

1                                   A bill to be entitled  
2           An act relating to state lotteries; amending s.  
3           24.121, F.S.; specifying how the net revenue generated  
4           by an instant lottery game created by the act must be  
5           distributed by the Department of the Lottery;  
6           restricting the use of such funds; requiring that  
7           direct service providers be reimbursed on the basis of  
8           specified fee schedules for services, equipment, or  
9           supplies; requiring a direct service provider to  
10          provide a continuum of care; defining terms; creating  
11          s. 24.132, F.S.; requiring the department to offer a  
12          special instant lottery game called "Ticket for the  
13          Cure" for a specified period of time; prohibiting the  
14          department from unreasonably diminishing its marketing  
15          of other instant lottery games; requiring the  
16          department to allocate net revenue to fund breast  
17          cancer research and provide services for certain  
18          individuals who have breast cancer; restricting the  
19          use of such funds; providing that such funds may not  
20          supplant funds otherwise appropriated for breast  
21          cancer research by this state; defining terms;  
22          authorizing the department to adopt rules; amending s.  
23          381.93, F.S.; requiring that the state appropriate  
24          funds from the General Appropriations Act to match  
25          federal funds provided for screening and early  
26          detection under the Mary Brogan Breast and Cervical

27 Cancer Early Detection Program; providing an effective  
 28 date.

29

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

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32 Section 1. Paragraph (b) of subsection (5) of section  
 33 24.121, Florida Statutes, is amended, present paragraph (f) of  
 34 that subsection is redesignated as paragraph (g), and a new  
 35 paragraph (f) is added to that subsection, to read:

36 24.121 Allocation of revenues and expenditure of funds for  
 37 public education.—

38 (5)

39 (b) Except as provided in paragraphs (c)-(f) ~~(e)~~, ~~(d)~~, and  
 40 ~~(e)~~, the Legislature shall equitably apportion moneys in the  
 41 trust fund among public schools, community colleges, and  
 42 universities.

43 (f) The department shall equitably apportion the net  
 44 revenue received under s. 24.132 between direct service  
 45 providers and public or private universities located in this  
 46 state which have medical research facilities or which are  
 47 associated with medical research facilities. Such funds must be  
 48 used to fund breast cancer research and to provide services to  
 49 low-income, uninsured individuals who have breast cancer, and  
 50 may not be used for institutional, organizational, or community-  
 51 based overhead costs, indirect costs, or levies. If services,  
 52 equipment, or supplies are provided by a direct service

53 provider, the funds must be used to pay for the services,  
54 equipment, or supplies based on the Medicare fee schedule or the  
55 fee schedule resulting in the lowest cost to the state. A direct  
56 service provider shall provide services in the context of a  
57 continuum of care. As used in this paragraph, the term:

58 1. "Continuum of care" means a system that guides and  
59 tracks patients over time through a comprehensive array of  
60 health services spanning all levels and intensity of care.

61 2. "Direct service provider" means a nonuniversity  
62 organization that provides care directly to an individual who  
63 seeks services related to the treatment of breast cancer.

64 Section 2. Section 24.132, Florida Statutes, is created to  
65 read:

66 24.132 Ticket for the Cure.—

67 (1) The department shall offer a special instant lottery  
68 game called "Ticket for the Cure." The game shall commence on  
69 January 1, 2017, and shall be discontinued on December 31, 2022.  
70 The department may not unreasonably diminish its marketing  
71 efforts devoted to other instant lottery games during this  
72 period of time.

73 (2) The department shall allocate the net revenue from the  
74 Ticket for the Cure lottery game pursuant to s. 24.121(5)(f) to  
75 fund breast cancer research and to provide services to low-  
76 income, uninsured individuals who have breast cancer. The funds  
77 may not be used for institutional, organizational, or community-  
78 based overhead costs, indirect costs, or levies, and may not

79 supplant state funds otherwise appropriated for breast cancer  
 80 research. As used in this subsection, the term:

81 (a) "Net revenue" means the total amount of money received  
 82 from the sale of instant lottery tickets, less the sum of the  
 83 amount paid out in prizes and the actual administrative expenses  
 84 of the department related solely to the Ticket for the Cure  
 85 lottery game.

86 (b) "Research" includes, but is not limited to,  
 87 expenditures to develop and advance the understanding,  
 88 techniques, and modalities that are effective in the detection,  
 89 screening, prevention, and treatment of breast cancer, including  
 90 clinical trials.

91 (3) The department may adopt rules to administer this  
 92 section.

93 Section 3. Subsection (3) of section 381.93, Florida  
 94 Statutes, is amended to read:

95 381.93 Breast and cervical cancer early detection  
 96 program.—This section may be cited as the "Mary Brogan Breast  
 97 and Cervical Cancer Early Detection Program Act."

98 (3) The Mary Brogan Breast and Cervical Cancer Early  
 99 Detection Program shall be funded through grants for such  
 100 screening and early detection purposes from the federal Centers  
 101 for Disease Control and Prevention under Title XV of the Public  
 102 Health Service Act, 42 U.S.C. ss. 300k et seq and through the  
 103 appropriation of funds under the General Appropriations Act  
 104 which must match the federal funds provided for screening and

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105 | early detection purposes.

106 |       Section 4. This act shall take effect July 1, 2016.