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CS/CS/HB 763

2020 Legislature

1  
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:  
22

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

25 395.1012 Patient safety.—

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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,

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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:

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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.—

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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

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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.