

1                                   A bill to be entitled  
 2           An act relating to radiologists performing mammograms;  
 3           providing legislative findings; providing for studies;  
 4           providing for membership of a workgroup; providing for  
 5           reports; providing an effective date.

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 7           WHEREAS, breast cancer is the second leading cause of  
 8           cancer deaths in women, and

9           WHEREAS, mammography is an imperfect screening test but the  
 10          best tool available to detect breast cancer, and

11          WHEREAS, early detection of breast cancer decreases  
 12          mortality by 30 percent, and

13          WHEREAS, the population of women who will need screening is  
 14          increasing, NOW, THEREFORE,

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

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 18          Section 1. The Legislature finds that it is of the utmost  
 19          public importance that quality mammography services and other  
 20          diagnostic tools remain available to detect and treat breast  
 21          cancer. The Office of Program Policy Analysis and Government  
 22          Accountability and the Department of Health shall study issues  
 23          relating to the availability utilization, quality, and cost of  
 24          mammography services in all facilities performing mammography.  
 25          The study shall include, but need not be limited to, examining  
 26          the following factors that impact availability utilization,  
 27          quality, and cost: reimbursement fees, copayment fees paid by  
 28          patients, incidence of lawsuits filed, equipment and liability

29 insurance costs and insurance availability, equipment  
 30 maintenance and calibration, staffing requirements and training,  
 31 type and number of facilities performing mammography, facilities  
 32 surveyed by the Bureau of Radiation Control of the Department of  
 33 Health, population density of females aged 40 and older in each  
 34 county, and other factors that relate to the demand and  
 35 availability of mammography service. The Office of Program  
 36 Policy Analysis and Government Accountability shall complete its  
 37 study and submit its report to the Legislature by December 15,  
 38 2004.

39 (1) There is also created the Workgroup on Mammography  
 40 Accessibility within the Department of Health. The workgroup  
 41 shall study:

42 (a) The availability, quality of care, and accessibility  
 43 of mammography in this state.

44 (b) The need for research and educational facilities,  
 45 including facilities with institutional training programs and  
 46 community training programs for doctors of radiological medicine  
 47 at the student, internship, and residency levels.

48 (c) The availability of resources, including health  
 49 personnel and management personnel for mammography programs.

50 (d) The patient wait times for screening and diagnostic  
 51 mammography.

52 (2) The workgroup shall consist of 13 members and be  
 53 staffed by the Department of Health. It shall be chaired by the  
 54 Secretary of Health or his or her designee. The remaining 12  
 55 members shall be appointed as follows: the Governor shall  
 56 appoint four members, the President of the Senate shall appoint

57 | four members, one of whom shall be a member of the Senate, and  
58 | the Speaker of the House of Representatives shall appoint four  
59 | members, one of whom shall be a member of the House of  
60 | Representatives. The Governor's appointees and the Legislature's  
61 | appointees who are not members of the Legislature must have a  
62 | background in mammography by either practicing or teaching or  
63 | both as a physician in the field of mammography, insuring  
64 | mammography health care providers, or trying or defending  
65 | medical malpractice cases as an attorney.

66 | (3) By December 15, 2004, the department shall submit a  
67 | report to the Governor, the President of the Senate, the Speaker  
68 | of the House of Representatives, and the substantive legislative  
69 | committees which provides the findings of the workgroup and  
70 | recommendations for legislative action.

71 | Section 2. This act shall take effect upon becoming a law.  
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