

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

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

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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
 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 in a format
 34 specified by rule, which must 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.

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

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

66 | 408.05 Florida Center for Health Information and
 67 | Transparency.—

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

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

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

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

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

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

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

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

98 408.061 Data collection; uniform systems of financial
99 reporting; information relating to physician charges;
100 confidential information; immunity.—

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

111 (a) Data submitted by health care facilities, including
112 the facilities as defined in chapter 395, shall include, but are
113 not limited to: case-mix data, patient admission and discharge
114 data, hospital emergency department data which shall include the
115 number of patients treated in the emergency department of a
116 licensed hospital reported by patient acuity level, data on
117 hospital-acquired infections as specified by rule, data on
118 complications as specified by rule, data on readmissions as
119 specified by rule, with patient and provider-specific
120 identifiers included, actual charge data by diagnostic groups or
121 other bundled groupings as specified by rule, facility patient
122 safety culture surveys, financial data, accounting data,
123 operating expenses, expenses incurred for rendering services to
124 patients who cannot or do not pay, interest charges,
125 depreciation expenses based on the expected useful life of the

126 | property and equipment involved, and demographic data. The
127 | agency shall adopt nationally recognized risk adjustment
128 | methodologies or software consistent with the standards of the
129 | Agency for Healthcare Research and Quality and as selected by
130 | the agency for all data submitted as required by this section.
131 | Data may be obtained from documents such as, but not limited to:
132 | leases, contracts, debt instruments, itemized patient statements
133 | or bills, medical record abstracts, and related diagnostic
134 | information. Reported data elements shall be reported
135 | electronically in accordance with rule 59E-7.012, Florida
136 | Administrative Code. Data submitted shall be certified by the
137 | chief executive officer or an appropriate and duly authorized
138 | representative or employee of the licensed facility that the
139 | information submitted is true and accurate.

140 | Section 5. For the 2020-2021 fiscal year, one full-time
141 | equivalent position with associated salary rate of 46,560 is
142 | authorized, and the sums of \$74,173 in recurring funds and
143 | \$87,474 in nonrecurring funds from the Health Care Trust Fund
144 | are appropriated to the Agency for Health Care Administration,
145 | for the purpose of implementing the requirements of this act.

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