

By the Committees on Appropriations; and Health Policy; and
Senator Harrell

576-04277-20

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1 A bill to be entitled
2 An act relating to patient safety culture surveys;
3 amending s. 395.1012, F.S.; requiring certain licensed
4 facilities to biennially conduct an anonymous patient
5 safety culture survey using a specified federal
6 publication; authorizing facilities to contract for
7 the administration of the survey; requiring facilities
8 to biennially submit patient safety culture survey
9 data to the Agency for Health Care Administration;
10 authorizing facilities to develop an internal action
11 plan for a specified purpose and submit such plan to
12 the agency; amending s. 395.1055, F.S.; conforming a
13 cross-reference; amending s. 408.05, F.S.; requiring
14 the agency to collect, compile, and publish patient
15 safety culture survey data submitted by facilities;
16 amending s. 408.061, F.S.; revising requirements for
17 the submission of health care data to the agency;
18 providing an appropriation; providing an effective
19 date.

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

22
23 Section 1. Subsection (4) is added to section 395.1012,
24 Florida Statutes, to read:

25 395.1012 Patient safety.—

26 (4) Each licensed facility must, at least biennially,
27 conduct a patient safety culture survey using the applicable
28 Survey on Patient Safety Culture developed by the federal Agency
29 for Healthcare Research and Quality. Each facility shall conduct

576-04277-20

20201370c2

30 the survey anonymously to encourage completion of the survey by
31 staff working in or employed by the facility. Each facility may
32 contract to administer the survey. Each facility shall
33 biennially submit the survey data to the agency which must be in
34 a format specified by rule and include the survey participation
35 rate. Each facility may develop an internal action plan between
36 conducting surveys to identify measures to improve the survey
37 and submit the plan to the agency.

38 Section 2. Paragraph (d) of subsection (14) of section
39 395.1055, Florida Statutes, is amended to read:

40 395.1055 Rules and enforcement.—

41 (14)

42 (d) Each onsite inspection must include all of the
43 following:

44 1. An inspection of the program's physical facilities,
45 clinics, and laboratories.

46 2. Interviews with support staff and hospital
47 administrators.

48 3. A review of:

49 a. Randomly selected medical records and reports,
50 including, but not limited to, advanced cardiac imaging,
51 computed tomography, magnetic resonance imaging, cardiac
52 ultrasound, cardiac catheterization, and surgical operative
53 notes.

54 b. The program's clinical outcome data submitted to the
55 Society of Thoracic Surgeons and the American College of
56 Cardiology pursuant to s. 408.05(3)(l) ~~s. 408.05(3)(k)~~.

57 c. Mortality reports from cardiac-related deaths that
58 occurred in the previous year.

576-04277-20

20201370c2

59 d. Program volume data from the preceding year for
60 interventional and electrophysiology catheterizations and
61 surgical procedures.

62 Section 3. Present paragraphs (d) through (k) of subsection
63 (3) of section 408.05, Florida Statutes, are redesignated as
64 paragraphs (e) through (l), respectively, a new paragraph (d) is
65 added to that subsection, and present paragraph (j) of that
66 subsection is amended, to read:

67 408.05 Florida Center for Health Information and
68 Transparency.—

69 (3) HEALTH INFORMATION TRANSPARENCY.—In order to
70 disseminate and facilitate the availability of comparable and
71 uniform health information, the agency shall perform the
72 following functions:

73 (d)1. Collect, compile, and publish patient safety culture
74 survey data submitted by a facility pursuant to s. 395.1012.

75 2. Designate the use of updated versions of the applicable
76 surveys as they occur, and customize the surveys to:

77 a. Generate data regarding the likelihood of a respondent
78 to seek care for the respondent and the respondent's family at
79 the surveying facility both in general and, for hospitals,
80 within the respondent's specific unit or work area; and

81 b. Revise the units or work areas identified in the
82 hospital survey to include a pediatric cardiology patient care
83 unit and a pediatric cardiology surgical services unit.

84 3. Publish the survey results for each facility, in the
85 aggregate, by composite measure as defined in the survey, and by
86 the applicable units or work areas within the facility.

87 (k)~~(j)~~ Conduct and make available the results of special

576-04277-20

20201370c2

88 health surveys, including facility patient safety culture
89 surveys, health care research, and health care evaluations
90 conducted or supported under this section. Each year the center
91 shall select and analyze one or more research topics that can be
92 investigated using the data available pursuant to paragraph (c).
93 The selected topics must focus on producing actionable
94 information for improving quality of care and reducing costs.
95 The first topic selected by the center must address preventable
96 hospitalizations.

97 Section 4. Paragraph (a) of subsection (1) of section
98 408.061, Florida Statutes, is amended to read:

99 408.061 Data collection; uniform systems of financial
100 reporting; information relating to physician charges;
101 confidential information; immunity.—

102 (1) The agency shall require the submission by health care
103 facilities, health care providers, and health insurers of data
104 necessary to carry out the agency's duties and to facilitate
105 transparency in health care pricing data and quality measures.
106 Specifications for data to be collected under this section shall
107 be developed by the agency and applicable contract vendors, with
108 the assistance of technical advisory panels including
109 representatives of affected entities, consumers, purchasers, and
110 such other interested parties as may be determined by the
111 agency.

112 (a) Data submitted by health care facilities, including the
113 facilities as defined in chapter 395, shall include, but are not
114 limited to: case-mix data, patient admission and discharge data,
115 hospital emergency department data which shall include the
116 number of patients treated in the emergency department of a

576-04277-20

20201370c2

117 licensed hospital reported by patient acuity level, data on
118 hospital-acquired infections as specified by rule, data on
119 complications as specified by rule, data on readmissions as
120 specified by rule, with patient and provider-specific
121 identifiers included, actual charge data by diagnostic groups or
122 other bundled groupings as specified by rule, facility patient
123 safety culture surveys, financial data, accounting data,
124 operating expenses, expenses incurred for rendering services to
125 patients who cannot or do not pay, interest charges,
126 depreciation expenses based on the expected useful life of the
127 property and equipment involved, and demographic data. The
128 agency shall adopt nationally recognized risk adjustment
129 methodologies or software consistent with the standards of the
130 Agency for Healthcare Research and Quality and as selected by
131 the agency for all data submitted as required by this section.
132 Data may be obtained from documents such as, but not limited to:
133 leases, contracts, debt instruments, itemized patient statements
134 or bills, medical record abstracts, and related diagnostic
135 information. Reported data elements shall be reported
136 electronically in accordance with rule 59E-7.012, Florida
137 Administrative Code. Data submitted shall be certified by the
138 chief executive officer or an appropriate and duly authorized
139 representative or employee of the licensed facility that the
140 information submitted is true and accurate.

141 Section 5. For the 2020-2021 fiscal year, one full-time
142 equivalent position with associated salary rate of 46,560 is
143 authorized and the sums of \$75,306 in recurring funds and
144 \$87,171 in nonrecurring funds from the Health Care Trust Fund
145 are appropriated to the Agency for Health Care Administration

576-04277-20

20201370c2

146 for the purpose of implementing the requirements of this act.

147 Section 6. This act shall take effect July 1, 2020.