states.

15
16 When determining which patient charge data to disclose, the
17 agency shall consider such measures as average charge, average
18 net revenue per adjusted patient day, average cost per
19 adjusted patient day, and average cost per admission, among
20 others.

21 2. Make available performance measures, benefit
22 design, and premium cost data from health plans licensed
23 pursuant to chapter 627 or chapter 641. The agency shall
24 determine which performance outcome and member and subscriber
25 cost data to disclose, based upon input from the council. When
26 determining which data to disclose, the agency shall consider
27 information that may be required by either individual or group
28 purchasers to assess the value of the product, which may
29 include membership satisfaction, quality of care, current
30 enrollment or membership, coverage areas, accreditation
31 status, premium costs, plan costs, premium increases, range of

Bill No. SB 1332

Barcode 563408

1 benefits, copayments and deductibles, accuracy and speed of
 2 claims payment, credentials of physicians, number of
 3 providers, names of network providers, and hospitals in the
 4 network. Health plans shall make available to the agency any
 5 such data or information that is not currently reported to the
 6 agency or the office.

7 3. Determine the method and format for public
 8 disclosure of data reported pursuant to this paragraph. The
 9 agency shall make its determination based upon input from the
 10 Consumer Comprehensive Health Information and Policy System
 11 Advisory Council. At a minimum, the data shall be made
 12 available on the agency's Internet website in a manner that
 13 allows consumers to conduct an interactive search that allows
 14 them to view and compare the information for specific
 15 providers. The website must include such additional
 16 information as is determined necessary to ensure that the
 17 website enhances informed decisionmaking among consumers and
 18 health care purchasers, which shall include, at a minimum,
 19 appropriate guidance on how to use the data and an explanation
 20 of why the data may vary from provider to provider. The data
 21 specified in subparagraph 1. shall be released no later than
 22 January 1, 2006, for the reporting of infection rates, and no
 23 later than October 1, 2005, for mortality rates and
 24 complication rates. The data specified in subparagraph 2.
 25 shall be released no later than October 1, 2006.

26 (4) TECHNICAL ASSISTANCE.--The center shall provide
 27 technical assistance to persons or organizations engaged in
 28 health planning activities in the effective use of statistics
 29 collected and compiled by the center. The center shall also
 30 provide the following additional technical assistance
 31 services:

Bill No. SB 1332

Barcode 563408

1 (a) Establish procedures identifying the circumstances
2 under which, the places at which, the persons from whom, and
3 the methods by which a person may secure data from the center,
4 including procedures governing requests, the ordering of
5 requests, timeframes for handling requests, and other
6 procedures necessary to facilitate the use of the center's
7 data. To the extent possible, the center should provide
8 current data timely in response to requests from public or
9 private agencies.

10 (b) Provide assistance to data sources and users in
11 the areas of database design, survey design, sampling
12 procedures, statistical interpretation, and data access to
13 promote improved health-care-related data sets.

14 (c) Identify health care data gaps and provide
15 technical assistance to ~~seek cooperative agreements with other~~
16 public or private organizations for meeting documented health
17 care data needs.

18 (d) Assist other organizations in developing
19 statistical abstracts of their data sets which ~~that~~ could be
20 used by the center.

21 (e) Provide statistical support to state agencies with
22 regard to the use of databases maintained by the center.

23 (f) To the extent possible, respond to multiple
24 requests for information not currently collected by the center
25 or available from other sources by initiating data collection.

26 (g) Maintain detailed information on data maintained
27 by other local, state, federal, and private agencies in order
28 to advise those who use the center of potential sources of
29 data which are requested but which are not available from the
30 center.

31 (h) Respond to requests for data which are not

Bill No. SB 1332

Barcode 563408

1 available in published form by initiating special computer
2 runs on data sets available to the center.

3 (i) Monitor innovations in health information
4 technology, informatics, and the exchange of health
5 information and maintain a repository of technical resources
6 for support of the Florida Health Information Network.

7 (j) Administer, manage, and monitor grants to
8 not-for-profit organizations, regional health information
9 organizations, public health departments, or state agencies
10 that submit proposals for planning, implementation, or
11 training projects to advance the Florida Health Information
12 Network. Any grant contract shall be evaluated to ensure the
13 effective outcome of the health information project.

14 (k) Initiate, oversee, manage, and evaluate the
15 integration of health care data from each state agency that
16 collects, stores, and reports on health care issues, and make
17 that data available to any health care practitioner through
18 the Florida Health Information Network.

19 (5) PUBLICATIONS; REPORTS; SPECIAL STUDIES.--The
20 center shall provide for the widespread dissemination of data
21 which it collects and analyzes. The center shall have the
22 following publication, reporting, and special study functions:

23 (a) The center shall publish and make available
24 periodically to agencies and individuals health statistics
25 publications of general interest, including consumer reports
26 concerning health plans and satisfaction surveys for HMOs ~~HMO~~
27 ~~report cards~~; publications providing health statistics on
28 topical health policy issues; publications that provide health
29 status profiles of the people in this state; and other topical
30 health statistics publications.

31 (b) The center shall publish, make available, and

Bill No. SB 1332

Barcode 563408

1 disseminate, promptly and as widely as practicable, the
 2 results of special health surveys, health care research, and
 3 health care evaluations conducted or supported under this
 4 section. Any publication by the center must include a
 5 statement of the limitations on the quality, accuracy, and
 6 completeness of the data.

7 (c) The center shall provide indexing, abstracting,
 8 translation, publication, and other services leading to a more
 9 effective and timely dissemination of health care statistics.

10 (d) The center shall be responsible for publishing and
 11 disseminating an annual report on the center's activities.

12 (e) The center shall be responsible, to the extent
 13 resources are available, for conducting a variety of special
 14 studies and surveys to expand the health care information and
 15 statistics available for health policy analyses, particularly
 16 for the review of public policy issues. The center shall
 17 develop a process by which users of the center's data are
 18 periodically surveyed regarding critical data needs and the
 19 results of the survey considered in determining which special
 20 surveys or studies will be conducted. The center shall select
 21 problems in health care for research, policy analyses, or
 22 special data collections on the basis of their local,
 23 regional, or state importance; the unique potential for
 24 definitive research on the problem; and opportunities for
 25 application of the study findings.

26 (6) PROVIDER DATA REPORTING.--This section does not
 27 confer on the agency the power to demand or require that a
 28 health care provider or professional furnish information,
 29 records of interviews, written reports, statements, notes,
 30 memoranda, or data other than as expressly required by law.

31 (7) BUDGET; FEES; ~~TRUST FUND~~.--

Bill No. SB 1332

Barcode 563408

1 (a) The Legislature intends that funding for the
 2 Florida State Center for Health Information and Policy
 3 Analysis Statistics be appropriated from the General Revenue
 4 Fund.

5 (b) The Florida State Center for Health Information
 6 and Policy Analysis Statistics may apply for and receive and
 7 accept grants, gifts, and other payments, including property
 8 and services, from any governmental or other public or private
 9 entity or person and make arrangements as to the use of same,
 10 including the undertaking of special studies and other
 11 projects relating to health-care-related topics. Funds
 12 obtained pursuant to this paragraph may not be used to offset
 13 annual appropriations from the General Revenue Fund.

14 (c) The center may charge such reasonable fees for
 15 services as the agency prescribes by rule. The established
 16 fees may not exceed the reasonable cost for such services.
 17 Fees collected may not be used to offset annual appropriations
 18 from the General Revenue Fund.

19 ~~(d) The agency shall establish a Comprehensive Health~~
 20 ~~Information System Trust Fund as the repository of all funds~~
 21 ~~appropriated to, and fees and grants collected for, services~~
 22 ~~of the State Center for Health Statistics. Any funds, other~~
 23 ~~than funds appropriated to the center from the General Revenue~~
 24 ~~Fund, which are raised or collected by the agency for the~~
 25 ~~operation of the center and which are not needed to meet the~~
 26 ~~expenses of the center for its current fiscal year shall be~~
 27 ~~available to the agency in succeeding years.~~

28 (8) STATE CONSUMER ~~COMPREHENSIVE~~ HEALTH INFORMATION
 29 AND POLICY ~~SYSTEM~~ ADVISORY COUNCIL.--

30 (a) There is established in the agency the State
 31 Consumer ~~Comprehensive~~ Health Information and Policy ~~System~~

Bill No. SB 1332

Barcode 563408

1 Advisory Council to assist the center in reviewing the
 2 comprehensive health information system, to include the
 3 identification, collection, standardization, sharing, and
 4 coordination of health-related data, to include fraud and
 5 abuse data and professional and facility licensing data, among
 6 federal, state, local, and private entities and to recommend
 7 improvements for purposes of public health, policy analysis,
 8 and transparency of consumer health care information such
 9 ~~system~~. The council shall consist of the following members:

- 10 1. An employee of the Executive Office of the
 11 Governor, to be appointed by the Governor.
- 12 2. An employee of the Office of Insurance Regulation,
 13 to be appointed by the director of the office.
- 14 3. An employee of the Department of Education, to be
 15 appointed by the Commissioner of Education.
- 16 4. Ten persons, to be appointed by the Secretary of
 17 Health Care Administration, representing other state and local
 18 agencies, state universities, ~~the Florida Association of~~
 19 business/health coalitions, local health councils,
 20 professional health-care-related associations, consumers, and
 21 purchasers.

22 (b) Each member of the council shall be appointed to
 23 serve for a term of 2 4 years following from the date of
 24 appointment, except the term of appointment shall end 3 years
 25 following the date of appointment for members appointed in
 26 2003, 2004, and 2005. that A vacancy shall be filled by
 27 appointment for the remainder of the term, and each appointing
 28 authority retains the right to reappoint members whose terms
 29 of appointment have expired. and except that:

- 30 ~~1. Three of the members initially appointed by the~~
 31 ~~Director of Health Care Administration shall each be appointed~~

Bill No. SB 1332

Barcode 563408

1 ~~for a term of 3 years.~~

2 ~~2. Two of the members initially appointed by the~~
3 ~~Director of Health Care Administration shall each be appointed~~
4 ~~for a term of 2 years.~~

5 ~~3. Two of the members initially appointed by the~~
6 ~~Director of Health Care Administration shall each be appointed~~
7 ~~for a term of 1 year.~~

8 (c) The council may meet at the call of its chair, at
9 the request of the agency department, or at the request of a
10 majority of its membership, but at least quarterly.

11 (d) Members shall elect a chair and a vice chair
12 annually.

13 (e) A majority of the members constitutes a quorum,
14 and the affirmative vote of a majority of a quorum is
15 necessary to take action.

16 (f) The council shall maintain minutes of each meeting
17 and shall make such minutes available to any person.

18 (g) Members of the council shall serve without
19 compensation but are ~~shall be~~ entitled to receive
20 reimbursement for per diem and travel expenses as provided in
21 s. 112.061.

22 (h) The council's duties and responsibilities include,
23 but are not limited to:

24 1. Developing a mission statement, goals, and plan of
25 action, based on the guiding principles specified in s.
26 282.3032, for the identifying, collecting, standardizing,
27 sharing, and coordinating health-related data among federal,
28 state, and local government and private-sector entities.

29 2. Developing a review process to ensure cooperative
30 planning among agencies that collect or maintain
31 health-related data.

Bill No. SB 1332

Barcode 563408

1 3. Creating ad hoc, issue-oriented technical
 2 workgroups, as needed to make recommendations to the council.

3 (9) ~~Nothing in~~ This section does not ~~shall~~ limit,

4
 5

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

7 And the title is amended as follows:

8 On page 1, line 22, after the semicolon,

9

10 insert:

11 providing for staggered terms of office;
 12 authorizing the reappointment of members to the
 13 council;

14
 15
 16
 17
 18
 19
 20
 21
 22
 23
 24
 25
 26
 27
 28
 29
 30
 31