

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Health Policy

BILL: SB 966

INTRODUCER: Senator Bean

SUBJECT: Health Care

DATE: March 1, 2013

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Looke	Stovall	HP	Pre-meeting
2.			AP	
3.				
4.				
5.				
6.				

I. Summary:

SB 966 amends various sections of the Florida Statutes to update those sections with the most current names for CARF International and the Joint Commission. This bill also designates the Florida Hospital Sanford-Burnham Translational Research Institute for Metabolism and Diabetes (Institute) as a resource for research in the prevention and treatment of diabetes.

This bill substantially amends sections 154.11, 394.741, 395.3038, 397.403, 400.925, 400.9935, 402.7306, 408.05, 409.966, 409.967, 430.80, 440.13, 627.645, 627.668, 627.669, 627.736, 641.495, and 766.1015, F.S. This bill creates section 385.2035, F.S.

II. Present Situation:

CARF International

What is now known as CARF International was founded in 1966 as the Commission on Accreditation of Rehabilitation Facilities when the National Association of Sheltered Workshops and Homebound Programs and the Association of Rehabilitation Centers agreed to pool their interests.¹ CARF International is a nonprofit accreditor of health and human services providers in multiple areas including aging services, behavioral health, and medical rehabilitation. The CARF family of organizations currently accredits close to 50,000 programs in countries across the globe.² Currently, the Florida Statutes still refer to CARF - the Commission on Accreditation of Rehabilitation Facilities or something similar.

¹ History of CARF International, found at: <http://www.carf.org/About/History/>, last visited on Mar. 4, 2013.

² CARF International, can be found at: <http://www.carf.org/About/WhoWeAre/>, last visited on Mar. 4, 2013.

The Joint Commission

The Joint Commission is a non-profit organization that accredits and certifies more than 20,000 health care organizations and programs in the United States.³ The Joint Commission was established in 1951 as the Joint Commission on Accreditation of Hospitals. In 1987, the organization changed its name to the Joint Commission on Accreditation of Healthcare Organizations in order to reflect an expanded scope of activities. In 2007, the Joint Commission on Accreditation of Healthcare Organizations shortened its name to the Joint Commission in order to refresh its brand identity.⁴ Currently, the Florida Statutes refer to the Joint Commission on Accreditation of Healthcare Organizations.

Definition Change for “Accrediting Organizations”

In 2012 the Legislature enacted 2012-66, L.O.F., which substantially amended the definition of “accrediting organizations” in s. 395.002, F.S. Prior to the passage of 2012-66, L.O.F., the statutes defined “accrediting organizations” as the Joint Commission on Accreditation of Healthcare Organizations, the American Osteopathic Association, the Commission on Accreditation of Rehabilitation Facilities, and the Accreditation Association for Ambulatory Health Care, Inc. Currently, the definition includes any national accreditation organizations that are approved by the Centers for Medicare and Medicaid Services and whose standards incorporate comparable licensure regulations required by the state.

The Florida Hospital Sanford-Burnham Translational Research Institute for Metabolism and Diabetes

The Institute focuses on translational research and has established advanced technology resources and formed clinical and pharmaceutical research partnerships to drive their discoveries toward patient application.⁵ The Institute was designated as a resource for research in the prevention and treatment of diabetes in the 2012 Appropriations Act⁶ but has not been permanently designated as such in the Florida Statutes. According to Sanford-Burnham and Florida Hospital, such a designation will provide a competitive advantage for the Institute over research facilities in other states when applying for federal grants.⁷

III. Effect of Proposed Changes:

Sections 1 – 18 amend various sections of the Florida Statutes to update those sections with the most current names for CARF International and the Joint Commission and to make other technical revisions.

³ About the Joint Commission, found at: http://www.jointcommission.org/about_us/about_the_joint_commission_main.aspx, last visited on Mar. 4, 2013.

⁴ The Joint Commission History, found at: http://www.jointcommission.org/assets/1/6/Joint_Commission_History.pdf, last visited on Mar. 4, 2013

⁵ About the Diabetes and Obesity Center, found at: <http://www.sanfordburnham.org/research/diabetes/Pages/doc.aspx>, last visited on Mar. 4, 2013.

⁶ 2012-118, L.O.F.

⁷ According to telephone conversations with Elizabeth Gianini, representing Sanford-Burnham, and Amy Christian, representing Florida Hospital, on Mar. 4, 2013.

Section 19 designates the Florida Hospital Sanford-Burnham Translational Research Institute for Metabolism and Diabetes as a resource for research in the prevention and treatment of diabetes.

Section 20 creates an effective date of July 1, 2013.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

None.

VI. Technical Deficiencies:

Lines 6 – 9 of the title refer to conforming the provisions of this bill to provisions and terms in s. 395.002, F.S., relating to hospital licensing and regulation. The sections of law amended in this bill do not refer to s. 395.002, F.S. A title amendment is suggested to more directly title the subject matter of this bill.

Lines 57 – 58 and line 196 could be amended to improve readability and correct technical deficiencies.

VII. Related Issues:

None.

VIII. Additional Information:

- A. **Committee Substitute – Statement of Substantial Changes:**
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

- B. **Amendments:**

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.
