

OCTOBER 1 - DECEMBER 31, 2020

Fiscal Year 2020-2021 Quarterly Performance Report



As required by Section 456.025(9), Florida Statutes



Florida Department of Health
Division of Medical Quality Assurance

Q2

MQA REPORTS



Section 456.005, Florida Statutes, requires the Florida Department of Health (Department), Division of Medical Quality Assurance (MQA) to develop and implement a long-range plan. This plan serves as a road map for accomplishing the Department's mission and is communicated through the MQA annual and quarterly performance reports. Quarterly performance reports are required under Section 456.025(9), Florida Statutes.

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EXECUTIVE SUMMARY

The Quarterly Performance Report (QPR) provides information about revenues and expenditures, performance measures, and recommendations to 22 health care practitioner boards and four councils, as well as stakeholders and health care consumers on the vital work performed in health care regulation. The QPR also includes financial and statistical data resulting from unlicensed activity enforcement.

MQA furthers the Department's mission to protect, promote, and improve the health of all people in Florida through integrated state, county, and community efforts. MQA collaborates with other stakeholders and agencies at the state and federal level. MQA's regional offices work with local officials and law enforcement agencies to stop and prevent dangerous unlicensed activity within Florida's communities.

MQA received 33,182 applications for initial licensure or re-examination and issued 22,960 initial licenses in the second quarter. MQA received 141 complaints of unlicensed activity (ULA) in the second quarter. MQA issued 55 cease and desist orders to unlicensed individuals whose unregulated and illegal activity could be disfiguring or even deadly to victims. MQA referred 56 complaints to law enforcement for potential criminal violations.

UNLICENSED ACTIVITY

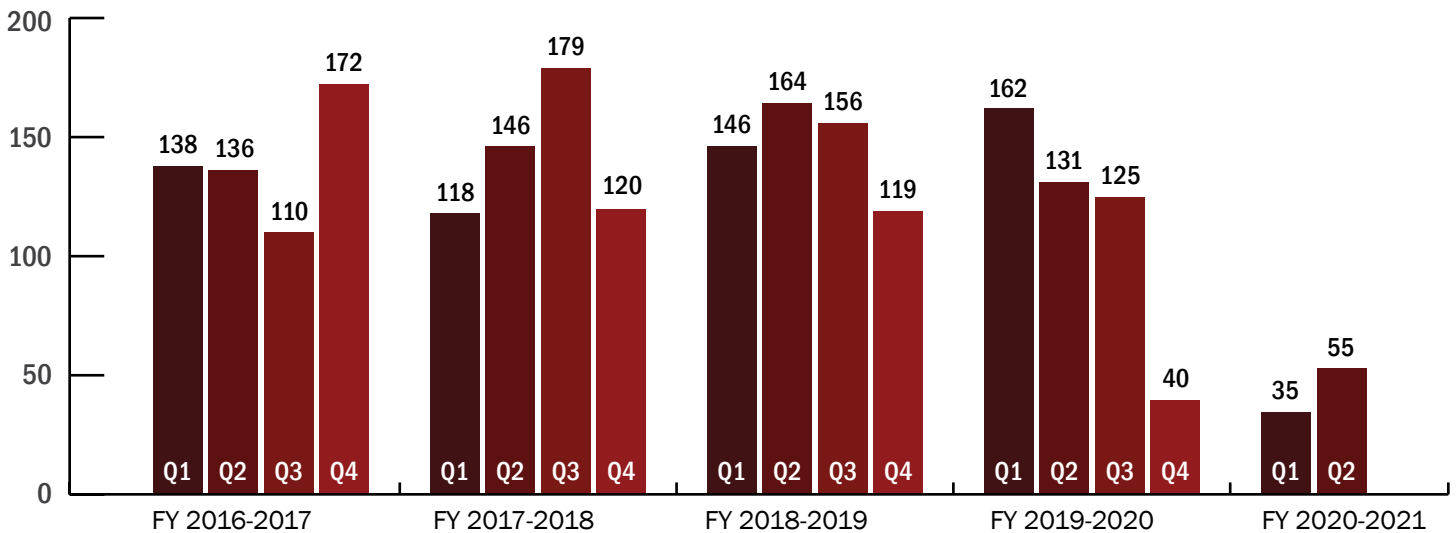
Performing regulated health care activities without proper licensing in Florida is a crime. Treatment by an unlicensed person is dangerous and could result in injury, disease, or even death. When practitioners pay their licensing fees, \$5 is designated specifically for the enforcement of health care regulations to reduce and prevent unlicensed activity.

From educating the public to conducting complex investigations and issuing cease and desist orders, the ULA program protects the people of Florida and remains at the forefront of health care regulation.

ORDERS TO CEASE AND DESIST

Below is a comparison of the results from Fiscal Year (FY) 2017-2018 to the second quarter of FY 2020-2021, highlighting each quarter.

ORDERS TO CEASE AND DESIST



HALT UNLICENSED ACTIVITY

Consumers are encouraged to verify the license of their health care provider by utilizing the www.FLHealthSource.gov/ula website, or calling 1-877-HALT-ULA, to speak directly with an investigator in the Consumer Services Unit. Tips of suspicious or potential unlicensed activity may be emailed to HALTULA@FLHealth.gov.

On March 9, 2020, Governor Ron DeSantis issued Executive Order 20-52, declaring a Public Health Emergency regarding the COVID-19 pandemic. Due to the impact of COVID-19, MQA has experienced a significant effect on business processes.

BALANCED SCORECARD MEASURES

This section highlights three of MQA’s Balanced Scorecard measures: the number of days to process a renewal application for qualified applicants, the number of days to issue an initial license for qualified applicants, and the number of days to complete initial inspections before licensure. These measures are critical components of MQA’s strategic priorities and management in monitoring progress.

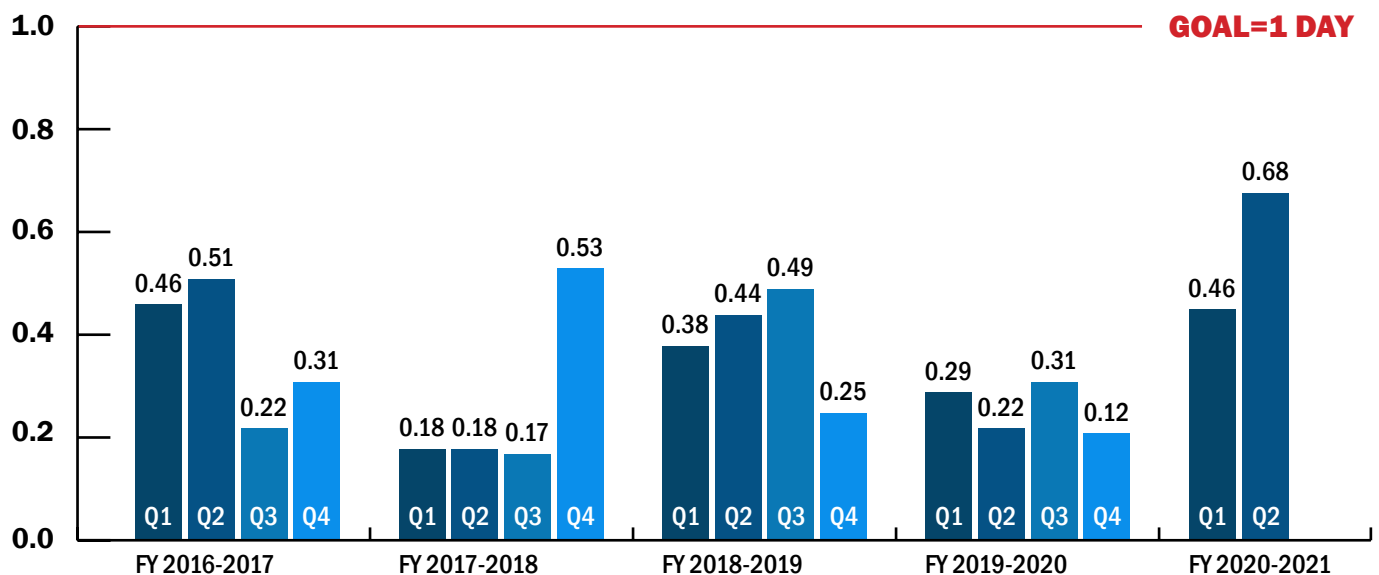
Measure: Number of Days to Process a Renewal Application for a Qualified Applicant

Goal: 1 Day

Definition: This measure calculates the average number of days to renew a license for health care practitioners and facilities. Included in this measure are electronic renewal applications that are processed online, and paper renewal applications processed through the U.S. mail. During the second quarter, paper renewals are a small percentage, as 93 percent of licensees utilize the online renewal system. For practitioners who renew their licenses online, the measure includes the average number of days from the date the transaction was initiated online to the time the renewal application was approved. For practitioners who renew their license by mail, this measure includes the average number of days from the date the Department receives the renewal fee in its entirety to the time the renewal application is approved. If a deficiency letter was sent, the measure is adjusted to the number of days from the date the renewal fee or documents are received in their entirety.

Initiative: No action steps are currently needed to improve performance.

LICENSE RENEWAL



Data source: MQA Licensing and Enforcement Information Database System (LEIDS).

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BALANCED SCORECARD MEASURES

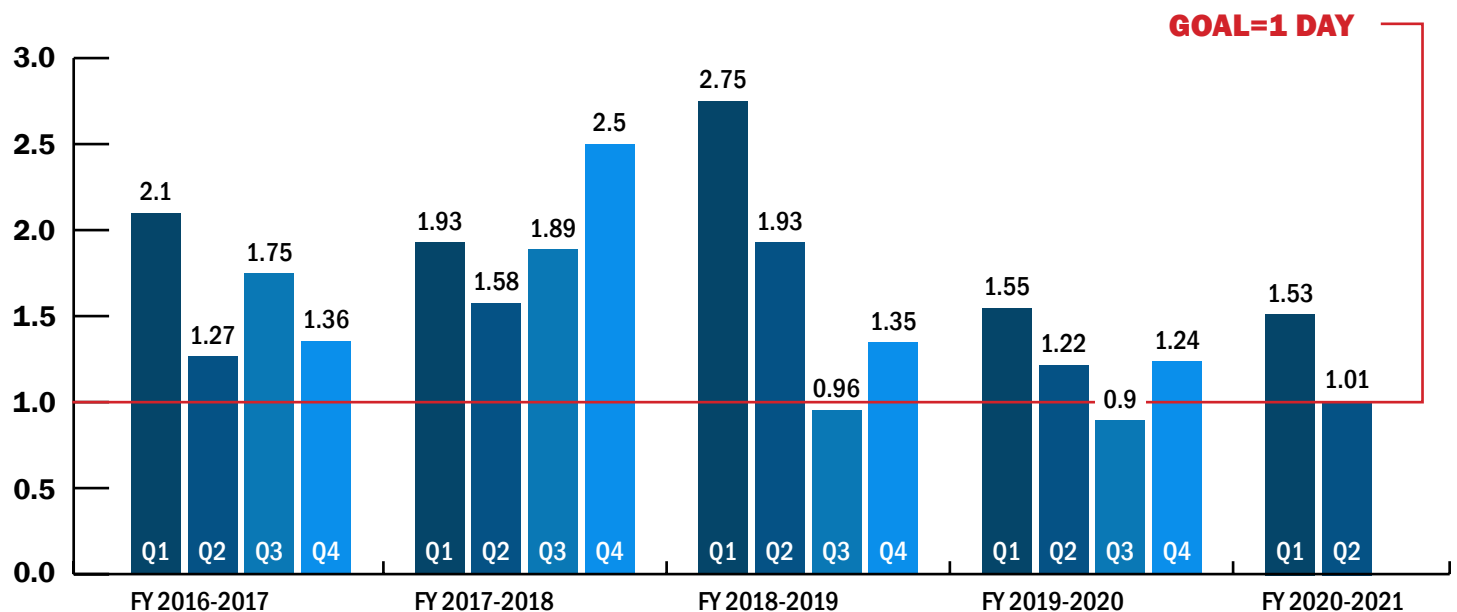
Measure: Number of Days to Issue an Initial License for Qualified Applicants

Goal: 1 Day

Definition: This measure calculates the average number of days from the date an applicant is deemed qualified for licensure to the date a license is issued. This measure is used for all health care practitioner applications submitted for initial licensure in Florida.

Initiative: To improve time to license qualified applicants, the Bureau of Health Care Practitioner Regulation analyzes all aspects of the application process through process improvement reviews. Additionally, each board office identifies trends regarding the deficiencies found in applications and provides a work plan to eliminate or reduce the delays caused by these deficiencies. The boards actively engage in activities that improve the efficiencies of the licensure process.

INITIAL LICENSES



Data source: MQA Licensing and Enforcement Information Database System (LEIDS).

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BALANCED SCORECARD MEASURES

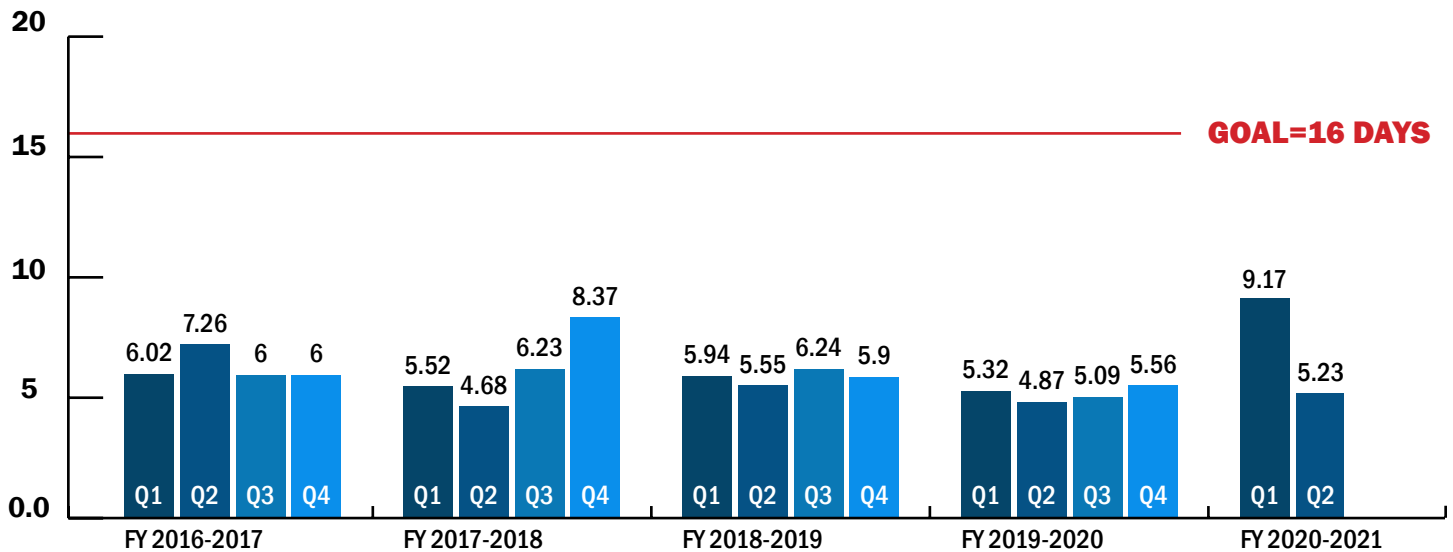
Measure: Number of Days to Complete Initial Inspection Prior to Licensure

Goal: 16 Days

Definition: This measure calculates the average number of days from the date an applicant is ready for opening a Pharmacy Establishment, and MODE (Massage, Optical, Dental Lab, and Electrolysis Establishments) inspection to the date the inspection is completed. This measure includes all initial inspections where the applicant did not formally request a delay in the completion of the opening inspection.

Initiative: No action steps are currently needed to improve performance.

INITIAL INSPECTION



Data source: MQA Licensing and Enforcement Information Database System (LEIDS).

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BY THE NUMBERS

FINANCIAL DATA

MQA's financial data, including the fees that are collected and expenses paid from the trust fund, are reported as required by law. At the end of each year, MQA calculates the cost to regulate professions and reviews the adequacy of license renewal fees to ensure professions cover their costs of regulation.

Section 456.025(9), Florida Statutes: The Department shall provide a management report of revenues and expenditures, performance measures, and recommendations to each board at least once a quarter.

MQA is funded by a trust fund, which consists of fees and fines collected through the licensing and enforcement process. The funds are allocated among the boards and councils to provide administrative support for licensing and regulating health care practitioners. MQA is committed to ensuring the administrative costs of regulation do not serve as a barrier to licensed health care practitioners practicing their profession in Florida.

MQA collaborates with individual boards to reduce fees whenever possible. Analyses are performed periodically to compare the cost of regulation against the current renewal fees.

	Licensed	Unlicensed	Total
Beginning Cash Balance 7/1/2020	\$32,281,854	\$5,082,948	\$37,364,802
Total Revenues 12/31/2020	\$32,183,639	\$954,630	\$33,138,269
Total Expenditures 12/31/2020	\$39,375,004	\$986,720	\$40,361,724
Ending Cash Balance 12/31/2020	\$25,090,489	\$5,050,858	\$30,141,347

LICENSEE DATA

MQA licenses qualified applicants in conjunction with the regulatory board that oversees each profession.

QUARTERLY SUMMARY

Initial Applications Received	29,655
Re-Examination Applications Received.....	3,527
Initial Licenses Issued.....	22,960

BY THE NUMBERS

ENFORCEMENT DATA

The key role of the Bureau of Enforcement is to investigate complaints and reports against licensed practitioners and unlicensed persons. Specialized units within the Bureau of Enforcement are: Unlicensed Activity Program, Consumer Services Unit, Investigative Services Unit, and the Compliance Management Unit.

MQA received over 40,000 complaints in FY 2019-2020. Practitioners who are disciplined may receive reprimands, sanctions, or other actions. The Department takes emergency action for violations that pose an immediate and severe threat to the public under Section 456.074, Florida Statutes, including the commission of certain crimes and violations.

Complaints Received	8,039
Legally Sufficient	1,068
Investigations Completed	1,029
Citations Issued	53
Dismissals	81
Probable Cause Found	283
No Probable Cause Found	681
Final Orders	426

EMERGENCY ORDERS ISSUED

Emergency Restriction Orders	43
Emergency Suspension Orders	12
Total Emergency Orders	55

FINES AND COST DATA FOR CURRENT LICENSEES

Dollar Amount Collected	\$254,760
Dollar Amount Imposed	\$619,764
Percentage Collected	41.11%

NUMBER OF ACTIVE CASES

Consumer Services	7,502
Investigative Services	499
Prosecution Services	3,508

BY THE NUMBERS

UNLICENSED ACTIVITY DATA

MQA reviews and investigates complaints of unlicensed activity through the central office in Tallahassee and 11 regional offices located around the state. MQA issues cease and desist orders and fines against unlicensed persons. MQA relies on partnerships with law enforcement for criminal prosecution.

QUARTERLY SUMMARY

Complaints Received	141
Referred for Investigation	146
Investigations Completed	135
Cease and Desist Orders Issued	55
Referrals to Law Enforcement	56

GLOSSARY

Balanced Scorecard

A way to measure whether the key processes performed by MQA (licensing, enforcing, and providing information) support our vision and our strategic objectives.

Emergency Action

An action taken by the State Surgeon General to suspend or restrict the ability to practice when a licensed health care practitioner poses an immediate and serious threat to the health, safety, and welfare of the public.

Emergency Suspension Order (ESO)

An order issued by the Florida Department of Health suspending the license of a practitioner. A practitioner may not practice in the state of Florida while under an emergency suspension order.

Emergency Restriction Order (ERO)

An order issued by the Florida Department of Health restricting the practice of a practitioner in the state of Florida under conditions specified by the Department.

Final Order

An order of a regulatory board or the Department of Health outlining the finding of facts, and penalties in a disciplinary case against a licensee. The administrative complaint outlining the charges against the licensee is attached and becomes part of the final order when it is filed with the agency clerk.

Investigations Completed

Investigations are initiated when a complaint is considered legally sufficient. All completed investigations are presented to the Prosecution Services Unit with an Investigative Report and all documents related to the complaint.

Legally Sufficient

Complaints that, if found to be true, show a potential violation of Florida Statutes or Rules.

LEIDS

Licensing and Enforcement Information Database System. MQA's licensure and enforcement database.

MQA Trust Fund Unlicensed Activity Fee

A \$5 fee collected at initial and renewal licensing that funds the investigation and enforcement of unlicensed activities, according to Florida law.

Probable Cause

A determination that there is a reasonable basis to suspect that a person has violated or is violating the law.

Qualified Applicant

A qualified applicant has met all requirements to become licensed and could essentially be licensed on the day they become qualified. This is different from an approved applicant who may still have to pass an examination or meet an additional requirement outside of having their application approved.

Unlicensed Activity (ULA)

Potentially dangerous activity by an unauthorized person that could cause injury, disease, or death.

CONTACT US

Your feedback is important to us.
If you have questions or suggestions about
this report, please let us know.

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