A bill to be entitled
An act relating to patient-safety culture surveys;
amending s. 408.05, F.S.; requiring the Agency for
Health Care Administration to develop surveys to
assess patient-safety culture in certain health care
facilities; requiring such surveys to be submitted
anonymously; requiring the agency to review certain
survey products to develop the surveys; providing
applicability; amending s. 408.061, F.S.; revising
requirements for the submission of health care data to
the agency; amending s. 408.810, F.S.; requiring the
submission of patient-safety culture survey data as a
condition of licensure; providing an appropriation;
providing an effective date.

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

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

408.05 Florida Center for Health Information and
Transparency.—
(3) HEALTH INFORMATION TRANSPARENCY.—In order to
disseminate and facilitate the availability of comparable and
uniform health information, the agency shall perform the
following functions:
(d) Design a patient-safety culture survey or surveys to be
completed annually by staff of each hospital and ambulatory surgical center licensed under chapter 395. The survey must be designed to measure aspects of patient-safety culture, including the frequency of adverse events, the quality of handoffs and transitions, comfort in reporting a potential problem or error, the level of teamwork within hospital units and the facility as a whole, staff compliance with patient-safety regulations and guidelines, staff perception of facility support for patient safety, and an indication from the staff member as to whether he or she would undergo a health care service or procedure at the facility. The survey must be submitted anonymously to encourage staff employed by or working in the facility to complete the survey. The agency shall review and analyze nationally recognized patient-safety culture survey products, including, but not limited to, the patient-safety surveys developed by the federal Agency for Healthcare Research and Quality and the Safety Attitudes Questionnaire developed by the University of Texas, in developing the patient safety culture survey. This paragraph does not apply to licensed facilities operating exclusively as state facilities.

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

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

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

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

(a) Data submitted by health care facilities, including the facilities as defined in chapter 395, shall include, but are not limited to: case-mix data, patient admission and discharge data, hospital emergency department data which shall include the number of patients treated in the emergency department of a licensed hospital reported by patient acuity level, data on hospital-acquired infections as specified by rule, data on complications as specified by rule, data on readmissions as specified by rule, with patient and provider-specific identifiers included, actual charge data by diagnostic groups or other bundled groupings as specified by rule, facility patient-safety culture surveys, financial data, accounting data, operating expenses, expenses incurred for rendering services to
patients who cannot or do not pay, interest charges, depreciation expenses based on the expected useful life of the property and equipment involved, and demographic data. The agency shall adopt nationally recognized risk adjustment methodologies or software consistent with the standards of the Agency for Healthcare Research and Quality and as selected by the agency for all data submitted as required by this section. Data may be obtained from documents such as, but not limited to: leases, contracts, debt instruments, itemized patient statements or bills, medical record abstracts, and related diagnostic information. Reported data elements shall be reported electronically in accordance with rule 59E-7.012, Florida Administrative Code. Data submitted shall be certified by the chief executive officer or an appropriate and duly authorized representative or employee of the licensed facility that the information submitted is true and accurate.

Section 3. Subsection (11) is added to section 408.810, Florida Statutes, to read:

408.810 Minimum licensure requirements.—In addition to the licensure requirements specified in this part, authorizing statutes, and applicable rules, each applicant and licensee must comply with the requirements of this section in order to obtain and maintain a license.

(11) Each hospital and ambulatory surgical center licensed under chapter 395 shall submit facility patient-safety culture surveys, as described in s. 408.05(3), to the agency in accordance with applicable rules.

Section 4. For the 2018-2019 fiscal year, one full-time equivalent position with associated salary rate of 41,106 is
authorized, and the sum of $352,919 in recurring funds from the
Health Care Trust Fund is appropriated to the Agency for Health
Care Administration, for the purpose of implementing this act.
Section 5. This act shall take effect July 1, 2018.