

CHAMBER ACTION

1 The Committee on Appropriations recommends the following:

2  
3 **Committee Substitute**

4 Remove the entire bill and insert:

5 A bill to be entitled

6 An act relating to health care initiatives; creating s.  
7 460.4062, F.S.; authorizing the Department of Health to  
8 issue a chiropractic medicine faculty certificate for  
9 certain faculty who have accepted appointment at a  
10 publicly funded state university or college; authorizing  
11 an application fee; providing requirements; providing for  
12 renewal and expiration of the certificate; creating s.  
13 1004.383, F.S.; authorizing a chiropractic medicine degree  
14 program at Florida State University; amending s. 561.121,  
15 F.S.; providing for annual appropriations from the  
16 proceeds of the excise tax on alcoholic beverages;  
17 providing for distribution of the funds to the Department  
18 of Elderly Affairs, the Department of Health, and Florida  
19 State University for specified research and programs;  
20 amending s. 1004.43, F.S.; authorizing the establishment  
21 of for-profit subsidiaries of the governing corporation of  
22 the H. Lee Moffitt Cancer Center and Research Institute;  
23 prohibiting certain activities by such for-profit

24 subsidiaries; requiring that the contract with the State  
25 Board of Education permit the use of lands, facilities,  
26 and personnel for research, education, treatment,  
27 prevention, and early detection of cancer; authorizing the  
28 governing corporation and its subsidiaries to obtain their  
29 own property insurance coverage; requiring that certain  
30 appropriations be paid directly to the board of directors  
31 of the governing corporation; changing the appointing  
32 authority for certain members of the council of scientific  
33 advisers; amending s. 1004.445, F.S.; renaming the Florida  
34 Alzheimer's Center and Research Institute as the Johnnie  
35 B. Byrd, Sr., Alzheimer's Center and Research Institute;  
36 deleting obsolete provisions; authorizing the  
37 establishment of for-profit subsidiaries of the governing  
38 corporation; requiring that the contract with the State  
39 Board of Education permit the use of lands, facilities,  
40 and personnel for research, education, treatment,  
41 prevention, and early detection of Alzheimer's disease;  
42 authorizing the governing corporation and its subsidiaries  
43 to obtain their own property insurance coverage; requiring  
44 that certain appropriations be paid directly to the board  
45 of directors of the governing corporation; changing the  
46 appointing authority for certain members of the council of  
47 scientific advisers; creating the Florida Center for  
48 Universal Research to Eradicate Disease within the  
49 Department of Health; providing legislative findings and  
50 intent; specifying the purpose and duties of the center;  
51 requiring an annual report to the Governor and

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52 | Legislature; authorizing the department to outsource the  
53 | duties of the center; creating an advisory council;  
54 | amending s. 215.5602, F.S.; expanding the long-term goals  
55 | of the James and Esther King Biomedical Research Program  
56 | to include the cure of specified diseases; providing  
57 | funding priority; amending s. 215.5601, F.S., relating to  
58 | the Lawton Chiles Endowment Fund, to conform an intent  
59 | provision; designating the Life Sciences Building at  
60 | Florida State University as the "James E. 'Jim' King, Jr.,  
61 | Building"; authorizing Florida State University to erect  
62 | markers; creating the Florida Cancer Research Council;  
63 | providing for the affairs of the council; requiring an  
64 | annual report; specifying the council's mission and  
65 | duties; creating the Florida Public Health Foundation,  
66 | Inc.; providing for the foundation's duties and mission;  
67 | providing for its board of directors; requiring annual  
68 | reports; requiring the foundation to coordinate monthly  
69 | health awareness campaigns to disseminate information  
70 | about specified diseases and conditions; establishing the  
71 | Prostate Cancer Awareness Program within the Department of  
72 | Health for the purpose of providing statewide outreach and  
73 | education concerning the early detection of prostate  
74 | cancer; authorizing the department and the Florida Public  
75 | Health Foundation, Inc., to enter into contracts and seek  
76 | grant moneys; creating an advisory committee to assist the  
77 | program; providing for membership of the committee;  
78 | authorizing reimbursement for certain per diem and travel  
79 | expenses; creating the Cervical Cancer Elimination Task

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80 Force; providing duties and membership of the task force;  
81 requiring the task force to make periodic reports to the  
82 Governor and the Legislature; providing for the task force  
83 to be dissolved on a specified date; providing an  
84 effective date.

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

88

89 Section 1. Section 460.4062, Florida Statutes, is created  
90 to read:

91 460.4062 Chiropractic medicine faculty certificate.--

92 (1) The department may issue a chiropractic medicine  
93 faculty certificate without examination to an individual who  
94 remits a nonrefundable application fee, not to exceed \$100 as  
95 determined by rule of the board, and who demonstrates to the  
96 board that he or she meets the following requirements:

97 (a) Is a graduate of an accredited school or college of  
98 chiropractic accredited by the Council on Chiropractic  
99 Education.

100 (b) Holds a valid current license to practice chiropractic  
101 medicine in another jurisdiction in the United States.

102 (c) Is at least 21 years of age and of good moral  
103 character.

104 (d) Has not committed any act or offense in any  
105 jurisdiction which would constitute the basis for discipline  
106 under this chapter or chapter 456.

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107       (e) Has been offered and has accepted a full-time faculty  
 108 appointment to teach in a program of chiropractic medicine at a  
 109 publicly funded state university or college and provides a  
 110 certification from the dean of the appointing college  
 111 acknowledging the appointment.

112       (2) The certificate shall authorize the holder to practice  
 113 only in conjunction with his or her faculty position at a  
 114 publicly funded state university or college and its affiliated  
 115 clinics that are registered with the board as sites at which  
 116 holders of chiropractic medicine faculty certificates will be  
 117 practicing. Such certificate shall automatically expire upon  
 118 termination of the holder's relationship with the school or  
 119 after a period of 2 years, whichever occurs first.

120       (3) The holder of a faculty certificate may engage in the  
 121 practice of chiropractic medicine as permitted by this section.

122       (4) Notwithstanding subsection (2), a chiropractic  
 123 medicine faculty certificate is renewable every 2 years by a  
 124 holder who applies to the board on a form prescribed by the  
 125 board and who continues to satisfy the requirements set forth in  
 126 subsection (1).

127       Section 2. Section 1004.383, Florida Statutes, is created  
 128 to read:

129       1004.383 Chiropractic medicine degree program at Florida  
 130 State University.--A chiropractic medicine degree program is  
 131 authorized at Florida State University.

132       Section 3. Paragraph (a) of subsection (1) of section  
 133 561.121, Florida Statutes, is amended to read:

134       561.121 Deposit of revenue.--

135 (1) All state funds collected pursuant to ss. 563.05,  
136 564.06, and 565.12 shall be paid into the State Treasury and  
137 disbursed in the following manner:

138 (a)1. Two percent of monthly collections of the excise  
139 taxes on alcoholic beverages established in ss. 563.05, 564.06,  
140 and 565.12 shall be deposited into the Alcoholic Beverage and  
141 Tobacco Trust Fund to meet the division's appropriation for the  
142 state fiscal year.

143 2. Beginning July 1, 2004, there is annually distributed  
144 \$15 million to the Grants and Donations Trust Fund within the  
145 Department of Elderly Affairs, and these funds are annually  
146 appropriated to support a contract with the Johnnie B. Byrd,  
147 Sr., Alzheimer's Center and Research Institute at the University  
148 of South Florida for the purposes of conducting research,  
149 developing and operating integrated data projects, and providing  
150 assistance to memory disorder clinics as established in s.  
151 430.502.

152 3. Beginning July 1, 2004, there is annually distributed  
153 \$6 million to the Biomedical Research Trust Fund within the  
154 Department of Health, and these funds are annually appropriated  
155 to the James and Esther King Biomedical Research Program. From  
156 these funds, up to \$250,000 shall be available annually for the  
157 operating costs of the Florida Center for Universal Research to  
158 Eradicate Disease.

159 4. Beginning July 1, 2004, there is annually distributed  
160 \$9 million to be paid by warrant drawn by the Chief Financial  
161 Officer upon the State Treasury to Florida State University for  
162 the School of Chiropractic Medicine. Notwithstanding the

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163 provisions of chapter 216, until the School of Chiropractic  
 164 Medicine is completely staffed and fully operational, these  
 165 funds may be used for any purpose by the university.

166 Section 4. Section 1004.43, Florida Statutes, is amended  
 167 to read:

168 1004.43 H. Lee Moffitt Cancer Center and Research  
 169 Institute.--There is established the H. Lee Moffitt Cancer  
 170 Center and Research Institute at the University of South  
 171 Florida.

172 (1) The State Board of Education shall enter into an  
 173 agreement for the utilization of the facilities on the campus of  
 174 the University of South Florida to be known as the H. Lee  
 175 Moffitt Cancer Center and Research Institute, including all  
 176 furnishings, equipment, and other chattels used in the operation  
 177 of said facilities, with a Florida not-for-profit corporation  
 178 organized solely for the purpose of governing and operating the  
 179 H. Lee Moffitt Cancer Center and Research Institute. This not-  
 180 for-profit corporation, acting as an instrumentality of the  
 181 State of Florida, shall govern and operate the H. Lee Moffitt  
 182 Cancer Center and Research Institute in accordance with the  
 183 terms of the agreement between the State Board of Education and  
 184 the not-for-profit corporation. The not-for-profit corporation  
 185 may, with the prior approval of the State Board of Education,  
 186 create either for-profit or not-for-profit corporate  
 187 subsidiaries, or both, to fulfill its mission. For-profit  
 188 subsidiaries of the not-for-profit corporation may not compete  
 189 with for-profit health care providers in the delivery of  
 190 radiation therapy services to patients. The not-for-profit

191 corporation and its subsidiaries are authorized to receive,  
 192 hold, invest, and administer property and any moneys received  
 193 from private, local, state, and federal sources, as well as  
 194 technical and professional income generated or derived from  
 195 practice activities of the institute, for the benefit of the  
 196 institute and the fulfillment of its mission. The affairs of the  
 197 corporation shall be managed by a board of directors who shall  
 198 serve without compensation. The President of the University of  
 199 South Florida and the chair of the State Board of Education, or  
 200 his or her designee, shall be directors of the not-for-profit  
 201 corporation, together with 5 representatives of the state  
 202 universities and no more than 14 nor fewer than 10 directors who  
 203 are not medical doctors or state employees. Each director shall  
 204 have only one vote, shall serve a term of 3 years, and may be  
 205 reelected to the board. Other than the President of the  
 206 University of South Florida and the chair of the State Board of  
 207 Education, directors shall be elected by a majority vote of the  
 208 board. The chair of the board of directors shall be selected by  
 209 majority vote of the directors.

210 (2) The State Board of Education shall provide in the  
 211 agreement with the not-for-profit corporation for the following:

212 (a) Approval of the articles of incorporation of the not-  
 213 for-profit corporation by the State Board of Education.

214 (b) Approval of the articles of incorporation of any not-  
 215 for-profit corporate subsidiary created by the not-for-profit  
 216 corporation.

217 (c) Utilization of lands, ~~hospital~~ facilities, and  
 218 personnel by the not-for-profit corporation and its subsidiaries



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219 for research, education, treatment, prevention, and the early  
 220 detection of cancer and for mutually approved teaching and  
 221 research programs conducted by the University of South Florida  
 222 or other accredited medical schools or research institutes.

223 (d) Preparation of an annual financial audit of the not-  
 224 for-profit corporation's accounts and records and the accounts  
 225 and records of any subsidiaries to be conducted by an  
 226 independent certified public accountant. The annual audit report  
 227 shall include a management letter, as defined in s. 11.45, and  
 228 shall be submitted to the Auditor General and the State Board of  
 229 Education. The State Board of Education, the Auditor General,  
 230 and the Office of Program Policy Analysis and Government  
 231 Accountability shall have the authority to require and receive  
 232 from the not-for-profit corporation and any subsidiaries or from  
 233 their independent auditor any detail or supplemental data  
 234 relative to the operation of the not-for-profit corporation or  
 235 subsidiary.

236 (e) Provision by the not-for-profit corporation and its  
 237 subsidiaries of equal employment opportunities to all persons  
 238 regardless of race, color, religion, sex, age, or national  
 239 origin.

240 (3) The State Board of Education is authorized to secure  
 241 comprehensive general liability protection, including  
 242 professional liability protection, for the not-for-profit  
 243 corporation and its subsidiaries pursuant to s. 1004.24. The  
 244 not-for-profit corporation and its subsidiaries shall be exempt  
 245 from any participation in any property insurance trust fund  
 246 established by law, including any property insurance trust fund

247 | established pursuant to chapter 284, so long as the not-for-  
 248 | profit corporation and its subsidiaries maintain property  
 249 | insurance protection with comparable or greater coverage limits.

250 |         (4) In the event that the agreement between the not-for-  
 251 | profit corporation and the State Board of Education is  
 252 | terminated for any reason, the State Board of Education shall  
 253 | resume governance and operation of said facilities.

254 |         (5) The institute shall be administered by a chief  
 255 | executive officer who shall serve at the pleasure of the board  
 256 | of directors of the not-for-profit corporation and who shall  
 257 | have the following powers and duties subject to the approval of  
 258 | the board of directors:

259 |             (a) The chief executive officer shall establish programs  
 260 | which fulfill the mission of the institute in research,  
 261 | education, treatment, prevention, and the early detection of  
 262 | cancer; however, the chief executive officer shall not establish  
 263 | academic programs for which academic credit is awarded and which  
 264 | terminate in the conference of a degree without prior approval  
 265 | of the State Board of Education.

266 |             (b) The chief executive officer shall have control over  
 267 | the budget and the dollars appropriated or donated to the  
 268 | institute from private, local, state, and federal sources, as  
 269 | well as technical and professional income generated or derived  
 270 | from practice activities of the institute. However, professional  
 271 | income generated by university faculty from practice activities  
 272 | at the institute shall be shared between the institute and the  
 273 | university as determined by the chief executive officer and the  
 274 | appropriate university dean or vice president.

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275 (c) The chief executive officer shall appoint members to  
276 carry out the research, patient care, and educational activities  
277 of the institute and determine compensation, benefits, and terms  
278 of service. Members of the institute shall be eligible to hold  
279 concurrent appointments at affiliated academic institutions.  
280 University faculty shall be eligible to hold concurrent  
281 appointments at the institute.

282 (d) The chief executive officer shall have control over  
283 the use and assignment of space and equipment within the  
284 facilities.

285 (e) The chief executive officer shall have the power to  
286 create the administrative structure necessary to carry out the  
287 mission of the institute.

288 (f) The chief executive officer shall have a reporting  
289 relationship to the Commissioner of Education.

290 (g) The chief executive officer shall provide a copy of  
291 the institute's annual report to the Governor and Cabinet, the  
292 President of the Senate, the Speaker of the House of  
293 Representatives, and the chair of the State Board of Education.

294 (6) The board of directors of the not-for-profit  
295 corporation shall create a council of scientific advisers to the  
296 chief executive officer comprised of leading researchers,  
297 physicians, and scientists. This council shall review programs  
298 and recommend research priorities and initiatives so as to  
299 maximize the state's investment in the institute. The council  
300 shall be appointed by the board of directors of the not-for-  
301 profit corporation ~~and shall include five appointees of the~~  
302 ~~State Board of Education.~~ Each member of the council shall be

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303 appointed to serve a 2-year term and may be reappointed to the  
304 council.

305 (7) In carrying out the provisions of this section, the  
306 not-for-profit corporation and its subsidiaries are not  
307 "agencies" within the meaning of s. 20.03(11).

308 (8)(a) Records of the not-for-profit corporation and of  
309 its subsidiaries are public records unless made confidential or  
310 exempt by law.

311 (b) Proprietary confidential business information is  
312 confidential and exempt from the provisions of s. 119.07(1) and  
313 s. 24(a), Art. I of the State Constitution. However, the Auditor  
314 General, the Office of Program Policy Analysis and Government  
315 Accountability, and the State Board of Education, pursuant to  
316 their oversight and auditing functions, must be given access to  
317 all proprietary confidential business information upon request  
318 and without subpoena and must maintain the confidentiality of  
319 information so received. As used in this paragraph, the term  
320 "proprietary confidential business information" means  
321 information, regardless of its form or characteristics, which is  
322 owned or controlled by the not-for-profit corporation or its  
323 subsidiaries; is intended to be and is treated by the not-for-  
324 profit corporation or its subsidiaries as private and the  
325 disclosure of which would harm the business operations of the  
326 not-for-profit corporation or its subsidiaries; has not been  
327 intentionally disclosed by the corporation or its subsidiaries  
328 unless pursuant to law, an order of a court or administrative  
329 body, a legislative proceeding pursuant to s. 5, Art. III of the  
330 State Constitution, or a private agreement that provides that

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331 the information may be released to the public; and which is  
332 information concerning:

333 1. Internal auditing controls and reports of internal  
334 auditors;

335 2. Matters reasonably encompassed in privileged attorney-  
336 client communications;

337 3. Contracts for managed-care arrangements, including  
338 preferred provider organization contracts, health maintenance  
339 organization contracts, and exclusive provider organization  
340 contracts, and any documents directly relating to the  
341 negotiation, performance, and implementation of any such  
342 contracts for managed-care arrangements;

343 4. Bids or other contractual data, banking records, and  
344 credit agreements the disclosure of which would impair the  
345 efforts of the not-for-profit corporation or its subsidiaries to  
346 contract for goods or services on favorable terms;

347 5. Information relating to private contractual data, the  
348 disclosure of which would impair the competitive interest of the  
349 provider of the information;

350 6. Corporate officer and employee personnel information;

351 7. Information relating to the proceedings and records of  
352 credentialing panels and committees and of the governing board  
353 of the not-for-profit corporation or its subsidiaries relating  
354 to credentialing;

355 8. Minutes of meetings of the governing board of the not-  
356 for-profit corporation and its subsidiaries, except minutes of  
357 meetings open to the public pursuant to subsection (9);

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358 9. Information that reveals plans for marketing services  
359 that the corporation or its subsidiaries reasonably expect to be  
360 provided by competitors;

361 10. Trade secrets as defined in s. 688.002, including  
362 reimbursement methodologies or rates; or

363 11. The identity of donors or prospective donors of  
364 property who wish to remain anonymous or any information  
365 identifying such donors or prospective donors. The anonymity of  
366 these donors or prospective donors must be maintained in the  
367 auditor's report.

368

369 As used in this paragraph, the term "managed care" means systems  
370 or techniques generally used by third-party payors or their  
371 agents to affect access to and control payment for health care  
372 services. Managed-care techniques most often include one or more  
373 of the following: prior, concurrent, and retrospective review of  
374 the medical necessity and appropriateness of services or site of  
375 services; contracts with selected health care providers;  
376 financial incentives or disincentives related to the use of  
377 specific providers, services, or service sites; controlled  
378 access to and coordination of services by a case manager; and  
379 payor efforts to identify treatment alternatives and modify  
380 benefit restrictions for high-cost patient care.

381 (9) Meetings of the governing board of the not-for-profit  
382 corporation and meetings of the subsidiaries of the not-for-  
383 profit corporation at which the expenditure of dollars  
384 appropriated to the not-for-profit corporation by the state are  
385 discussed or reported must remain open to the public in

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386 | accordance with s. 286.011 and s. 24(b), Art. I of the State  
 387 | Constitution, unless made confidential or exempt by law. Other  
 388 | meetings of the governing board of the not-for-profit  
 389 | corporation and of the subsidiaries of the not-for-profit  
 390 | corporation are exempt from s. 286.011 and s. 24(b), Art. I of  
 391 | the State Constitution.

392 |       (10) In addition to the continuing appropriation to the  
 393 | institute provided in s. 210.20(2), any appropriation to the  
 394 | institute provided in a general appropriations act shall be paid  
 395 | directly to the board of directors of the not-for-profit  
 396 | corporation by warrant drawn by the Chief Financial Officer from  
 397 | the State Treasury.

398 |       Section 5. Section 1004.445, Florida Statutes, is amended  
 399 | to read:

400 |       1004.445 Johnnie B. Byrd, Sr., Florida Alzheimer's Center  
 401 | and Research Institute.--

402 |       (1) ~~Effective July 1, 2002,~~ The Johnnie B. Byrd, Sr.,  
 403 | ~~Florida Alzheimer's Center and Research Institute~~ is established  
 404 | at the University of South Florida.

405 |       (2)(a) The State Board of Education shall enter into an  
 406 | agreement for the utilization of the facilities on the campus of  
 407 | the University of South Florida to be known as the Johnnie B.  
 408 | Byrd, Sr., Florida Alzheimer's Center and Research Institute,  
 409 | including all furnishings, equipment, and other chattels used in  
 410 | the operation of those facilities, with a Florida not-for-profit  
 411 | corporation organized solely for the purpose of governing and  
 412 | operating the Johnnie B. Byrd, Sr., Florida Alzheimer's Center  
 413 | and Research Institute. This not-for-profit corporation, acting

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414 as an instrumentality of the state, shall govern and operate the  
 415 Johnnie B. Byrd, Sr., Florida Alzheimer's Center and Research  
 416 Institute in accordance with the terms of the agreement between  
 417 the State Board of Education and the not-for-profit corporation.  
 418 The not-for-profit corporation may, with the prior approval of  
 419 the State Board of Education, create either for-profit or not-  
 420 for-profit corporate subsidiaries, or both, to fulfill its  
 421 mission. The not-for-profit corporation and its subsidiaries are  
 422 authorized to receive, hold, invest, and administer property and  
 423 any moneys acquired from private, local, state, and federal  
 424 sources, as well as technical and professional income generated  
 425 or derived from practice activities of the institute, for the  
 426 benefit of the institute and the fulfillment of its mission.

427 (b)1. The affairs of the not-for-profit corporation shall  
 428 be managed by a board of directors who shall serve without  
 429 compensation. The board of directors shall consist of the  
 430 President of the University of South Florida and the chair of  
 431 the State Board of Education, or their designees, 5  
 432 representatives of the state universities, and no fewer than 9  
 433 nor more than 14 representatives of the public who are neither  
 434 medical doctors nor state employees. Each director who is a  
 435 representative of a state university or of the public shall be  
 436 appointed to serve a term of 3 years. The chair of the board of  
 437 directors shall be selected by a majority vote of the directors.  
 438 Each director shall have only one vote.

439 2. The initial board of directors shall consist of the  
 440 President of the University of South Florida and the chair of  
 441 the State Board of Education, or their designees; the five



442 university representatives, of whom one shall be appointed by  
 443 the Governor, two by the President of the Senate, and two by the  
 444 Speaker of the House of Representatives; and nine public  
 445 representatives, of whom three shall be appointed by the  
 446 Governor, three by the President of the Senate, and three by the  
 447 Speaker of the House of Representatives. Upon the expiration of  
 448 the terms of the initial appointed directors, all directors  
 449 subject to 3-year terms of office under this paragraph shall be  
 450 appointed by a majority vote of the directors and the board may  
 451 be expanded to include additional public representative  
 452 directors up to the maximum number allowed. Any vacancy in  
 453 office shall be filled for the remainder of the term by majority  
 454 vote of the directors. Any director may be reappointed.

455 (3) The State Board of Education shall provide in the  
 456 agreement with the not-for-profit corporation for the following:

457 (a) Approval by the State Board of Education of the  
 458 articles of incorporation of the not-for-profit corporation.

459 (b) Approval by the State Board of Education of the  
 460 articles of incorporation of any not-for-profit corporate  
 461 subsidiary created by the not-for-profit corporation.

462 (c) Utilization of lands, ~~hospital~~ facilities, and  
 463 personnel by the not-for-profit corporation and its subsidiaries  
 464 for research, education, treatment, prevention, and the early  
 465 detection of Alzheimer's disease and for mutually approved  
 466 teaching and research programs conducted by the University of  
 467 South Florida or other accredited medical schools or research  
 468 institutes.

469 (d) Preparation of an annual postaudit of the not-for-  
 470 profit corporation's financial accounts and the financial  
 471 accounts of any subsidiaries to be conducted by an independent  
 472 certified public accountant. The annual audit report shall  
 473 include management letters and shall be submitted to the Auditor  
 474 General and the State Board of Education for review. The State  
 475 Board of Education, the Auditor General, and the Office of  
 476 Program Policy Analysis and Government Accountability shall have  
 477 the authority to require and receive from the not-for-profit  
 478 corporation and any subsidiaries, or from their independent  
 479 auditor, any detail or supplemental data relative to the  
 480 operation of the not-for-profit corporation or subsidiary.

481 (e) Provision by the not-for-profit corporation and its  
 482 subsidiaries of equal employment opportunities for all persons  
 483 regardless of race, color, religion, gender, age, or national  
 484 origin.

485 (4) The State Board of Education is authorized to secure  
 486 comprehensive general liability protection, including  
 487 professional liability protection, for the not-for-profit  
 488 corporation and its subsidiaries, pursuant to s. 1004.24. The  
 489 not-for-profit corporation and its subsidiaries shall be exempt  
 490 from any participation in any property insurance trust fund  
 491 established by law, including any property insurance trust fund  
 492 established pursuant to chapter 284, so long as the not-for-  
 493 profit corporation and its subsidiaries maintain property  
 494 insurance protection with comparable or greater coverage limits.

495 (5) In the event that the agreement between the not-for-  
 496 profit corporation and the State Board of Education is

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497 terminated for any reason, the State Board of Education shall  
498 assume governance and operation of the facilities.

499 (6) The institute shall be administered by a chief  
500 executive officer, who shall be appointed by and serve at the  
501 pleasure of the board of directors of the not-for-profit  
502 corporation, and who shall exercise the following powers and  
503 duties, subject to the approval of the board of directors:

504 (a) The chief executive officer shall establish programs  
505 that fulfill the mission of the institute in research,  
506 education, treatment, prevention, and early detection of  
507 Alzheimer's disease; however, the chief executive officer may  
508 not establish academic programs for which academic credit is  
509 awarded and which culminate in the conferring of a degree,  
510 without prior approval of the State Board of Education.

511 (b) The chief executive officer shall have control over  
512 the budget and the moneys appropriated or donated to the  
513 institute from private, local, state, and federal sources, as  
514 well as technical and professional income generated or derived  
515 from practice activities of the institute. However, professional  
516 income generated by university faculty from practice activities  
517 at the institute shall be shared between the institute and the  
518 university as determined by the chief executive officer and the  
519 appropriate university dean or vice president.

520 (c) The chief executive officer shall appoint  
521 representatives of the institute to carry out the research,  
522 patient care, and educational activities of the institute and  
523 establish the compensation, benefits, and terms of service of  
524 such representatives. Representatives of the institute shall be

525 eligible to hold concurrent appointments at affiliated academic  
526 institutions. University faculty shall be eligible to hold  
527 concurrent appointments at the institute.

528 (d) The chief executive officer shall have control over  
529 the use and assignment of space and equipment within the  
530 facilities.

531 (e) The chief executive officer shall have the power to  
532 create the administrative structure necessary to carry out the  
533 mission of the institute.

534 (f) The chief executive officer shall have a reporting  
535 relationship to the Commissioner of Education.

536 (g) The chief executive officer shall provide a copy of  
537 the institute's annual report to the Governor and Cabinet, the  
538 President of the Senate, the Speaker of the House of  
539 Representatives, and the chair of the State Board of Education.

540 (7) The board of directors of the not-for-profit  
541 corporation shall create a council of scientific advisers to the  
542 chief executive officer comprised of leading researchers,  
543 physicians, and scientists. The council shall review programs  
544 and recommend research priorities and initiatives to maximize  
545 the state's investment in the institute. The members of the  
546 council shall be appointed by the board of directors of the not-  
547 for-profit corporation, ~~except for five members who shall be~~  
548 ~~appointed by the State Board of Education.~~ Each member of the  
549 council shall be appointed to serve a 2-year term and may be  
550 reappointed to the council.

551 (8) In carrying out the provisions of this section, the  
552 not-for-profit corporation and its subsidiaries are not agencies  
553 within the meaning of s. 20.03(11).

554 (9) The following information is confidential and exempt  
555 from the provisions of s. 119.07(1) and s. 24, Art. I of the  
556 State Constitution:

557 (a) Personal identifying information relating to clients  
558 of programs created or funded through the Johnnie B. Byrd, Sr.,  
559 ~~Florida~~ Alzheimer's Center and Research Institute which is held  
560 by the institute, University of South Florida, or State Board of  
561 Education or by persons who provide services to clients of  
562 programs created or funded through contracts with the Johnnie B.  
563 Byrd, Sr., ~~Florida~~ Alzheimer's Center and Research Institute;

564 (b) Any medical or health records relating to patients  
565 which may be created or received by the institute;

566 (c) Materials that relate to methods of manufacture or  
567 production, potential trade secrets, potentially patentable  
568 material, actual trade secrets as defined in s. 688.002, or  
569 proprietary information received, generated, ascertained, or  
570 discovered during the course of research conducted by or through  
571 the institute and business transactions resulting from such  
572 research;

573 (d) The identity of a donor or prospective donor to the  
574 Johnnie B. Byrd, Sr., ~~Florida~~ Alzheimer's Center and Research  
575 Institute who wishes to remain anonymous, and all information  
576 identifying such donor or prospective donor;

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577 (e) Any information received by the institute in the  
578 performance of its duties and responsibilities which is  
579 otherwise confidential and exempt by law; and

580 (f) Any information received by the institute from a  
581 person from another state or nation or the Federal Government  
582 which is otherwise confidential or exempt pursuant to that  
583 state's or nation's laws or pursuant to federal law.

584  
585 Any governmental entity that demonstrates a need to access such  
586 confidential and exempt information in order to perform its  
587 duties and responsibilities shall have access to such  
588 information and shall otherwise keep such information  
589 confidential and exempt. This section is subject to the Open  
590 Government Sunset Review Act of 1995 in accordance with s.  
591 119.15 and shall stand repealed on October 2, 2006, unless  
592 reviewed and saved from repeal through reenactment by the  
593 Legislature.

594 (10) Any appropriation to the institute provided in a  
595 general appropriations act shall be paid directly to the board  
596 of directors of the not-for-profit corporation by warrant drawn  
597 by the Chief Financial Officer from the State Treasury.

598 Section 6. Florida Center for Universal Research to  
599 Eradicate Disease.--

600 (1) The Legislature finds that an estimated 128 million  
601 Americans suffer from acute, chronic, and degenerative diseases  
602 and that biomedical research is the key to finding cures for  
603 these diseases that negatively affect all Floridians. The  
604 Legislature further finds that, while there is much research

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605 being conducted throughout this state and throughout the world,  
606 there is a lack of coordination of efforts among researchers.  
607 The Legislature, therefore, finds that there is a significant  
608 need for a coordinated effort if the goal of curing disease is  
609 to be achieved. Moreover, the Legislature finds that the  
610 biomedical technology sector meets the criteria of a high-impact  
611 sector, pursuant to section 288.108, Florida Statutes, having a  
612 high importance to this state's economy with a significant  
613 potential for growth and contribution to our universities and  
614 quality of life.

615 (2) It is the intent of the Legislature that Florida  
616 strive to become the nation's leader in biomedical research and  
617 commit itself to being the state to find cures for the most  
618 deadly and widespread diseases. It is further the intent of the  
619 Legislature that there be a coordinated effort among the state's  
620 public and private universities and the biomedical industry to  
621 discover such cures. Moreover, it is the intent of the  
622 Legislature to expand the state economy by attracting biomedical  
623 researchers and research companies to this state.

624 (3) There is established within the Department of Health  
625 the Florida Center for Universal Research to Eradicate Disease,  
626 which shall be known as "CURED."

627 (a) The purpose of the center is to coordinate, improve,  
628 expand, and monitor all biomedical research programs within the  
629 state, facilitate funding opportunities, and foster improved  
630 technology transfer of research findings into clinical trials  
631 and widespread public use.

632        (b) The goal of the center is to find cures for diseases  
633 such as cancer, heart disease, lung disease, diabetes,  
634 autoimmune disorders, and neurological disorders, including  
635 Alzheimer's disease, epilepsy, and Parkinson's disease.

636        (c) The center shall hold an annual biomedical technology  
637 summit in Florida to which biomedical researchers, biomedical  
638 technology companies, business incubators, pharmaceutical  
639 manufacturers, and others around the nation and world are  
640 invited to share biomedical research findings in order to  
641 expedite the discovery of cures. Summit attendees shall cover  
642 the costs of such attendance or obtain sponsorship for such  
643 attendance.

644        (d) The center shall encourage clinical trials in this  
645 state on research that holds promise of curing a disease or  
646 condition. The center shall facilitate partnerships between  
647 researchers, treating physicians, and community hospitals for  
648 the purpose of sharing new techniques and new research findings,  
649 as well as coordinating voluntary donations to ensure an  
650 adequate supply of adult stem cells, placentas, or cord blood.

651        (e) The center shall facilitate the formation of  
652 partnerships between researchers in this state and institutions  
653 in other states and countries where research with rare plants or  
654 animals could lead to cures.

655        (f) The center shall encourage agricultural colleges and  
656 agricultural businesses in this state to be active in the search  
657 for cures and in providing information to the public about  
658 disease prevention.



659       (g) The center shall facilitate partnerships among  
 660 researchers working to cure all types of diseases, including  
 661 those that are prevalent in developed countries and those that  
 662 occur mainly in developing countries.

663       (h) The center shall also encourage the discovery and  
 664 production in Florida of vaccines that prevent disease.

665       (i) The center shall monitor the supply and demand needs  
 666 of researchers relating to stem cell research and other types of  
 667 human tissue research. If the center determines that there is a  
 668 need for increased donation of human tissue, it shall notify  
 669 hospitals licensed pursuant to chapter 395, Florida Statutes,  
 670 which have entered into partnership agreements with research  
 671 institutes conducting stem cell research located in the same  
 672 geographic region as the researchers demanding the stem cells or  
 673 other tissues. Such hospitals shall implement programs that  
 674 encourage voluntary donations of cord blood or other needed  
 675 adult tissue.

676       (j) The center shall be funded through private, state, and  
 677 federal sources.

678       (k) The center shall serve as a registry of all known  
 679 opportunities for biomedical grants and may assist any public or  
 680 private biomedical research program in this state in preparing  
 681 grant requests.

682       (l) The center shall maintain a website with links to  
 683 peer-reviewed biomedical research. The website shall also  
 684 contain a list of all known biomedical research being conducted  
 685 in Florida and shall facilitate communication among researchers  
 686 and other interested parties.

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687       (m) The center shall submit an annual report to the  
 688 Governor, the President of the Senate, and the Speaker of the  
 689 House of Representatives no later than January 15 which contains  
 690 recommendations for legislative change necessary to foster a  
 691 positive climate for biomedical research in this state.

692       (4) The Department of Health may outsource the duties of  
 693 the center to a private entity or state university.

694       (5) There is established within the center an advisory  
 695 council that shall meet at least annually.

696       (a) The council shall consist of the members of the board  
 697 of directors of the Florida Research Consortium and at least one  
 698 representative from:

- 699       1. The Emerging Technology Commission.
- 700       2. Enterprise Florida, Inc.
- 701       3. BioFlorida.
- 702       4. The Biomedical Research Advisory Council.
- 703       5. The Florida Medical Foundation.
- 704       6. Pharmaceutical Research and Manufacturers of America.
- 705       7. The Florida Tri-Agency Coalition on Smoking OR Health.
- 706       8. The Florida Cancer Research Council.
- 707       9. The American Cancer Society, Florida Division, Inc.
- 708       10. The American Heart Association.
- 709       11. The American Lung Association of Florida.
- 710       12. The American Diabetes Association, South Coastal  
 711 Region.
- 712       13. The Alzheimer's Association.
- 713       14. The Epilepsy Foundation.
- 714       15. The National Parkinson Foundation.

715           16. The Florida Public Health Foundation, Inc.  
 716           17. Scripps Florida or the entity formed in this state by  
 717 The Scripps Research Institute.

718           (b) Members of the council shall serve without  
 719 compensation and each organization represented shall cover all  
 720 expenses of its representative.

721           Section 7. Paragraph (d) of subsection (1) of section  
 722 215.5601, Florida Statutes, is amended to read:

723           215.5601 Lawton Chiles Endowment Fund.--

724           (1) LEGISLATIVE INTENT.--It is the intent of the  
 725 Legislature to:

726           (d) Provide funds to help support public-health and  
 727 biomedical research for the prevention, diagnosis, ~~and~~  
 728 treatment, and cure of diseases related to tobacco use by  
 729 creating an annual and perpetual source of funding for  
 730 biomedical research in the state in order to expand the  
 731 foundation of biomedical knowledge relating to the prevention,  
 732 diagnosis, ~~and treatment,~~ and cure of diseases related to  
 733 tobacco use, including cancer, cardiovascular disease, stroke,  
 734 and pulmonary disease; improve the quality of the state's  
 735 academic health centers by bringing the advances of biomedical  
 736 research into the training of physicians and other health care  
 737 providers; and increase the state's per capita funding for  
 738 biomedical research by undertaking new initiatives in biomedical  
 739 research which will attract additional funding from outside the  
 740 state while also stimulating economic activity in the state in  
 741 areas related to biomedical research, such as the research and

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742 production of pharmaceuticals, biotechnology, and medical  
743 devices.

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

747 215.5602 James and Esther King Biomedical Research  
748 Program.--

749 (1) There is established within the Department of Health  
750 the James and Esther King Biomedical Research Program funded by  
751 the proceeds of the Lawton Chiles Endowment Fund pursuant to s.  
752 215.5601. The purpose of the James and Esther King Biomedical  
753 Research Program is to provide an annual and perpetual source of  
754 funding in order to support research initiatives that address  
755 the health care problems of Floridians in the areas of tobacco-  
756 related cancer, cardiovascular disease, stroke, and pulmonary  
757 disease. The long-term goals of the program are to:

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

761 (b) Expand the foundation of biomedical knowledge relating  
762 to the prevention, diagnosis, ~~and~~ treatment, and cure of  
763 diseases related to tobacco use, including cancer,  
764 cardiovascular disease, stroke, and pulmonary disease.

765 (2) Funds appropriated for the James and Esther King  
766 Biomedical Research Program shall be used exclusively for the  
767 award of grants and fellowships as established in this section;  
768 for research relating to the prevention, diagnosis, ~~and~~  
769 treatment, and cure of diseases related to tobacco use,

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770 including cancer, cardiovascular disease, stroke, and pulmonary  
771 disease; and for expenses incurred in the administration of this  
772 section. Priority shall be granted to research designed to  
773 prevent or cure disease.

774 (10) The council shall submit an annual progress report on  
775 the state of biomedical research in this state to the Florida  
776 Center for Universal Research to Eradicate Disease and to the  
777 Governor, the Secretary of Health, the President of the Senate,  
778 and the Speaker of the House of Representatives by February 1.  
779 The report must include:

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

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

783 (c) A list of publications in peer reviewed journals  
784 involving research supported by grants or fellowships awarded  
785 under the program.

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

788 (e) New grants for biomedical research which were funded  
789 based on research supported by grants or fellowships awarded  
790 under the program.

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

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

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

800       Section 10. Florida Cancer Research Council.--

801       (1) Effective July 1, 2004, the Florida Cancer Research  
 802 Council within the Department of Health is established for the  
 803 purpose of making the state a center of excellence for cancer  
 804 research.

805       (2)(a) The council shall be representative of the state's  
 806 cancer centers, hospitals, and patient groups, and shall be  
 807 organized for the purpose of governing the affairs of the  
 808 council.

809       (b) The Florida Cancer Research Council may create not-  
 810 for-profit corporate subsidiaries to fulfill its mission. The  
 811 council and its subsidiaries are authorized to receive, hold,  
 812 invest, and administer property and any moneys acquired from  
 813 private, local, state, and federal sources, as well as technical  
 814 and professional income generated or derived from the mission-  
 815 related activities of the council.

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

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

819       2. Secretary of the Department of Health or his or her  
 820 designee;

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

823       4. President of the University of Florida Shands Cancer  
 824 Center or his or her designee;

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- 825        5. Chief Executive Officer of the University of Miami  
 826 Sylvester Comprehensive Cancer Center or his or her designee;
- 827        6. Chief Executive Officer of the Mayo Clinic,  
 828 Jacksonville or his or her designee;
- 829        7. Chief Executive Officer of the American Cancer Society,  
 830 Florida Division or his or her designee;
- 831        8. President of the American Cancer Society, Florida  
 832 Division Board of Directors or his or her designee;
- 833        9. President of the Florida Society of Clinical Oncology  
 834 or his or her designee;
- 835        10. President of the American College of Surgeons, Florida  
 836 Chapter, or his or her designee;
- 837        11. Chief Executive Officer of Enterprise Florida, Inc.,  
 838 or his or her designee;
- 839        12. Five representatives from cancer programs approved by  
 840 the American College of Surgeons. Three shall be appointed by  
 841 the Governor, one shall be appointed by the Speaker of the House  
 842 of Representatives, and one shall be appointed by the President  
 843 of the Senate;
- 844        13. One member of the House of Representatives, to be  
 845 appointed by the Speaker of the House of Representatives; and
- 846        14. One member of the Senate, to be appointed by the  
 847 President of the Senate.
- 848        (d) Appointments made by the Speaker of the House of  
 849 Representatives and the President of the Senate pursuant to  
 850 paragraph (c) shall be for 2-year terms, concurrent with the  
 851 bienniums in which they serve as presiding officers.

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

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

858       (3) The council shall issue an annual report to the Center  
 859 for Universal Research to Eradicate Disease, the Governor, the  
 860 Speaker of the House of Representatives, and the President of  
 861 the Senate by December 15 of each year, with policy and funding  
 862 recommendations regarding cancer research capacity in Florida  
 863 and related issues.

864       Section 11. Florida Cancer Research Council, mission and  
 865 duties.--The council, which shall work in concert with the  
 866 Florida Center for Universal Research to Eradicate Disease to  
 867 ensure that the goals of the center are advanced, shall endeavor  
 868 to dramatically improve cancer research and treatment in this  
 869 state through:

870       (1) Efforts to significantly expand cancer research  
 871 capacity in the state by:

872       (a) Identifying ways to attract new research talent and  
 873 attendant national grant producing researchers to Florida-based  
 874 cancer research facilities;

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



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

881        (d) Encouraging the employment of bioinformatics in order  
 882 to create a cancer informatics infrastructure that enhances  
 883 information and resource exchange and integration through  
 884 researchers working in diverse disciplines, to facilitate the  
 885 full spectrum of cancer investigations;

886        (e) Facilitating the technical coordination, business  
 887 development, and support of intellectual property as it relates  
 888 to the advancement of cancer research; and

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

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

893        (a) Identifying ways to increase adult enrollment in  
 894 cancer clinical trials;

895        (b) Supporting public and private professional education  
 896 programs designed to increase the awareness and knowledge about  
 897 cancer clinical trials;

898        (c) Providing tools to cancer patients and community-based  
 899 oncologists to aid in the identification of cancer clinical  
 900 trials available in the state; and

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

904        (3) Efforts to reduce the impact of cancer on disparate  
 905 groups by:

906        (a) Identifying those cancers that disproportionately  
 907 impact certain demographic groups; and

908        (b) Building collaborations designed to reduce health  
 909 disparities as they relate to cancer.

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

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

916        (2) The corporation's mission includes disseminating  
 917 information about innovative biomedical research and clinical  
 918 trials in this state as well as making Floridians and their  
 919 treatment providers aware of specified diseases and conditions  
 920 and available methods of preventing, diagnosing, treating, and  
 921 curing those diseases and conditions.

922        (3) The purpose and objective of the corporation shall be  
 923 to operate exclusively for charitable, scientific, and  
 924 educational purposes; to protect and improve the health and  
 925 well-being of Florida's people and environment through  
 926 partnerships committed to program innovation, education, applied  
 927 research, and policy development; and to engage in charitable  
 928 programs dedicated to improving the health of Floridians.

929        (4) The corporation shall be established as a not-for-  
 930 profit entity qualifying under section 501(c)(3) of the Internal  
 931 Revenue Code. The corporation may receive, hold, invest, and  
 932 administer property and any moneys acquired from private, local,  
 933 state, and federal sources, as well as technical and

934 professional income generated or derived from the mission-  
 935 related activities of the corporation. The corporation shall  
 936 have all of the powers conferred upon corporations organized  
 937 under chapter 617, Florida Statutes.

938 (5) The corporation's duties include procuring funds  
 939 necessary for accomplishing the purpose and mission of the  
 940 corporation. The corporation shall strive to complement,  
 941 supplement, and enhance the missions of the various  
 942 organizations, entities, and departments represented on its  
 943 board by serving as the lead corporation in the state for  
 944 promoting public health awareness.

945 (6) The affairs of the corporation shall be managed by an  
 946 executive director appointed by a board of directors consisting  
 947 of:

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

949 (b) A former member of the Senate appointed by the  
 950 President of the Senate.

951 (c) A former member of the House of Representatives  
 952 appointed by the Speaker of the House of Representatives.

953 (d) A representative of the American Heart Association.

954 (e) A representative of the American Cancer Society,  
 955 Florida Division, Inc.

956 (f) A representative of the American Lung Association of  
 957 Florida.

958 (g) A representative of the American Diabetes Association,  
 959 South Coastal Region.

960 (h) A representative of the Alzheimer's Association.

961 (i) A representative of the Epilepsy Foundation.

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- 962        (j) A representative of the National Parkinson Foundation.
- 963        (k) A representative of the March of Dimes, Florida
- 964 Chapter.
- 965        (l) A representative of the Arthritis Foundation, Florida
- 966 Chapter.
- 967        (m) A representative of the American Liver Foundation.
- 968        (n) A representative of the Florida Council for Behavioral
- 969 Healthcare, Inc.
- 970        (o) A representative of the Florida Alcohol and Drug Abuse
- 971 Association.
- 972        (p) A representative of Pharmaceutical Research and
- 973 Manufacturers of America.
- 974        (q) A representative of the Florida Public Health
- 975 Association.
- 976        (r) A representative of the Florida Association of County
- 977 Health Officers.
- 978        (s) A public health academician selected by the State
- 979 Health Officer.
- 980        (t) A representative of the Florida Academy of Family
- 981 Physicians.
- 982        (u) Three consumers who have demonstrated an interest in
- 983 protecting the public health appointed by the Florida Public
- 984 Health Association.
- 985        (7) Members of the board of directors shall serve for 2-
- 986 year terms and shall serve without compensation. Each
- 987 organization represented on the board of directors shall cover
- 988 the expenses of its representative.

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989       (8) The corporation, in consultation with the Department  
 990 of Health and the Florida Center for Universal Research to  
 991 Eradicate Disease, shall facilitate communication between  
 992 biomedical researchers and health care providers each month  
 993 according to the health awareness schedule established by the  
 994 Florida Public Health Foundation, Inc., in order to ensure  
 995 ongoing dialogue between researchers, treatment providers, and  
 996 the department.

997       (9) The corporation and the Department of Health shall  
 998 enter into partnerships with providers of continuing education  
 999 for health care practitioners, including, but not limited to,  
 1000 hospitals and state and local medical organizations, to ensure  
 1001 that practitioners are aware of the most recent and complete  
 1002 diagnostic and treatment tools.

1003       (10) The corporation shall provide an annual report  
 1004 concerning its activities and finances to the Florida Center for  
 1005 Universal Research to Eradicate Disease and shall provide copies  
 1006 of the annual report to the Governor, the President of the  
 1007 Senate, and the Speaker of the House of Representatives.

1008       Section 13. Health awareness campaigns.--

1009       (1) The Florida Public Health Foundation, Inc., in  
 1010 consultation with the Department of Health, shall coordinate  
 1011 monthly health awareness campaigns with national, state, and  
 1012 local health care organizations and government entities  
 1013 targeting a wide range of the public, including: parents;  
 1014 teachers and other school employees; students in 4th through  
 1015 12th grades, colleges, and universities; state agency employees;  
 1016 county and local government employees; patients of county health

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1017 departments; Medicaid recipients; health care professionals and  
 1018 providers; and the public in general.

1019 (2) The awareness campaigns shall include the provision of  
 1020 educational information about preventing, detecting, treating,  
 1021 and curing the following diseases or conditions. Additional  
 1022 diseases and conditions that impact the public health may be  
 1023 added by the board of directors of the Florida Public Health  
 1024 Foundation, Inc.; however, each of the following diseases or  
 1025 conditions must be included in an awareness campaign during at  
 1026 least one month in any 24-month period:

1027 (a) Cancer, including breast, prostate, cervical, ovarian,  
 1028 colorectal, and skin cancer and leukemia.

1029 (b) Heart disease.

1030 (c) Stroke.

1031 (d) Lung disease, including asthma and smoking-relating  
 1032 disease.

1033 (e) Neurological disorders and disease, including  
 1034 Alzheimer's disease, Parkinson's disease, and epilepsy.

1035 (f) Gastrointestinal disease.

1036 (g) Kidney disease.

1037 (h) Diabetes.

1038 (i) Liver disease.

1039 (j) Autoimmune disorders.

1040 (k) Birth defects and prenatal care.

1041 (l) Obesity and malnutrition.

1042 (m) Sexually transmissible disease.

1043 (n) Hepatitis A, hepatitis B, and hepatitis C.

1044 (o) Arthritis.

1045       (p) Vaccine-preventable diseases.  
 1046       (q) Infectious diseases, including HIV/AIDS.  
 1047       (r) Substance abuse.  
 1048       (s) Mental illness.  
 1049       (t) Lupus.  
 1050       (u) Osteoporosis.  
 1051       (3) The health awareness campaigns shall be funded by the  
 1052 Florida Public Health Foundation, Inc., and the Department of  
 1053 Health to the extent that funds are available from public and  
 1054 private sources.  
 1055       (4) Health awareness information shall be disseminated  
 1056 through all available methods, including print, audio, visual,  
 1057 and electronic media.  
 1058       Section 14. Prostate Cancer Awareness Program.--  
 1059       (1) To the extent that funds are specifically made  
 1060 available for this purpose, the Prostate Cancer Awareness  
 1061 Program is established within the Department of Health. The  
 1062 purpose of this program is to implement the recommendations of  
 1063 January 2000 of the Florida Prostate Cancer Task Force to  
 1064 provide for statewide outreach and health education activities  
 1065 to ensure that men are aware of and appropriately seek medical  
 1066 counseling for prostate cancer as an early-detection health care  
 1067 measure.  
 1068       (2) For purposes of implementing the program, the  
 1069 Department of Health and the Florida Public Health Foundation,  
 1070 Inc., may:  
 1071       (a) Conduct activities directly or enter into a contract  
 1072 with a qualified nonprofit community education entity.

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1073        (b) Seek any available gifts, grants, or funds from the  
 1074 state, the Federal Government, philanthropic foundations, and  
 1075 industry or business groups.

1076        (3) A prostate cancer advisory committee is created to  
 1077 advise and assist the Department of Health and the Florida  
 1078 Public Health Foundation, Inc., in implementing the program.

1079        (a) The Secretary of Health shall appoint the advisory  
 1080 committee members, who shall consist of:

1081            1. Three persons from prostate cancer survivor groups or  
 1082 cancer-related advocacy groups.

1083            2. Three persons who are scientists or clinicians from  
 1084 public universities or research organizations.

1085            3. Three persons who are engaged in the practice of a  
 1086 cancer-related medical specialty from health organizations  
 1087 committed to cancer research and control.

1088        (b) Members shall serve without compensation but are  
 1089 entitled to reimbursement, pursuant to section 112.061, Florida  
 1090 Statutes, for per diem and travel expenses incurred in the  
 1091 performance of their official duties.

1092        (4) The program shall coordinate its efforts with those of  
 1093 the Florida Public Health Foundation, Inc.

1094        Section 15. Cervical Cancer Elimination Task Force.--

1095            (1) Effective July 1, 2004, the Cervical Cancer  
 1096 Elimination Task Force is established for the purpose of  
 1097 recommending strategies and actions to reduce the costs and  
 1098 burdens of cervical cancer in Florida. The task force shall  
 1099 present interim reports to the Florida Public Health Foundation,  
 1100 Inc., the Florida Cancer Research Council, the Center for



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1101 Universal Research to Eradicate Disease, the Governor, the  
 1102 President of the Senate, and the Speaker of the House of  
 1103 Representatives on January 1, 2006, and July 1, 2007, with a  
 1104 final report due on June 30, 2008. After submitting its final  
 1105 report on or before June 30, 2008, the task force is dissolved.

1106 (2) The task force shall:

1107 (a) Review statistical and qualitative data on the  
 1108 prevalence and burden of cervical cancer.

1109 (b) Receive and consider reports and testimony from  
 1110 individuals, county health departments, community-based  
 1111 organizations, and other public and private organizations  
 1112 statewide to learn more about their contributions to cervical  
 1113 cancer diagnosis, prevention, and treatment, as well as their  
 1114 ideas for improving the care of cervical cancer patients in this  
 1115 state.

1116 (c) Identify priority strategies and new technologies,  
 1117 including newly introduced vaccines, which are effective in  
 1118 preventing and controlling the risk of cervical cancer.

1119 (d) Provide recommendations to the Florida Public Health  
 1120 Foundation, Inc., on public awareness issues relating to  
 1121 cervical cancer, such as the causes, personal risk factors,  
 1122 value of prevention, available vaccines, early detection  
 1123 options, treatment costs, new technology, and education for  
 1124 health care practitioners.

1125 (e) Identify and examine existing programs, services,  
 1126 laws, and rules regarding the availability and coverage of  
 1127 treatment services for cervical cancer.

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1128        (f) Develop and revise a comprehensive Florida Cervical  
 1129 Cancer Prevention Plan and present those recommendations to the  
 1130 Department of Health and the Florida Cancer Control and Research  
 1131 Advisory Council for incorporation into the Florida Cancer Plan.

1132        (3) The task force shall consist of:

1133        (a) The director of the Department of Health's Division of  
 1134 Disease Control or another person with expertise in epidemiology  
 1135 who shall serve as chair, appointed by the Secretary of Health.

1136        (b) A board-certified gynecologist licensed as a physician  
 1137 under chapter 458 or chapter 459, Florida Statutes, representing  
 1138 the Florida Obstetric and Gynecologic Society, appointed by the  
 1139 Governor.

1140        (c) A family physician licensed under chapter 458 or  
 1141 chapter 459, Florida Statutes, who provides gynecology services  
 1142 representing the Florida Academy of Family Physicians, appointed  
 1143 by the Governor.

1144        (d) An oncologist licensed as a physician under chapter  
 1145 458 or chapter 459, Florida Statutes, representing the Florida  
 1146 Division of the American Cancer Society, appointed by the  
 1147 President of the Senate.

1148        (e) An advanced registered nurse practitioner who  
 1149 practices gynecology representing the Florida Nurses  
 1150 Association, appointed by the Speaker of the House of  
 1151 Representatives.

1152        (f) A member of the Legislative Women's Caucus, appointed  
 1153 by the President of the Senate.

1154        (g) A member of the Legislative Women's Caucus, appointed  
 1155 by the Speaker of the House of Representatives.

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1156        (h) The chief executive officer of the H. Lee Moffitt  
1157 Cancer Center and Research Institute or his or her designee.

1158        (i) The director of the University of Florida Shands  
1159 Cancer Center or his or her designee.

1160        (j) The director of the University of Miami Sylvester  
1161 Comprehensive Cancer Center or his or her designee.

1162        (k) The chief executive officer of the Mayo Clinic,  
1163 Jacksonville, or his or her designee.

1164        (4) Members of the task force shall be appointed to 4-year  
1165 terms without compensation, and each organization represented  
1166 shall cover the expenses of its representative.

1167        Section 16. Except as otherwise expressly provided in this  
1168 act, this act shall take effect upon becoming a law.