



793552

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/01/2014	.	
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The Committee on Health Policy (Grimsley) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. Paragraphs (k), (l), (m), (n), and (o) of subsection (1) of section 395.401, Florida Statutes, are redesignated as paragraphs (l), (m), (n), (o), and (p), respectively, and paragraph (k) is added to that subsection, to read:

395.401 Trauma services system plans; approval of trauma



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11 centers and pediatric trauma centers; procedures; renewal.-

12 (1)

13 (k) No hospital operating a trauma center may charge a
14 trauma activation fee greater than \$15,000. This paragraph
15 expires on July 1, 2015.

16 Section 2. Subsection (5) is added to section 395.402,
17 Florida Statutes, to read:

18 395.402 Trauma service areas; number and location of trauma
19 centers.-

20 (5) No later than October 1, 2014, the department must
21 convene the Florida Trauma System Plan Advisory Council in order
22 to review the Trauma System Consultation Report issued by the
23 American College of Surgeons Committee on Trauma dated February
24 2-5, 2013. Based on this review, the advisory council must
25 submit recommendations, including recommended statutory changes,
26 to the President of the Senate and the Speaker of the House of
27 Representatives by February 1, 2015.

28 Section 3. Present subsections (8) through (12) of section
29 395.4025, Florida Statutes, are redesignated as subsections (7)
30 through (11), respectively, paragraph (d) of subsection (2), and
31 present subsection (7) of that section are amended, present
32 subsections (13) and (14) of that section are redesignated as
33 subsections (12) and (13), respectively, and amended, and a new
34 subsections (14) and (15) are added to that section, to read:

35 395.4025 Trauma centers; selection; quality assurance;
36 records.-

37 (2)

38 (d)1. Notwithstanding other provisions in this section, the
39 department may grant up to an additional 18 months to a hospital



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40 applicant that is unable to meet all requirements as provided in
41 paragraph (c) at the time of application if the number of
42 applicants in the service area in which the applicant is located
43 is equal to or less than the service area allocation, as
44 provided by rule of the department. An applicant that is granted
45 additional time under ~~pursuant to~~ this paragraph shall submit a
46 plan for departmental approval which includes timelines and
47 activities that the applicant proposes to complete in order to
48 meet application requirements. An ~~Any~~ applicant that
49 demonstrates an ongoing effort to complete the activities within
50 the timelines outlined in the plan shall be included in the
51 number of trauma centers at such time that the department has
52 conducted a provisional review of the application and has
53 determined that the application is complete and that the
54 hospital has the critical elements required for a trauma center.

55 2. Timeframes provided in subsections (1)-(7) ~~(8)~~ shall be
56 stayed until the department determines that the application is
57 complete and that the hospital has the critical elements
58 required for a trauma center.

59 ~~(7) Any hospital that wishes to protest a decision made by~~
60 ~~the department based on the department's preliminary or in-depth~~
61 ~~review of applications or on the recommendations of the site~~
62 ~~visit review team pursuant to this section shall proceed as~~
63 ~~provided in chapter 120. Hearings held under this subsection~~
64 ~~shall be conducted in the same manner as provided in ss. 120.569~~
65 ~~and 120.57. Cases filed under chapter 120 may combine all~~
66 ~~disputes between parties.~~

67 (12) ~~(13)~~ The department may adopt, by rule, the procedures
68 and process by which it will select trauma centers. Such



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69 procedures and process must be used in annually selecting trauma
70 centers and must be consistent with subsections (1)-(7) ~~(8)~~
71 except in those situations in which it is in the best interest
72 of, and mutually agreed to by, all applicants within a service
73 area and the department to reduce the timeframes.

74 ~~(13)~~ ~~(14)~~ Notwithstanding the procedures established
75 pursuant to subsections (1)-(12) ~~through (13)~~, hospitals located
76 in areas with limited access to trauma center services shall be
77 designated by the department as Level II trauma centers based on
78 documentation of a valid certificate of trauma center
79 verification from the American College of Surgeons. Areas with
80 limited access to trauma center services are defined by the
81 following criteria:

82 (a) The hospital is located in a trauma service area with a
83 population greater than 600,000 persons but a population density
84 of less than 225 persons per square mile;

85 (b) The hospital is located in a county with no verified
86 trauma center; and

87 (c) The hospital is located at least 15 miles or 20 minutes
88 travel time by ground transport from the nearest verified trauma
89 center.

90 (14) If a hospital has operated continuously as a Level II
91 trauma center for a consecutive 12-month period and is in
92 operation on July 1, 2014, the department shall within 30 days
93 after a request by the hospital, verify or designate such a
94 hospital as a Level II trauma center if such hospital has met
95 the requirements of subsections (5) and (6) with regard to
96 quality of care and patient outcomes. A hospital that meets the
97 requirements of this section shall be eligible for renewal of



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98 the 7-year approval period as provided in subsection (6).

99 (15) The department may not verify, designate, or
100 provisionally approve any hospital to operate as a trauma center
101 through the procedures established in subsections (1)-(13). This
102 subsection expires July 1, 2015.

103 Section 4. This act shall take effect July 1, 2014.

104
105 ===== T I T L E A M E N D M E N T =====

106 And the title is amended as follows:

107 Delete everything before the enacting clause
108 and insert:

109 A bill to be entitled
110 An act relating to trauma service centers; amending s.
111 395.401; restricting trauma service fees to \$15,000
112 until July 1, 2015; amending s. 395.402; requiring the
113 Department of Health to convene the Trauma System Plan
114 Advisory Council by October 1, 2014; requiring the
115 Trauma System Plan Advisory Council to review the
116 Trauma System Consultation Report and make
117 recommendations to the Legislature by February 1,
118 2015; amending s. 395.4025; deleting a provision
119 relating to the procedure for protesting an
120 application decision by the department; conforming
121 cross-references; requiring the department to
122 redesignate certain hospitals as Level II trauma
123 centers; restricting the department from verifying
124 designating, or provisionally approving hospitals as
125 trauma centers until July 1, 2015; providing an
126 effective date.