

PCB HCC 07-16

ORIGINAL

YEAR

1 A bill to be entitled
 2 An act relating to cardiac care; amending s. 408.0361,
 3 F.S.; revising provisions relating to licensing standards
 4 for adult cardiovascular services; revising period of
 5 validity for certain grandfathered licenses; revising
 6 criteria for adoption of rules by the Agency for Health
 7 Care Administration; requiring certain hospitals to
 8 participate in clinical outcome reporting systems operated
 9 by the American College of Cardiology and the Society for
 10 Thoracic Surgeons for purposes of such rule criteria;
 11 removing a requirement that the agency include specified
 12 data in rules; providing an effective date.

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

16 Section 1. Subsections (2), (3), and (4) of section
 17 408.0361, Florida Statutes, are amended to read:

18 408.0361 Cardiovascular ~~Cardiology~~ services and burn unit
 19 licensure.--

20 (2) Each provider of adult cardiovascular ~~interventional~~
 21 ~~cardiology~~ services or operator of a burn unit shall comply with
 22 rules adopted by the agency that establish licensure standards
 23 that govern the provision of adult cardiovascular ~~interventional~~
 24 ~~cardiology~~ services or the operation of a burn unit. Such rules
 25 shall consider, at a minimum, staffing, equipment, physical
 26 plant, operating protocols, the provision of services to Medicaid
 27 and charity care patients, accreditation, licensure period and
 28 fees, and enforcement of minimum standards. The certificate-of-
 29 need rules for adult cardiovascular ~~interventional~~ ~~cardiology~~

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30 services and burn units in effect on June 30, 2004, are
 31 authorized pursuant to this subsection and shall remain in effect
 32 and shall be enforceable by the agency until the licensure rules
 33 are adopted. Existing providers and any provider with a notice of
 34 intent to grant a certificate of need or a final order of the
 35 agency granting a certificate of need for adult cardiovascular
 36 ~~interventional cardiology~~ services or burn units shall be
 37 considered grandfathered and receive a license for their programs
 38 effective on the effective date of this act. The grandfathered
 39 licensure shall be for at least 3 years or until July 1, 2008 a
 40 ~~period specified in the rule~~, whichever is longer, but shall be
 41 required to meet licensure standards applicable to existing
 42 programs for every subsequent licensure period.

43 (3) In establishing rules for adult cardiovascular
 44 ~~interventional cardiology~~ services, the agency shall include
 45 provisions that allow for:

46 (a) Establishment of two hospital program licensure levels:
 47 a Level I program authorizing the performance of adult
 48 percutaneous cardiac intervention without onsite cardiac surgery
 49 and a Level II program authorizing the performance of
 50 percutaneous cardiac intervention with onsite cardiac surgery.

51 (b) For a hospital seeking a Level I program, demonstration
 52 that, for the most recent 12-month period as reported to the
 53 agency, it has provided a minimum of 300 adult inpatient and
 54 outpatient diagnostic cardiac catheterizations or, for the most
 55 recent 12-month period, has discharged or transferred at least
 56 300 inpatients with the principal diagnosis of ischemic heart
 57 disease and that it has a formalized, written transfer agreement
 58 with a hospital that has a Level II program, including written

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59 | transport protocols to ensure safe and efficient transfer of a
60 | patient within 60 minutes.

61 | (c) For a hospital seeking a Level II program,
62 | demonstration that, for the most recent 12-month period as
63 | reported to the agency, it has performed a minimum of 1,100 adult
64 | inpatient and outpatient cardiac catheterizations, of which at
65 | least 400 must be therapeutic catheterizations, or, for the most
66 | recent 12-month period, has discharged at least 800 patients with
67 | the principal diagnosis of ischemic heart disease.

68 | (d) Compliance with the most recent guidelines of the
69 | American College of Cardiology and American Heart Association
70 | guidelines for staffing, physician training and experience,
71 | operating procedures, equipment, physical plant, and patient
72 | selection criteria to ensure patient quality and safety.

73 | (e) Establishment of appropriate hours of operation and
74 | protocols to ensure availability and timely referral in the event
75 | of emergencies.

76 | (f) Demonstration of a plan to provide services to Medicaid
77 | and charity care patients.

78 | (4) (a) The agency shall establish a technical advisory
79 | panel to develop procedures and standards for measuring outcomes
80 | of interventional cardiac programs. Members of the panel shall
81 | include representatives of the Florida Hospital Association, the
82 | Florida Society of Thoracic and Cardiovascular Surgeons, the
83 | Florida Chapter of the American College of Cardiology, and the
84 | Florida Chapter of the American Heart Association and others with
85 | experience in statistics and outcome measurement. Based on
86 | recommendations from the panel, the agency shall develop and

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87 | adopt rules for the interventional cardiac programs that include
 88 | at least the following:

89 | ~~(a) A standard data set consisting primarily of data~~
 90 | ~~elements reported to the agency in accordance with s. 408.061.~~

91 | 1.(b) A risk adjustment procedure that accounts for the
 92 | variations in severity and case mix found in hospitals in this
 93 | state.

94 | 2.(e) Outcome standards specifying expected levels of
 95 | performance in Level I and Level II adult cardiovascular
 96 | ~~interventional cardiology~~ services. Such standards may include,
 97 | but shall not be limited to, in-hospital mortality, infection
 98 | rates, nonfatal myocardial infarctions, length of stay,
 99 | postoperative bleeds, and returns to surgery.

100 | 3.(d) Specific steps to be taken by the agency and licensed
 101 | hospitals that do not meet the outcome standards within specified
 102 | time periods, including time periods for detailed case reviews
 103 | and development and implementation of corrective action plans.

104 | (b) Hospitals licensed for Level I or Level II adult
 105 | cardiovascular services shall participate in clinical outcome
 106 | reporting systems operated by the American College of Cardiology
 107 | and the Society for Thoracic Surgeons.

108 | Section 2. This act shall take effect July 1, 2007.