



## **Appropriations Conference Chairs**

### **Bump Issues Health and Human Services / Health Care**

### **SENATE OFFER #1 Conforming Bill**

**March 10, 2022  
412 Knott Building**

**Health Care  
Conforming Bill Side by Side**

Senate Bill 2526 - Health Care			
Section Number		Description	Senate BUMP Offer One
1	s.210.201(2)	<b>H. Lee Moffit Pasco County Life Sciences Park</b> - Provides \$20 million annually through 2052-2053 (\$600 M over 30 years) for the construction and development of Moffitt's Pasco County life sciences park.	Senate
2	s.381.02035(7)	<b>Canadian Prescription Drug Importation Program; APD Forensic Facilities</b> - authorizing pharmacists and wholesalers employed by or under contract with forensic facilities managed by the Agency for Persons with Disabilities to import prescription drugs under the Canadian Prescription Drug Importation Program for dispensing to clients in such facilities.	Senate
3	s.394.9082	<b>DCF Managing Entities</b> - Requires DCF's contracts with ME's to be available on DCF's website; requires DCF to conduct a comprehensive, multiyear review of revenues, expenditures, and financial positions of ME's covering most recent two years and to submit an annual report to Governor and Legislature; and requires ME's to provide notice to a provider before removal from network.	Senate
4	s.408.062	<b>Prescribed Medicine Research and Reporting - MyFloridaRx</b> - deletes requirement that AHCA collect and publish on its website data related to the retail prices of the 300 most frequently prescribed medicines from pharmacies licensed by the state.	No language
5	s.409.908	<b>Nursing Home Reimbursement; Minimum Wage</b> - AHCA is required to set Nursing Home payment rates in accordance with the GAA, which provides for a minimum wage of \$15/hour.	Senate
6		Provides an effective date of July 1, 2022.	Senate

**Health Care  
Conforming Bill Side by Side**

Senate Bill 2526 - Health Care			
Section Number		Description	Senate BUMP Offer One
New	s. 17.41	<p><b>Department of Financial Services Tobacco Settlement Trust Fund</b> - Renames the Tobacco Settlement Clearing Trust Fund to the Lawton Chiles Tobacco Settlement Clearing Trust Fund.</p>	Senate New See Attachment #1
New	s. 20.435 s. 210.20 s. 381.915	<p><b>Biomedical Research Trust Fund</b> -Renames the Florida NCI Cancer Centers Program to the Casey DeSantis Cancer Research Program.</p> <p><b>Employees and assistants; distribution of funds</b> - Renames the Florida NCI Cancer Centers Program to the Casey DeSantis Cancer Research Program.</p> <p><b>Florida Consortium of Nation Cancer Institute Centers Program</b> - Renames the Florida NCI Cancer Centers Program to the Casey DeSantis Cancer Research Program.</p>	Senate New See Attachment #2
New	s. 409.814	<p><b>Eligibility</b> - Provides Title XXI postpartum coverage for a Title XXI-funded child who reaches 19 years of age to be consistent with the Medicaid policy if the child is ineligible for Medicaid.</p>	Senate New See Attachment # 3

*Attachment  
#1*

LEGISLATIVE ACTION

Senate

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House

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The Conference Committee on SB 2526 recommended the following:

**Senate Conference Committee Amendment**

Between lines 5 and 6

insert:

Section 1. Subsection (1) of section 17.41, Florida Statutes, is amended to read:

17.41 Department of Financial Services Tobacco Settlement Clearing Trust Fund.—

(1) The Department of Financial Services Tobacco Settlement Clearing Trust Fund, which shall be referred to as the "Lawton Chiles Trust Fund," is created within that department.

Attachment 2

LEGISLATIVE ACTION		
Senate	.	House
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The Conference Committee on SB 2526 recommended the following:

**DRAFT Senate Conference Committee Amendment**

Between lines 5 and 6

insert:

Section 1. Section 381.915, Florida Statutes, is amended to read:

381.915 Casey DeSantis Cancer Research Florida Consortium  
~~of National Cancer Institute Centers~~ Program.—

(1) This section may be cited as the "Casey DeSantis Cancer Research Florida NCI Cancer Centers Act."

(2) The Casey DeSantis Cancer Research Florida Consortium  
~~of National Cancer Institute Centers~~ Program is established to

13 enhance the quality and competitiveness of cancer care in this  
14 state, further a statewide biomedical research strategy directly  
15 responsive to the health needs of Florida's citizens, and  
16 capitalize on the potential educational opportunities available  
17 to its students. The department shall make payments to Florida-  
18 based cancer centers recognized by the National Cancer Institute  
19 (NCI) at the National Institutes of Health as NCI-designated  
20 cancer centers or NCI-designated comprehensive cancer centers,  
21 and cancer centers working toward achieving NCI designation. The  
22 department shall distribute funds to participating cancer  
23 centers on a quarterly basis during each fiscal year for which  
24 an appropriation is made.

25 (3) On or before September 15 of each year, the department  
26 shall calculate an allocation fraction to be used for  
27 distributing funds to participating cancer centers. On or before  
28 the final business day of each quarter of the state fiscal year,  
29 the department shall distribute to each participating cancer  
30 center one-fourth of that cancer center's annual allocation  
31 calculated under subsection (6). The allocation fraction for  
32 each participating cancer center is based on the cancer center's  
33 tier-designated weight under subsection (4) multiplied by each  
34 of the following allocation factors: number of reportable cases,  
35 peer-review costs, and biomedical education and training. As  
36 used in this section, the term:

37 (a) "Biomedical education and training" means instruction  
38 that is offered to a student who is enrolled in a biomedical  
39 research program at an affiliated university as a medical  
40 student or a student in a master's or doctoral degree program,  
41 or who is a resident physician trainee or postdoctoral trainee

42 in such program. An affiliated university biomedical research  
43 program must be accredited or approved by a nationally  
44 recognized agency and offered through an institution accredited  
45 by the Commission on Colleges of the Southern Association of  
46 Colleges and Schools. Full-time equivalency for trainees shall  
47 be prorated for training received in oncologic sciences and  
48 oncologic medicine.

49 (b) "Cancer center" means a freestanding center, a center  
50 situated within an academic institution, or a formal research-  
51 based consortium under centralized leadership that has achieved  
52 NCI designation or is prepared to achieve NCI designation by  
53 July 1, 2019.

54 (c) "Florida-based" means that a cancer center's actual or  
55 sought designated status is or would be recognized by the NCI as  
56 primarily located in Florida and not in another state.

57 (d) "Peer-review costs" means the total annual direct costs  
58 for peer-reviewed cancer-related research projects, consistent  
59 with reporting guidelines provided by the NCI, for the most  
60 recent annual reporting period available.

61 (e) "Reportable cases" means cases of cancer in which a  
62 cancer center is involved in the diagnosis, evaluation of the  
63 diagnosis, evaluation of the extent of cancer spread at the time  
64 of diagnosis, or administration of all or any part of the first  
65 course of therapy for the most recent annual reporting period  
66 available. Cases relating to patients enrolled in institutional  
67 or investigator-initiated interventional clinical trials shall  
68 be weighted at 1.2 relative to other cases weighted at 1.0.  
69 Determination of institutional or investigator-initiated  
70 interventional clinical trials must be consistent with reporting

71 guidelines provided by the NCI.

72 (4) Tier designations and corresponding weights within the  
73 Casey DeSantis Cancer Research Florida Consortium of National  
74 Cancer Institute Centers Program are as follows:

75 (a) Tier 1: Florida-based NCI-designated comprehensive  
76 cancer centers, which shall be weighted at 1.5.

77 (b) Tier 2: Florida-based NCI-designated cancer centers,  
78 which shall be weighted at 1.25.

79 (c) Tier 3: Florida-based cancer centers seeking  
80 designation as either a NCI-designated cancer center or NCI-  
81 designated comprehensive cancer center, which shall be weighted  
82 at 1.0.

83 1. A cancer center shall meet the following minimum  
84 criteria to be considered eligible for Tier 3 designation in any  
85 given fiscal year:

86 a. Conducting cancer-related basic scientific research and  
87 cancer-related population scientific research;

88 b. Offering and providing the full range of diagnostic and  
89 treatment services on site, as determined by the Commission on  
90 Cancer of the American College of Surgeons;

91 c. Hosting or conducting cancer-related interventional  
92 clinical trials that are registered with the NCI's Clinical  
93 Trials Reporting Program;

94 d. Offering degree-granting programs or affiliating with  
95 universities through degree-granting programs accredited or  
96 approved by a nationally recognized agency and offered through  
97 the center or through the center in conjunction with another  
98 institution accredited by the Commission on Colleges of the  
99 Southern Association of Colleges and Schools;



100 e. Providing training to clinical trainees, medical  
101 trainees accredited by the Accreditation Council for Graduate  
102 Medical Education or the American Osteopathic Association, and  
103 postdoctoral fellows recently awarded a doctorate degree; and

104 f. Having more than \$5 million in annual direct costs  
105 associated with their total NCI peer-reviewed grant funding.

106 2. The General Appropriations Act or accompanying  
107 legislation may limit the number of cancer centers which shall  
108 receive Tier 3 designations or provide additional criteria for  
109 such designation.

110 3. A cancer center's participation in Tier 3 may not extend  
111 beyond June 30, 2024.

112 4. A cancer center that qualifies as a designated Tier 3  
113 center under the criteria provided in subparagraph 1. by July 1,  
114 2014, is authorized to pursue NCI designation as a cancer center  
115 or a comprehensive cancer center until June 30, 2024.

116 (5) The department shall use the following formula to  
117 calculate a participating cancer center's allocation fraction:

118  
119 
$$\text{CAF} = [0.4 \times (\text{CRC} + \text{TCRC})] + [0.3 \times (\text{CPC} + \text{TCPC})] + [0.3 \times (\text{CBE} + \text{TCBE})]$$

120  
121 Where:

122 CAF=A cancer center's allocation fraction.

123 CRC=A cancer center's tier-weighted reportable cases.

124 TCRC=The total tier-weighted reportable cases for all  
125 cancer centers.

126 CPC=A cancer center's tier-weighted peer-review costs.

127 TCPC=The total tier-weighted peer-review costs for all  
128 cancer centers.

129 CBE=A cancer center's tier-weighted biomedical education  
130 and training.

131 TCBE=The total tier-weighted biomedical education and  
132 training for all cancer centers.

133

134 (6) A cancer center's annual allocation shall be calculated  
135 by multiplying the funds appropriated for the Casey DeSantis  
136 Cancer Research Florida Consortium of National Cancer Institute  
137 Centers Program in the General Appropriations Act by that cancer  
138 center's allocation fraction. If the calculation results in an  
139 annual allocation that is less than \$16 million, that cancer  
140 center's annual allocation shall be increased to a sum equaling  
141 \$16 million, with the additional funds being provided  
142 proportionally from the annual allocations calculated for the  
143 other participating cancer centers.

144 (7) Beginning July 1, 2017, and every 3 years thereafter,  
145 the department, in conjunction with participating cancer  
146 centers, shall submit a report to the Cancer Control and  
147 Research Advisory Council on specific metrics relating to cancer  
148 mortality and external funding for cancer-related research in  
149 the state. If a cancer center does not endorse this report or  
150 produce an equivalent independent report, the cancer center  
151 shall be suspended from the program for 1 year. The report must  
152 include:

153 (a) An analysis of trending age-adjusted cancer mortality  
154 rates in the state, which must include, at a minimum, overall  
155 age-adjusted mortality rates for cancer statewide and age-  
156 adjusted mortality rates by age group, geographic region, and  
157 type of cancer, which must include, at a minimum:

- 158           1. Lung cancer.  
159           2. Pancreatic cancer.  
160           3. Sarcoma.  
161           4. Melanoma.  
162           5. Leukemia and myelodysplastic syndromes.  
163           6. Brain cancer.

164           (b) Identification of trends in overall federal funding,  
165 broken down by institutional source, for cancer-related research  
166 in the state.

167           (c) A list and narrative description of collaborative  
168 grants and interinstitutional collaboration among participating  
169 cancer centers, a comparison of collaborative grants in  
170 proportion to the grant totals for each cancer center, a  
171 catalogue of retreats and progress seed grants using state  
172 funds, and targets for collaboration in the future and reports  
173 on progress regarding such targets where appropriate.

174           (8) This section is subject to annual appropriation by the  
175 Legislature.

176           (9) The department may adopt rules to administer this  
177 section.

178           Section 2. Paragraph (a) of subsection (7) of section  
179 20.435, Florida Statutes, is amended to read:

180           20.435 Department of Health; trust funds.—The following  
181 trust funds shall be administered by the Department of Health:

182           (7) Biomedical Research Trust Fund.

183           (a) Funds to be credited to the trust fund shall consist of  
184 funds appropriated by the Legislature. Funds shall be used for  
185 the purposes of the James and Esther King Biomedical Research  
186 Program, the Casey DeSantis Cancer Research Florida Consortium

187 ~~of National Cancer Institute Centers~~ Program, and the William G.  
188 "Bill" Bankhead, Jr., and David Coley Cancer Research Program as  
189 specified in ss. 215.5602, 288.955, 381.915, and 381.922. The  
190 trust fund is exempt from the service charges imposed by s.  
191 215.20.

192 Section 3. Paragraph (c) of subsection (2) of section  
193 210.20, Florida Statutes, is amended to read:

194 210.20 Employees and assistants; distribution of funds.—

195 (2) As collections are received by the division from such  
196 cigarette taxes, it shall pay the same into a trust fund in the  
197 State Treasury designated "Cigarette Tax Collection Trust Fund"  
198 which shall be paid and distributed as follows:

199 (c) Beginning July 1, 2017, and continuing through June 30,  
200 2033, the division shall from month to month certify to the  
201 Chief Financial Officer the amount derived from the cigarette  
202 tax imposed by s. 210.02, less the service charges provided for  
203 in s. 215.20 and less 0.9 percent of the amount derived from the  
204 cigarette tax imposed by s. 210.02, which shall be deposited  
205 into the Alcoholic Beverage and Tobacco Trust Fund, specifying  
206 an amount equal to 1 percent of the net collections, not to  
207 exceed \$3 million annually, and that amount shall be deposited  
208 into the Biomedical Research Trust Fund in the Department of  
209 Health. These funds are appropriated annually from the  
210 Biomedical Research Trust Fund for the advancement of cures for  
211 cancers afflicting pediatric populations through basic or  
212 applied research, including, but not limited to, clinical trials  
213 and nontoxic drug discovery. These funds are not included in the  
214 calculation for the distribution of funds pursuant to s.  
215 381.915; however, these funds shall be distributed to cancer

216 centers participating in the Casey DeSantis Cancer Research  
217 ~~Florida Consortium of National Cancer Institute Centers~~ Program  
218 in the same proportion as is allocated to each cancer center in  
219 accordance with s. 381.915 and are in addition to any funds  
220 distributed pursuant to that section.

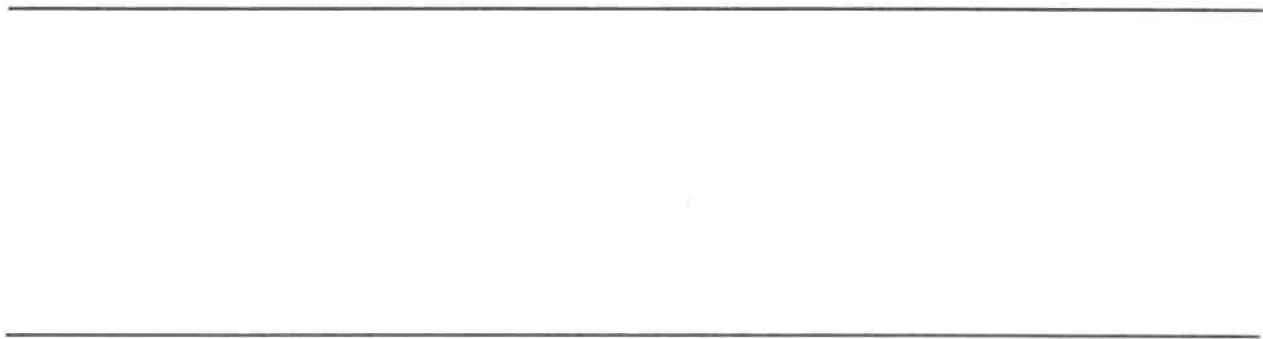
Amendment No.

CHAMBER ACTION

Senate

House

*Attachment 3*



1 Representative(s) offered the following:

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3 **Amendment (with title amendment)**

4 Between lines 2165 and 2166, insert:

5 Section 1. Subsections (4), (5), (6), (7), (8), (9), (10),  
6 and (11) of section 409.814, Florida Statutes, are renumbered as  
7 subsections (5), (6), (7), (8), (9), (10), (11), and (12),  
8 respectively, and subsection (4) is added to that section, to  
9 read:

10 409.814 Eligibility.—A child who has not reached 19 years  
11 of age whose family income is equal to or below 200 percent of  
12 the federal poverty level is eligible for the Florida Kidcare  
13 program as provided in this section. If an enrolled individual

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14 is determined to be ineligible for coverage, he or she must be  
15 immediately disenrolled from the respective Florida Kidcare  
16 program component.

17 (4) A Title XXI-funded child who reaches 19 years of age  
18 is eligible for continued Title XXI-funded coverage for the  
19 duration of a pregnancy and the postpartum period consisting of  
20 the 12-month period beginning on the last day of a pregnancy, if  
21 such pregnancy or postpartum period begins prior to the child  
22 reaching 19 years of age, and if the child is ineligible for  
23 Medicaid.

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T I T L E A M E N D M E N T

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Remove line 281 and insert:

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procedures; amending s. 409.814, F.S.; providing for continued

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Title XXI-funded coverage for certain enrollees beyond reaching

30

age 19 under certain circumstances; providing for eligibility;

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providing conditions under which the veto