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CS/CS/CS/HB 785

2017 Legislature

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 2 An act relating to stroke centers; amending s.  
 3 395.3038, F.S.; directing the Agency for Health Care  
 4 Administration to include hospitals that meet the  
 5 criteria for acute stroke ready centers on a list of  
 6 stroke centers; creating s. 395.30381, F.S.; requiring  
 7 the Department of Health to contract with a private  
 8 entity to establish and maintain a statewide stroke  
 9 registry, subject to an appropriation; requiring  
 10 stroke centers to provide certain information to the  
 11 statewide stroke registry; requiring the contracted  
 12 entity to use a nationally recognized platform to  
 13 collect data; requiring the contracted entity to  
 14 provide reports to the department on stroke  
 15 performance measures; providing immunity from  
 16 liability under certain circumstances; amending s.  
 17 395.3041, F.S.; conforming a provision and deleting  
 18 obsolete dates; providing an effective date.

19  
 20 Be It Enacted by the Legislature of the State of Florida:  
 21

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

24 395.3038 State-listed ~~primary stroke centers and~~  
 25 ~~comprehensive~~ stroke centers; notification of hospitals.-

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26 (1) The agency shall make available on its website and to  
 27 the department a list of the name and address of each hospital  
 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  
 40 criteria for an acute stroke ready center, a primary stroke  
 41 center, or a comprehensive stroke center, the hospital shall  
 42 notify the agency and the agency shall immediately remove the  
 43 hospital from 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

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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  
 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  
 66 | may not be used to restrict the authority of a hospital to  
 67 | provide 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

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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  
 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

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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  
112 under chapter 401 must comply with all sections of this act ~~by~~  
113 ~~July 1, 2005~~.

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