

# Error-Reporting Bill Makes Way Through Congress

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WASHINGTON — The House and Senate are negotiating legislation that would establish a voluntary medical error reporting system with the goal of passing a consensus measure soon, lawmakers and staffers say.

Following a June hearing of the House Energy and Commerce subcommittee on health, Nathan Deal (R-Ga.), chairman of the subcommittee, said the measure is likely to have some variations from last year's versions of the bill, but said the scope of the proposed legislation is the same.

The House and Senate each passed similar patient safety bills last year — the House on a vote of 418-6 and the Senate by voice vote. But the bills got bogged down in conference and died in the waning days of the 108th Congress. The lawmakers are trying to establish a voluntary system in which providers could confidentially report errors to official patient safety organizations. The previously proposed bills differed in the degree to which information was legally protected and in approaches to health information technology interoperability.

Now, as lawmakers negotiate a new measure, Agency for Healthcare Research and Quality (AHRQ) Director Carolyn Clancy, M.D., is calling for increased training of data analysts.

“While an increasing number of hospitals are developing the capacity to analyze the causes of medical errors, we need to recognize that the ability to conduct these analyses is uneven both in terms of experience and skill level,” Dr. Clancy said. Moving to a system where the errors are routinely analyzed will require “significant skill development and technical assistance.”

Dr. Clancy also warned that as the environment for patient safety improves, the number of reported errors is likely to rise as “previously hidden errors are disclosed.” An initial increase in the number of reported errors, therefore, “is a sign of success, not failure.”

She also called for increased information on care improvement in outpatient settings.

The day before the hearing, AHRQ announced it will award more than \$8 million for 15 projects designed to help clinicians, facilities, and patients implement evidence-based safety practices. More than half of the projects focus on reducing medication errors. Another area of interest is improved communications among health care teams.

Despite efforts in the public and private sectors to improve patient safety, Joint

Commission on Accreditation of Healthcare Organizations President Dennis O’Leary, M.D., told the House panel that “we may actually be falling further behind as new drugs, procedures, and technologies are introduced every day.”

Each new intervention carries its own risks that have not been identified, Dr. O’Leary said, and “they will be introduced into care delivery systems where patient safety and systems thinking ... are not constantly top of mind.”

Dr. O’Leary also said more should be done to ensure adherence to clinical guidelines, which he said can reduce legal risk for providers. He suggested providing incentives to focus on improvements in patient safety and health care quality as one way to increase guideline adherence.

Dr. O’Leary also recommended finding a private sector alternative for the National Provider Data Bank, which he said “has probably never met its full expectations.” He said the data bank tends not to record

information about whether a standard of care was violated, making the information “relatively unhelpful” for patient safety analysis. He suggested an approach that may include a network of databases.

Health subcommittee members asked about patient safety as part of medical education. William Bornstein, M.D., of the Medical Association of Georgia, testified that training in systems thinking for patient safety should occur at the level of residents and interns. ■

## ADVERTISEMENT

# PERTUSSIS transmission

How do infants get  
**PERTUSSIS?**

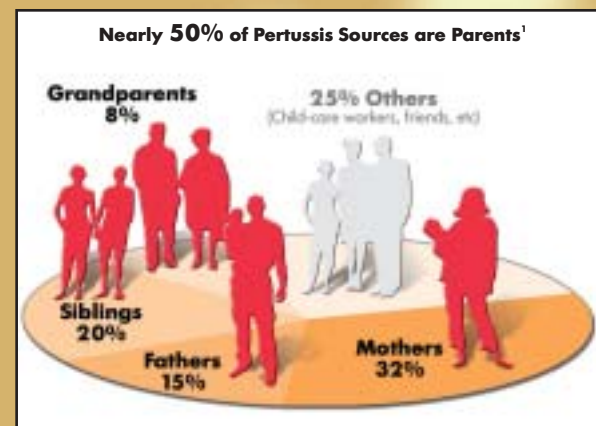
They get it from their family.

That's right — their  
**MOMS** and

dads, brothers and sisters,

even grandma and grandpa!

Nearly 75% of the time, a family member is the source of pertussis disease in infants<sup>1</sup>



References: 1. Bisgard KM, Pascual FB, Ehresmann KR, et al. Infant pertussis: who was the source? *Pediatr Infect Dis J.* 2004;23:985-989. 2. National Center for Health Statistics. *Health, United States, 2004 with Chartbook on Trends in the Health of Americans.* Hyattsville, MD: 2004. 3. Centers for Disease Control and Prevention. Pertussis Surveillance Report, Feb. 23, 2005. 4. Centers for Disease Control and Prevention. Pertussis Surveillance Report, Aug. 6, 2004. 5. Vitek CR, Pascual FB, Baughman AL, Murphy TV. Increase in deaths from pertussis among young infants in the United States in the 1990s. *Pediatr Infect Dis J.* 2003;22:628-634. 6. Centers for Disease Control and Prevention. Summary of notifiable diseases—United States, 2000. *MMWR.* 2000;49(53):12. 7. Centers for Disease Control and Prevention. Summary of notifiable diseases—United States, 2001. *MMWR.* 2001;50(53):15. 8. Centers for Disease Control and Prevention. Summary of notifiable diseases—United States, 2002. *MMWR.* 2002;51(53):28. 9. Scott PT, Clark JB, Miser WF. Pertussis: an update on primary prevention and outbreak control. *Am Fam Physician.* 1997;56:1121-1128. 10. Centers for Disease Control and Prevention. *Epidemiology and Prevention of Vaccine-Preventable Diseases: The Pink Book.* 8th Ed. Atlanta, Ga: Department of Health and Human Services, Public Health Foundation; 2004:75-88. 11. De Serres G, Shadmani R, Duval B, et al. Morbidity of pertussis in adolescents and adults. *J Infect Dis.* 2000;182:174-179.

According to a recent study of pertussis in 264 infants, a family member was identified as the source of the disease in three quarters of the cases. In fact, the infant's mother was positively identified as the source in 32% of the cases. In addition to Mom, other confirmed sources included Dad 15% of the time, Grandma/Grandpa 8% of the time, and a sibling 20% of the time. This study provides clear documentation of the threat of pertussis within the family setting and serves as a window to the growing problem of pertussis in the general population.<sup>1</sup>