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576-04076-17

Proposed Committee Substitute by the Committee on Appropriations
(Appropriations Subcommittee on Health and Human Services)

A bill to be entitled

An act relating to stroke centers; amending s.
395.3038, F.S.; directing the Agency for Health Care
Administration to include hospitals that meet the
criteria for acute stroke ready centers on a list of
stroke centers; creating s. 395.30381, F.S.; requiring
the department to contract with a private entity to
establish and maintain a statewide stroke registry,
subject to an appropriation; requiring stroke centers
to provide certain information to the statewide stroke
registry; requiring the contracted entity to use a
nationally recognized platform to collect data;
requiring the contracted entity to provide reports to
the department on stroke performance measures;
providing immunity from liability under certain
circumstances; amending s. 395.3041, F.S.; conforming
a provision and deleting obsolete dates; providing an
effective date.

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

Section 1. Section 395.3038, Florida Statutes, is amended
to read:

395.3038 State-listed ~~primary stroke centers and~~
~~comprehensive~~ stroke centers; notification of hospitals.—

(1) The agency shall make available on its website and to
the department a list of the name and address of each hospital



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28 that meets the criteria for an acute stroke ready center, a
29 primary stroke center, or ~~and the name and address of each~~
30 ~~hospital that meets the criteria for~~ a comprehensive stroke
31 center. The list of ~~primary and comprehensive~~ stroke centers
32 must include only those hospitals that attest in an affidavit
33 submitted to the agency that the hospital meets the named
34 criteria, or those hospitals that attest in an affidavit
35 submitted to the agency that the hospital is certified as an
36 acute stroke ready center, a primary stroke center, or a
37 comprehensive stroke center by a nationally recognized ~~an~~
38 accrediting organization.

39 (2) (a) If a hospital no longer chooses to meet the criteria
40 for an acute stroke ready center, a primary stroke center, or a
41 comprehensive stroke center, the hospital shall notify the
42 agency and the agency shall immediately remove the hospital from
43 the list of stroke centers.

44 (b)1. This subsection does not apply if the hospital is
45 unable to provide stroke treatment services for a period of time
46 not to exceed 2 months. The hospital shall immediately notify
47 all local emergency medical services providers when the
48 temporary unavailability of stroke treatment services begins and
49 when the services resume.

50 2. If stroke treatment services are unavailable for more
51 than 2 months, the agency shall remove the hospital from the
52 list of ~~primary or comprehensive~~ stroke centers until the
53 hospital notifies the agency that stroke treatment services have
54 been resumed.

55 (3) The agency shall adopt by rule criteria for an acute
56 stroke ready center, a primary stroke center, and a



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57 comprehensive stroke center which are substantially similar to
58 the certification standards for the same categories of primary
59 stroke centers of a nationally recognized accrediting
60 organization ~~the Joint Commission.~~

61 ~~(4) The agency shall adopt by rule criteria for a~~
62 ~~comprehensive stroke center. However, if the Joint Commission~~
63 ~~establishes criteria for a comprehensive stroke center, agency~~
64 ~~rules shall be substantially similar.~~

65 (4) ~~(5)~~ This act is not a medical practice guideline and may
66 not be used to restrict the authority of a hospital to provide
67 services for which it is licensed under chapter 395. The
68 Legislature intends that all patients be treated individually
69 based on each patient's needs and circumstances.

70 Section 2. Section 395.30381, Florida Statutes, is created
71 to read:

72 395.30381 Statewide stroke registry.-

73 (1) Subject to a specific appropriation, the department
74 shall contract with a private entity to establish and maintain a
75 statewide stroke registry to ensure that the stroke performance
76 measures required to be submitted under subsection (2) are
77 maintained and available for use to improve or modify the stroke
78 care system, ensure compliance with standards, and monitor
79 stroke patient outcomes.

80 (2) Each acute ready stroke center, primary stroke center,
81 and comprehensive stroke center shall regularly report to the
82 statewide stroke registry information specified by the
83 department, including nationally recognized stroke performance
84 measures.

85 (3) The department shall require the contracted entity to



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86 use a nationally recognized platform to collect data from each
87 stroke center on the stroke performance measures required in
88 subsection (2). The contracted entity shall provide regular
89 reports to the department on the data collected.

90 (4) No liability of any kind or character for damages or
91 other relief shall arise or be enforced against any acute ready
92 stroke center, primary stroke center, or comprehensive stroke
93 center by reason of having provided such information to the
94 statewide stroke registry.

95 Section 3. Subsections (1), (2), and (4) of section
96 395.3041, Florida Statutes, are amended to read:

97 395.3041 Emergency medical services providers; triage and
98 transportation of stroke victims to a stroke center.-

99 (1) By June 1 of each year, the department shall send the
100 list of acute stroke ready centers, primary stroke centers, and
101 comprehensive stroke centers to the medical director of each
102 licensed emergency medical services provider in this state.

103 (2) The department shall develop a sample stroke-triage
104 assessment tool. The department must post this sample assessment
105 tool on its website and provide a copy of the assessment tool to
106 each licensed emergency medical services provider ~~no later than~~
107 ~~June 1, 2005~~. Each licensed emergency medical services provider
108 must use a stroke-triage assessment tool that is substantially
109 similar to the sample stroke-triage assessment tool provided by
110 the department.

111 (4) Each emergency medical services provider licensed under
112 chapter 401 must comply with all sections of this act ~~by July 1,~~
113 ~~2005~~.

114 Section 4. This act shall take effect July 1, 2017.