

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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Representative Kyle offered the following:

**Amendment (with title amendment)**

Remove line(s) 706-1100 and insert:

- 8. The Florida Cancer Council.
9. The American Cancer Society, Florida Division, Inc.
10. The American Heart Association.
11. The American Lung Association of Florida.
12. The American Diabetes Association, South Coastal Region.
13. The Alzheimer's Association.
14. The Epilepsy Foundation.
15. The National Parkinson Foundation.
16. The Florida Public Health Foundation, Inc.
17. Scripps Florida or the entity formed in this state by The Scripps Research Institute.

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17        (b) Members of the council shall serve without  
18 compensation and each organization represented shall cover all  
19 expenses of its representative.

20        Section 7. Paragraph (d) of subsection (1) of section  
21 215.5601, Florida Statutes, is amended to read:

22        215.5601 Lawton Chiles Endowment Fund.--

23        (1) LEGISLATIVE INTENT.--It is the intent of the  
24 Legislature to:

25        (d) Provide funds to help support public-health and  
26 biomedical research for the prevention, diagnosis, ~~and~~  
27 treatment, and cure of diseases related to tobacco use by  
28 creating an annual and perpetual source of funding for  
29 biomedical research in the state in order to expand the  
30 foundation of biomedical knowledge relating to the prevention,  
31 diagnosis, ~~and~~ treatment, and cure of diseases related to  
32 tobacco use, including cancer, cardiovascular disease, stroke,  
33 and pulmonary disease; improve the quality of the state's  
34 academic health centers by bringing the advances of biomedical  
35 research into the training of physicians and other health care  
36 providers; and increase the state's per capita funding for  
37 biomedical research by undertaking new initiatives in biomedical  
38 research which will attract additional funding from outside the  
39 state while also stimulating economic activity in the state in  
40 areas related to biomedical research, such as the research and  
41 production of pharmaceuticals, biotechnology, and medical  
42 devices.

43        Section 8. Paragraphs (a) and (b) of subsection (1) and  
44 subsections (2) and (10) of section 215.5602, Florida Statutes,  
45 are amended to read:

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46           215.5602 James and Esther King Biomedical Research  
47 Program.--

48           (1) There is established within the Department of Health  
49 the James and Esther King Biomedical Research Program funded by  
50 the proceeds of the Lawton Chiles Endowment Fund pursuant to s.  
51 215.5601. The purpose of the James and Esther King Biomedical  
52 Research Program is to provide an annual and perpetual source of  
53 funding in order to support research initiatives that address  
54 the health care problems of Floridians in the areas of tobacco-  
55 related cancer, cardiovascular disease, stroke, and pulmonary  
56 disease. The long-term goals of the program are to:

57           (a) Improve the health of Floridians by researching better  
58 prevention, diagnoses, ~~and~~ treatments, and cures for cancer,  
59 cardiovascular disease, stroke, and pulmonary disease.

60           (b) Expand the foundation of biomedical knowledge relating  
61 to the prevention, diagnosis, ~~and~~ treatment, and cure of  
62 diseases related to tobacco use, including cancer,  
63 cardiovascular disease, stroke, and pulmonary disease.

64           (2) Funds appropriated for the James and Esther King  
65 Biomedical Research Program shall be used exclusively for the  
66 award of grants and fellowships as established in this section;  
67 for research relating to the prevention, diagnosis, ~~and~~  
68 treatment, and cure of diseases related to tobacco use,  
69 including cancer, cardiovascular disease, stroke, and pulmonary  
70 disease; and for expenses incurred in the administration of this  
71 section. Priority shall be granted to research designed to  
72 prevent or cure disease.

73           (10) The council shall submit an annual progress report on  
74 the state of biomedical research in this state to the Florida  
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75 Center for Universal Research to Eradicate Disease and to the  
76 Governor, the Secretary of Health, the President of the Senate,  
77 and the Speaker of the House of Representatives by February 1.

78 The report must include:

79 (a) A list of research projects supported by grants or  
80 fellowships awarded under the program.

81 (b) A list of recipients of program grants or fellowships.

82 (c) A list of publications in peer reviewed journals  
83 involving research supported by grants or fellowships awarded  
84 under the program.

85 (d) The total amount of biomedical research funding  
86 currently flowing into the state.

87 (e) New grants for biomedical research which were funded  
88 based on research supported by grants or fellowships awarded  
89 under the program.

90 (f) Progress in the prevention, diagnosis, ~~and~~ treatment,  
91 and cure of diseases related to tobacco use, including cancer,  
92 cardiovascular disease, stroke, and pulmonary disease.

93 Section 9. (1) The Life Sciences Building at Florida  
94 State University in Tallahassee is designated as the "James E.  
95 'Jim' King, Jr., Building."

96 (2) Florida State University is authorized to erect  
97 markers for the designation of the James E. "Jim" King, Jr.,  
98 Building as described in subsection (1).

99 Section 10. Florida Cancer Council.--

100 (1) Effective July 1, 2004, the Florida Cancer Council  
101 within the Department of Health is established for the purpose  
102 of making the state a center of excellence for cancer research.

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103       (2)(a) The council shall be representative of the state's  
104 cancer centers, hospitals, and patient groups, and shall be  
105 organized for the purpose of governing the affairs of the  
106 council.

107       (b) The Florida Cancer Council may create not-for-profit  
108 corporate subsidiaries to fulfill its mission. The council and  
109 its subsidiaries are authorized to receive, hold, invest, and  
110 administer property and any moneys acquired from private, local,  
111 state, and federal sources, as well as technical and  
112 professional income generated or derived from the mission-  
113 related activities of the council.

114       (c) The affairs of the council shall consist of:

115       1. Chairman of the Florida Dialogue on Cancer, who shall  
116 serve as the chairman of the council;

117       2. Secretary of the Department of Health or his or her  
118 designee;

119       3. Chief Executive Officer of the H. Lee Moffitt Cancer  
120 Center or his or her designee;

121       4. President of the University of Florida Shands Cancer  
122 Center or his or her designee;

123       5. Chief Executive Officer of the University of Miami  
124 Sylvester Comprehensive Cancer Center or his or her designee;

125       6. Chief Executive Officer of the Mayo Clinic,  
126 Jacksonville or his or her designee;

127       7. Chief Executive Officer of the American Cancer Society,  
128 Florida Division or his or her designee;

129       8. President of the American Cancer Society, Florida  
130 Division Board of Directors or his or her designee;

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131 9. President of the Florida Society of Clinical Oncology  
132 or his or her designee;

133 10. President of the American College of Surgeons, Florida  
134 Chapter, or his or her designee;

135 11. Chief Executive Officer of Enterprise Florida, Inc.,  
136 or his or her designee;

137 12. Five representatives from cancer programs approved by  
138 the American College of Surgeons. Three shall be appointed by  
139 the Governor, one shall be appointed by the Speaker of the House  
140 of Representatives, and one shall be appointed by the President  
141 of the Senate;

142 13. One member of the House of Representatives, to be  
143 appointed by the Speaker of the House of Representatives; and

144 14. One member of the Senate, to be appointed by the  
145 President of the Senate.

146 (d) Appointments made by the Speaker of the House of  
147 Representatives and the President of the Senate pursuant to  
148 paragraph (c) shall be for 2-year terms, concurrent with the  
149 bienniums in which they serve as presiding officers.

150 (e) Appointments made by the Governor pursuant to  
151 paragraph (c) shall be for 2-year terms, although the Governor  
152 may reappoint directors.

153 (f) Members of the council or any subsidiaries shall serve  
154 without compensation, and each organization represented on the  
155 council shall cover the expenses of its representatives.

156 (3) The council shall issue an annual report to the Center  
157 for Universal Research to Eradicate Disease, the Governor, the  
158 Speaker of the House of Representatives, and the President of  
159 the Senate by December 15 of each year, with policy and funding  
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160 recommendations regarding cancer research capacity in Florida  
161 and related issues.

162 Section 11. Florida Cancer Council, mission and  
163 duties.--The council, which shall work in concert with the  
164 Florida Center for Universal Research to Eradicate Disease to  
165 ensure that the goals of the center are advanced, shall endeavor  
166 to dramatically improve cancer research and treatment in this  
167 state through:

168 (1) Efforts to significantly expand cancer research  
169 capacity in the state by:

170 (a) Identifying ways to attract new research talent and  
171 attendant national grant producing researchers to Florida-based  
172 cancer research facilities;

173 (b) Implementing a peer-reviewed, competitive process to  
174 identify and fund the best proposals to expand cancer research  
175 institutes in this state;

176 (c) Funding through available resources for those  
177 proposals that demonstrate the greatest opportunity to attract  
178 federal research grants and private financial support;

179 (d) Encouraging the employment of bioinformatics in order  
180 to create a cancer informatics infrastructure that enhances  
181 information and resource exchange and integration through  
182 researchers working in diverse disciplines, to facilitate the  
183 full spectrum of cancer investigations;

184 (e) Facilitating the technical coordination, business  
185 development, and support of intellectual property as it relates  
186 to the advancement of cancer research; and

187 (f) Aiding in other multidisciplinary research-support  
188 activities as they inure to the advancement of cancer research.

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189       (2) Efforts to improve both research and treatment through  
190 greater participation in clinical trials networks by:

191       (a) Identifying ways to increase adult enrollment in  
192 cancer clinical trials;

193       (b) Supporting public and private professional education  
194 programs designed to increase the awareness and knowledge about  
195 cancer clinical trials;

196       (c) Providing tools to cancer patients and community-based  
197 oncologists to aid in the identification of cancer clinical  
198 trials available in the state; and

199       (d) Creating opportunities for the state's academic cancer  
200 centers to collaborate with community-based oncologists in  
201 cancer clinical trials networks.

202       (3) Efforts to reduce the impact of cancer on disparate  
203 groups by:

204       (a) Identifying those cancers that disproportionately  
205 impact certain demographic groups; and

206       (b) Building collaborations designed to reduce health  
207 disparities as they relate to cancer.

208       Section 12. The Florida Public Health Foundation, Inc.;  
209 establishment; purpose; mission; duties; board of directors.--

210       (1) The Florida Public Health Foundation, Inc., referred  
211 to in this section as "the corporation," is established for the  
212 purpose of disseminating breakthrough findings in biomedical  
213 research and promoting health awareness in this state.

214       (2) The corporation's mission includes disseminating  
215 information about innovative biomedical research and clinical  
216 trials in this state as well as making Floridians and their  
217 treatment providers aware of specified diseases and conditions

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218 and available methods of preventing, diagnosing, treating, and  
219 curing those diseases and conditions.

220 (3) The purpose and objective of the corporation shall be  
221 to operate exclusively for charitable, scientific, and  
222 educational purposes; to protect and improve the health and  
223 well-being of Florida's people and environment through  
224 partnerships committed to program innovation, education, applied  
225 research, and policy development; and to engage in charitable  
226 programs dedicated to improving the health of Floridians.

227 (4) The corporation shall be established as a not-for-  
228 profit entity qualifying under section 501(c)(3) of the Internal  
229 Revenue Code. The corporation may receive, hold, invest, and  
230 administer property and any moneys acquired from private, local,  
231 state, and federal sources, as well as technical and  
232 professional income generated or derived from the mission-  
233 related activities of the corporation. The corporation shall  
234 have all of the powers conferred upon corporations organized  
235 under chapter 617, Florida Statutes.

236 (5) The corporation's duties include procuring funds  
237 necessary for accomplishing the purpose and mission of the  
238 corporation. The corporation shall strive to complement,  
239 supplement, and enhance the missions of the various  
240 organizations, entities, and departments represented on its  
241 board by serving as the lead corporation in the state for  
242 promoting public health awareness.

243 (6) The affairs of the corporation shall be managed by an  
244 executive director appointed by a board of directors consisting  
245 of:

246 (a) The Secretary of Health or his or her designee.

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- 247        (b) A former member of the Senate appointed by the  
248 President of the Senate.
- 249        (c) A former member of the House of Representatives  
250 appointed by the Speaker of the House of Representatives.
- 251        (d) A representative of the American Heart Association.
- 252        (e) A representative of the American Cancer Society,  
253 Florida Division, Inc.
- 254        (f) A representative of the American Lung Association of  
255 Florida.
- 256        (g) A representative of the American Diabetes Association,  
257 South Coastal Region.
- 258        (h) A representative of the Alzheimer's Association.
- 259        (i) A representative of the Epilepsy Foundation.
- 260        (j) A representative of the National Parkinson Foundation.
- 261        (k) A representative of the March of Dimes, Florida  
262 Chapter.
- 263        (l) A representative of the Arthritis Foundation, Florida  
264 Chapter.
- 265        (m) A representative of the American Liver Foundation.
- 266        (n) A representative of the Florida Council for Behavioral  
267 Healthcare, Inc.
- 268        (o) A representative of the Florida Alcohol and Drug Abuse  
269 Association.
- 270        (p) A representative of Pharmaceutical Research and  
271 Manufacturers of America.
- 272        (q) A representative of the Florida Public Health  
273 Association.
- 274        (r) A representative of the Florida Association of County  
275 Health Officers.

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276 (s) A public health academician selected by the State  
277 Health Officer.

278 (t) A representative of the Florida Academy of Family  
279 Physicians.

280 (u) Three consumers who have demonstrated an interest in  
281 protecting the public health appointed by the Florida Public  
282 Health Association.

283 (7) Members of the board of directors shall serve for 2-  
284 year terms and shall serve without compensation. Each  
285 organization represented on the board of directors shall cover  
286 the expenses of its representative.

287 (8) The corporation, in consultation with the Department  
288 of Health and the Florida Center for Universal Research to  
289 Eradicate Disease, shall facilitate communication between  
290 biomedical researchers and health care providers each month  
291 according to the health awareness schedule established by the  
292 Florida Public Health Foundation, Inc., in order to ensure  
293 ongoing dialogue between researchers, treatment providers, and  
294 the department.

295 (9) The corporation and the Department of Health shall  
296 enter into partnerships with providers of continuing education  
297 for health care practitioners, including, but not limited to,  
298 hospitals and state and local medical organizations, to ensure  
299 that practitioners are aware of the most recent and complete  
300 diagnostic and treatment tools.

301 (10) The corporation shall provide an annual report  
302 concerning its activities and finances to the Florida Center for  
303 Universal Research to Eradicate Disease and shall provide copies

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304 of the annual report to the Governor, the President of the  
305 Senate, and the Speaker of the House of Representatives.

306 Section 13. Health awareness campaigns.--

307 (1) The Florida Public Health Foundation, Inc., in  
308 consultation with the Department of Health, shall coordinate  
309 monthly health awareness campaigns with national, state, and  
310 local health care organizations and government entities  
311 targeting a wide range of the public, including: parents;  
312 teachers and other school employees; students in 4th through  
313 12th grades, colleges, and universities; state agency employees;  
314 county and local government employees; patients of county health  
315 departments; Medicaid recipients; health care professionals and  
316 providers; and the public in general.

317 (2) The awareness campaigns shall include the provision of  
318 educational information about preventing, detecting, treating,  
319 and curing the following diseases or conditions. Additional  
320 diseases and conditions that impact the public health may be  
321 added by the board of directors of the Florida Public Health  
322 Foundation, Inc.; however, each of the following diseases or  
323 conditions must be included in an awareness campaign during at  
324 least one month in any 24-month period:

325 (a) Cancer, including breast, prostate, cervical, ovarian,  
326 colorectal, and skin cancer and leukemia.

327 (b) Heart disease.

328 (c) Stroke.

329 (d) Lung disease, including asthma and smoking-relating  
330 disease.

331 (e) Neurological disorders and disease, including  
332 Alzheimer's disease, Parkinson's disease, and epilepsy.

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- 333        (f) Gastrointestinal disease.  
334        (g) Kidney disease.  
335        (h) Diabetes.  
336        (i) Liver disease.  
337        (j) Autoimmune disorders.  
338        (k) Birth defects and prenatal care.  
339        (l) Obesity and malnutrition.  
340        (m) Sexually transmissible disease.  
341        (n) Hepatitis A, hepatitis B, and hepatitis C.  
342        (o) Arthritis.  
343        (p) Vaccine-preventable diseases.  
344        (q) Infectious diseases, including HIV/AIDS.  
345        (r) Substance abuse.  
346        (s) Mental illness.  
347        (t) Lupus.  
348        (u) Osteoporosis.  
349        (3) The health awareness campaigns shall be funded by the  
350 Florida Public Health Foundation, Inc., and the Department of  
351 Health to the extent that funds are available from public and  
352 private sources.  
353        (4) Health awareness information shall be disseminated  
354 through all available methods, including print, audio, visual,  
355 and electronic media.  
356        Section 14. Prostate Cancer Awareness Program.--  
357        (1) To the extent that funds are specifically made  
358 available for this purpose, the Prostate Cancer Awareness  
359 Program is established within the Department of Health. The  
360 purpose of this program is to implement the recommendations of  
361 January 2000 of the Florida Prostate Cancer Task Force to  
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362 provide for statewide outreach and health education activities  
363 to ensure that men are aware of and appropriately seek medical  
364 counseling for prostate cancer as an early-detection health care  
365 measure.

366 (2) For purposes of implementing the program, the  
367 Department of Health and the Florida Public Health Foundation,  
368 Inc., may:

369 (a) Conduct activities directly or enter into a contract  
370 with a qualified nonprofit community education entity.

371 (b) Seek any available gifts, grants, or funds from the  
372 state, the Federal Government, philanthropic foundations, and  
373 industry or business groups.

374 (3) A prostate cancer advisory committee is created to  
375 advise and assist the Department of Health and the Florida  
376 Public Health Foundation, Inc., in implementing the program.

377 (a) The Secretary of Health shall appoint the advisory  
378 committee members, who shall consist of:

379 1. Three persons from prostate cancer survivor groups or  
380 cancer-related advocacy groups.

381 2. Three persons who are scientists or clinicians from  
382 public universities or research organizations.

383 3. Three persons who are engaged in the practice of a  
384 cancer-related medical specialty from health organizations  
385 committed to cancer research and control.

386 (b) Members shall serve without compensation but are  
387 entitled to reimbursement, pursuant to section 112.061, Florida  
388 Statutes, for per diem and travel expenses incurred in the  
389 performance of their official duties.

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390       (4) The program shall coordinate its efforts with those of  
391 the Florida Public Health Foundation, Inc.

392       Section 15. Cervical Cancer Elimination Task Force.--

393       (1) Effective July 1, 2004, the Cervical Cancer  
394 Elimination Task Force is established for the purpose of  
395 recommending strategies and actions to reduce the costs and  
396 burdens of cervical cancer in Florida. The task force shall  
397 present interim reports to the Florida Public Health Foundation,  
398 Inc., the Florida Cancer Council, the Center for

399  
400 ===== T I T L E   A M E N D M E N T =====

401       Remove line(s) 62 and insert:  
402 markers; creating the Florida Cancer Council;