

By Senator Harrell

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1 A bill to be entitled
2 An act relating to patient safety culture surveys;
3 amending s. 408.05, F.S.; requiring the Agency for
4 Health Care Administration to develop surveys to
5 assess patient safety culture in certain health care
6 facilities; prescribing measures for the surveys;
7 providing applicability; requiring the agency to
8 conduct and make available the results of such
9 surveys; amending s. 408.061, F.S.; revising
10 requirements for the submission of health care data to
11 the agency; amending s. 395.1055, F.S.; conforming a
12 cross-reference; providing an effective date.

13
14 Be It Enacted by the Legislature of the State of Florida:

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16 Section 1. Present paragraphs (d) through (k) of subsection
17 (3) of section 408.05, Florida Statutes, are redesignated as
18 paragraphs (e) through (l), respectively, a new paragraph (d) is
19 added to that subsection, and present paragraph (j) of that
20 subsection is amended, to read:

21 408.05 Florida Center for Health Information and
22 Transparency.—

23 (3) HEALTH INFORMATION TRANSPARENCY.—In order to
24 disseminate and facilitate the availability of comparable and
25 uniform health information, the agency shall perform the
26 following functions:

27 (d) Design a patient safety culture survey or surveys to be
28 completed annually by each hospital and ambulatory surgical
29 center licensed under chapter 395. The survey must be designed

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30 to measure aspects of patient safety culture, including, but not
31 limited to frequency of adverse events; quality of handoffs and
32 transitions; comfort in reporting a potential problem or error;
33 the level of teamwork within hospital units and the facility as
34 a whole; staff compliance with patient safety regulations and
35 guidelines; staff perception of facility support for patient
36 safety; and staff opinions on whether the staff would undergo a
37 health care service or procedure at the facility. The survey
38 must be anonymous to encourage staff employed by or working in
39 the facility to complete the survey. The agency shall review and
40 analyze nationally recognized patient safety culture survey
41 products, including, but not limited to, the patient safety
42 surveys developed by the Agency for Healthcare Research and
43 Quality and the Safety Attitudes Questionnaire developed by the
44 University of Texas, to develop the patient safety culture
45 survey. This paragraph does not apply to licensed facilities
46 operating exclusively as state facilities.

47 (k)~~(j)~~ Conduct and make available the results of special
48 health surveys, including facility patient safety culture
49 surveys, health care research, and health care evaluations
50 conducted or supported under this section. Each year the center
51 shall select and analyze one or more research topics that can be
52 investigated using the data available pursuant to paragraph (c).
53 The selected topics must focus on producing actionable
54 information for improving quality of care and reducing costs.
55 The first topic selected by the center must address preventable
56 hospitalizations.

57 Section 2. Paragraph (a) of subsection (1) of section
58 408.061, Florida Statutes, is amended to read:

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59 408.061 Data collection; uniform systems of financial
60 reporting; information relating to physician charges;
61 confidential information; immunity.—

62 (1) The agency shall require the submission by health care
63 facilities, health care providers, and health insurers of data
64 necessary to carry out the agency's duties and to facilitate
65 transparency in health care pricing data and quality measures.
66 Specifications for data to be collected under this section shall
67 be developed by the agency and applicable contract vendors, with
68 the assistance of technical advisory panels including
69 representatives of affected entities, consumers, purchasers, and
70 such other interested parties as may be determined by the
71 agency.

72 (a) Data submitted by health care facilities, including the
73 facilities as defined in chapter 395, shall include, but are not
74 limited to: case-mix data, patient admission and discharge data,
75 hospital emergency department data which shall include the
76 number of patients treated in the emergency department of a
77 licensed hospital reported by patient acuity level, data on
78 hospital-acquired infections as specified by rule, data on
79 complications as specified by rule, data on readmissions as
80 specified by rule, with patient and provider-specific
81 identifiers included, actual charge data by diagnostic groups or
82 other bundled groupings as specified by rule, facility patient
83 safety culture surveys, financial data, accounting data,
84 operating expenses, expenses incurred for rendering services to
85 patients who cannot or do not pay, interest charges,
86 depreciation expenses based on the expected useful life of the
87 property and equipment involved, and demographic data. The

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88 agency shall adopt nationally recognized risk adjustment
89 methodologies or software consistent with the standards of the
90 Agency for Healthcare Research and Quality and as selected by
91 the agency for all data submitted as required by this section.
92 Data may be obtained from documents such as, but not limited to:
93 leases, contracts, debt instruments, itemized patient statements
94 or bills, medical record abstracts, and related diagnostic
95 information. Reported data elements shall be reported
96 electronically in accordance with rule 59E-7.012, Florida
97 Administrative Code. Data submitted shall be certified by the
98 chief executive officer or an appropriate and duly authorized
99 representative or employee of the licensed facility that the
100 information submitted is true and accurate.

101 Section 3. Paragraph (d) of subsection (14) of section
102 395.1055, Florida Statutes, is amended to read:

103 395.1055 Rules and enforcement.—

104 (14)

105 (d) Each onsite inspection must include all of the
106 following:

107 1. An inspection of the program's physical facilities,
108 clinics, and laboratories.

109 2. Interviews with support staff and hospital
110 administrators.

111 3. A review of:

112 a. Randomly selected medical records and reports,
113 including, but not limited to, advanced cardiac imaging,
114 computed tomography, magnetic resonance imaging, cardiac
115 ultrasound, cardiac catheterization, and surgical operative
116 notes.

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117 b. The program's clinical outcome data submitted to the
118 Society of Thoracic Surgeons and the American College of
119 Cardiology pursuant to s. 408.05(3)(1) ~~s. 408.05(3)(k)~~.

120 c. Mortality reports from cardiac-related deaths that
121 occurred in the previous year.

122 d. Program volume data from the preceding year for
123 interventional and electrophysiology catheterizations and
124 surgical procedures.

125 Section 4. This act shall take effect July 1, 2020.