

Internal Risk Management and Quality Assurance Program/Adverse Incident Reporting –

- AHCA has developed forms and processes for the filing of 1-Day and 15-Day adverse incident reports.
- AHCA has participated in training in six sites around the state.

Nursing Homes

- Submitted a total of 6,837 1-Day adverse incident reports.
- Submitted a total of 6,084 15-Day adverse incident reports.
- A total of 1,645 adverse incident reports met the statutory definition of adverse (27%).
- The largest number of incidents were reported as “Transfer to Higher Acuity Level”.
- The second largest number of incidents were reported as “Fracture/Dislocation”.
- The third largest number of incidents were reported as “Abuse of an Adult”.
- As a result of these reports, AHCA has requested 390 inspections.
- Of the 291 completed inspections 42 were cited deficiencies, including 1 Class I and 4 Class II.
- AHCA has cited 2 deficiencies related to risk management (N902), development (N905) for internal incident reporting and 12 for adverse incident reporting (N916)

Assisted Living Facilities

- Submitted a total of 2,513 1-DAY adverse incident reports.
- Submitted a total of 2,186 15-DAY adverse incident reports.
- A total of 836 adverse incidents reported met the statutory definition of adverse (38.2%).
- The largest number of incidents were reported as 'Transfer' 1,675.
- The second largest number of incidents were reported as ‘Fracture’ 806.
- The third largest number of incidents were reported as ‘Law Enforcement’ 317.
- As a result of these reports, AHCA has requested 90 inspections.
- Of the 71 completed inspections, 17 of the surveys resulted in the citing of 33 deficiencies.
- Of the 33 deficiencies, 6 were cited as Class II (1 facility received four of the 6 Class II cites and 4 of the 27 Class III cites).
- AHCA has cited 23 incidents of failure to comply with reporting requirements for the filing of 15-DAY adverse incident reports.
- AHCA has cited 36 incidents of failure to comply with reporting requirements for the filing of 1-DAY adverse incident reports.

- For all reviews (NH & ALF), 254 investigations of practitioners opened: 200 CNAs, 50 nurses, 2 nursing home administrators, 1 pharmacist, 1 physical therapist.

Reporting of Liability Claims –

- NHs have reported 838 liability claims; ALFs have reported 53.
- Over 40% of the total (892) claims for nursing homes and assisted living facilities were filed against the facilities in October of 2001.
- Nursing homes and assisted living facilities – Hillsborough County reported the largest number of claims.
- Ten of the liability claims have been tied to an adverse incident that was reported to AHCA since implementation of the law. (Nine nursing home and one assisted living facility.)
- Over 78% of liability claims reported related to incident dates or residency span dates which occurred or started prior to January 1, 2001, and go back as far as 1990.
- For nursing homes, the top five types of injuries identified as prompting liability claims are: ‘Other’ (228), ‘Death’ (125), ‘Fracture’ (105), ‘Abuse of an Adult’ (72), and ‘Transfer’ (70). For assisted living facilities the top five were: ‘Other’ (11), ‘Fracture’ (10), ‘Death’ (10), ‘Transfer’ (6), and ‘Abuse of an Adult’ (3).

Liability Insurance –

- Since January 1, the Long Term Care Unit has processed 38 renewals which would have expired January 2002; the Assisted Living Facility unit has processed 108 renewals during the same period.
- The risk retention pool (UniTer) has had only one applicant, an ALF.
- Both AHCA’s General Counsel and DOI provide assistance in the review of coverage not meeting the definition found in s. 624.605(1)(b), F.S.
 ”Section 624.605(1)(b), F.S., defines liability insurance as casualty insurance includes: Liability insurance. Insurance against legal liability for the death, injury, or disability of any human being, or for damage to property, with provision for medical, hospital and surgical benefits to the injured persons, irrespective of the legal liability of the insured, when issued as a part of a liability insurance contract.”
- The carrier must be approved or accepted by DOI.
- Reviewing self insured proposal pursuant to Chapter 768, F.S., relating to the establishment of self insurance by a governmental entity; as well as proposals by out of state carriers.

- Only 3 nursing home renewals are pending due to potential liability insurance problems.

Reporting of Staff-to-Resident Ratios/Staff Turnover/Staff Stability and Bed Vacancies –

- First report was due November 30, 2001; as of February 5, ten nursing home staffing reports are still outstanding.
- Statewide average of 2.1 CNA and 1.1 licensed nurse direct hours per resident per day reported for the quarter (July – September 2001).
- Of 668 reporting facilities, only 4 reported staffing below the minimum (all subsequently were found to have inappropriately completed the reporting form).
- 252 facilities reporting staffing levels which would meet the January 1, 2002 requirements.
- There have been 15 citations for insufficient staffing (N063)
- A special request has been made to the nursing homes to report their January 2002 staff.