

1 A bill to be entitled
2 An act relating to health care initiatives; creating s.
3 460.4062, F.S.; authorizing the Department of Health to
4 issue a chiropractic medicine faculty certificate for
5 certain faculty who have accepted appointment at a
6 publicly funded state university or college; authorizing
7 an application fee; providing requirements; providing for
8 renewal and expiration of the certificate; creating s.
9 1004.383, F.S.; authorizing a chiropractic medicine degree
10 program at Florida State University; amending s. 561.121,
11 F.S.; providing for annual appropriations from the
12 proceeds of the excise tax on alcoholic beverages;
13 providing for distribution of the funds to the Department
14 of Elderly Affairs, the Department of Health, and Florida
15 State University for specified research and programs;
16 amending s. 1004.43, F.S.; authorizing the establishment
17 of for-profit subsidiaries of the governing corporation of
18 the H. Lee Moffitt Cancer Center and Research Institute;
19 prohibiting certain activities by such for-profit
20 subsidiaries; requiring that the contract with the State
21 Board of Education permit the use of lands, facilities,
22 and personnel for research, education, treatment,
23 prevention, and early detection of cancer; authorizing the
24 governing corporation and its subsidiaries to obtain their
25 own property insurance coverage; requiring that certain
26 appropriations be paid directly to the board of directors
27 of the governing corporation; changing the appointing
28 authority for certain members of the council of scientific

29 | advisers; amending s. 1004.445, F.S.; renaming the Florida
30 | Alzheimer's Center and Research Institute as the Johnnie
31 | B. Byrd, Sr., Alzheimer's Center and Research Institute;
32 | deleting obsolete provisions; authorizing the
33 | establishment of for-profit subsidiaries of the governing
34 | corporation; requiring that the contract with the State
35 | Board of Education permit the use of lands, facilities,
36 | and personnel for research, education, treatment,
37 | prevention, and early detection of Alzheimer's disease;
38 | authorizing the governing corporation and its subsidiaries
39 | to obtain their own property insurance coverage; requiring
40 | that certain appropriations be paid directly to the board
41 | of directors of the governing corporation; changing the
42 | appointing authority for certain members of the council of
43 | scientific advisers; creating the Florida Center for
44 | Universal Research to Eradicate Disease within the
45 | Department of Health; providing legislative findings and
46 | intent; specifying the purpose and duties of the center;
47 | requiring an annual report to the Governor and
48 | Legislature; authorizing the department to outsource the
49 | duties of the center; creating an advisory council;
50 | amending s. 215.5602, F.S.; expanding the long-term goals
51 | of the James and Esther King Biomedical Research Program
52 | to include the cure of specified diseases; providing
53 | funding priority; amending s. 215.5601, F.S., relating to
54 | the Lawton Chiles Endowment Fund, to conform an intent
55 | provision; designating the Life Sciences Building at
56 | Florida State University as the "James E. 'Jim' King, Jr.,

57 Building"; authorizing Florida State University to erect
58 markers; creating the Florida Cancer Council; providing
59 for the affairs of the council; requiring an annual
60 report; specifying the council's mission and duties;
61 creating the Florida Public Health Foundation, Inc.;
62 providing for the foundation's duties and mission;
63 providing for its board of directors; requiring annual
64 reports; requiring the foundation to coordinate monthly
65 health awareness campaigns to disseminate information
66 about specified diseases and conditions; establishing the
67 Prostate Cancer Awareness Program within the Department of
68 Health for the purpose of providing statewide outreach and
69 education concerning the early detection of prostate
70 cancer; authorizing the department and the Florida Public
71 Health Foundation, Inc., to enter into contracts and seek
72 grant moneys; creating an advisory committee to assist the
73 program; providing for membership of the committee;
74 authorizing reimbursement for certain per diem and travel
75 expenses; creating the Cervical Cancer Elimination Task
76 Force; providing duties and membership of the task force;
77 requiring the task force to make periodic reports to the
78 Governor and the Legislature; providing for the task force
79 to be dissolved on a specified date; providing an
80 effective date.

81
82
83 Be It Enacted by the Legislature of the State of Florida:
84

85 Section 1. Section 460.4062, Florida Statutes, is created
 86 to read:

87 460.4062 Chiropractic medicine faculty certificate.--

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

93 (a) Is a graduate of an accredited school or college of
 94 chiropractic accredited by the Council on Chiropractic
 95 Education.

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

98 (c) Is at least 21 years of age and of good moral
 99 character.

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

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

108 (2) The certificate shall authorize the holder to practice
 109 only in conjunction with his or her faculty position at a
 110 publicly funded state university or college and its affiliated
 111 clinics that are registered with the board as sites at which
 112 holders of chiropractic medicine faculty certificates will be

113 practicing. Such certificate shall automatically expire upon
 114 termination of the holder's relationship with the school or
 115 after a period of 2 years, whichever occurs first.

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

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

123 Section 2. Section 1004.383, Florida Statutes, is created
 124 to read:

125 1004.383 Chiropractic medicine degree program at Florida
 126 State University.--A chiropractic medicine degree program is
 127 authorized at Florida State University.

128 Section 3. Paragraph (a) of subsection (1) of section
 129 561.121, Florida Statutes, is amended to read:

130 561.121 Deposit of revenue.--

131 (1) All state funds collected pursuant to ss. 563.05,
 132 564.06, and 565.12 shall be paid into the State Treasury and
 133 disbursed in the following manner:

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

139 2. Beginning July 1, 2004, there is annually distributed
 140 \$15 million to the Grants and Donations Trust Fund within the

141 Department of Elderly Affairs, and these funds are annually
142 appropriated to support a contract with the Johnnie B. Byrd,
143 Sr., Alzheimer's Center and Research Institute at the University
144 of South Florida for the purposes of conducting research,
145 developing and operating integrated data projects, and providing
146 assistance to memory disorder clinics as established in s.
147 430.502.

148 3. Beginning July 1, 2004, there is annually distributed
149 \$6 million to the Biomedical Research Trust Fund within the
150 Department of Health, and these funds are annually appropriated
151 to the James and Esther King Biomedical Research Program. From
152 these funds, up to \$250,000 shall be available annually for the
153 operating costs of the Florida Center for Universal Research to
154 Eradicate Disease.

155 4. Beginning July 1, 2004, there is annually distributed
156 \$9 million to be paid by warrant drawn by the Chief Financial
157 Officer upon the State Treasury to Florida State University for
158 the School of Chiropractic Medicine. Notwithstanding the
159 provisions of chapter 216, until the School of Chiropractic
160 Medicine is completely staffed and fully operational, these
161 funds may be used for any purpose by the university.

162 Section 4. Section 1004.43, Florida Statutes, is amended
163 to read:

164 1004.43 H. Lee Moffitt Cancer Center and Research
165 Institute.--There is established the H. Lee Moffitt Cancer
166 Center and Research Institute at the University of South
167 Florida.

168 (1) The State Board of Education shall enter into an
169 agreement for the utilization of the facilities on the campus of
170 the University of South Florida to be known as the H. Lee
171 Moffitt Cancer Center and Research Institute, including all
172 furnishings, equipment, and other chattels used in the operation
173 of said facilities, with a Florida not-for-profit corporation
174 organized solely for the purpose of governing and operating the
175 H. Lee Moffitt Cancer Center and Research Institute. This not-
176 for-profit corporation, acting as an instrumentality of the
177 State of Florida, shall govern and operate the H. Lee Moffitt
178 Cancer Center and Research Institute in accordance with the
179 terms of the agreement between the State Board of Education and
180 the not-for-profit corporation. The not-for-profit corporation
181 may, with the prior approval of the State Board of Education,
182 create either for-profit or not-for-profit corporate
183 subsidiaries, or both, to fulfill its mission. For-profit
184 subsidiaries of the not-for-profit corporation may not compete
185 with for-profit health care providers in the delivery of
186 radiation therapy services to patients. The not-for-profit
187 corporation and its subsidiaries are authorized to receive,
188 hold, invest, and administer property and any moneys received
189 from private, local, state, and federal sources, as well as
190 technical and professional income generated or derived from
191 practice activities of the institute, for the benefit of the
192 institute and the fulfillment of its mission. The affairs of the
193 corporation shall be managed by a board of directors who shall
194 serve without compensation. The President of the University of
195 South Florida and the chair of the State Board of Education, or

196 his or her designee, shall be directors of the not-for-profit
 197 corporation, together with 5 representatives of the state
 198 universities and no more than 14 nor fewer than 10 directors who
 199 are not medical doctors or state employees. Each director shall
 200 have only one vote, shall serve a term of 3 years, and may be
 201 reelected to the board. Other than the President of the
 202 University of South Florida and the chair of the State Board of
 203 Education, directors shall be elected by a majority vote of the
 204 board. The chair of the board of directors shall be selected by
 205 majority vote of the directors.

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

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

210 (b) Approval of the articles of incorporation of any not-
 211 for-profit corporate subsidiary created by the not-for-profit
 212 corporation.

213 (c) Utilization of lands, hospital facilities, and
 214 personnel by the not-for-profit corporation and its subsidiaries
 215 for research, education, treatment, prevention, and the early
 216 detection of cancer and for mutually approved teaching and
 217 research programs conducted by the University of South Florida
 218 or other accredited medical schools or research institutes.

219 (d) Preparation of an annual financial audit of the not-
 220 for-profit corporation's accounts and records and the accounts
 221 and records of any subsidiaries to be conducted by an
 222 independent certified public accountant. The annual audit report
 223 shall include a management letter, as defined in s. 11.45, and

224 shall be submitted to the Auditor General and the State Board of
 225 Education. The State Board of Education, the Auditor General,
 226 and the Office of Program Policy Analysis and Government
 227 Accountability shall have the authority to require and receive
 228 from the not-for-profit corporation and any subsidiaries or from
 229 their independent auditor any detail or supplemental data
 230 relative to the operation of the not-for-profit corporation or
 231 subsidiary.

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

236 (3) The State Board of Education is authorized to secure
 237 comprehensive general liability protection, including
 238 professional liability protection, for the not-for-profit
 239 corporation and its subsidiaries pursuant to s. 1004.24. The
 240 not-for-profit corporation and its subsidiaries shall be exempt
 241 from any participation in any property insurance trust fund
 242 established by law, including any property insurance trust fund
 243 established pursuant to chapter 284, so long as the not-for-
 244 profit corporation and its subsidiaries maintain property
 245 insurance protection with comparable or greater coverage limits.

246 (4) In the event that the agreement between the not-for-
 247 profit corporation and the State Board of Education is
 248 terminated for any reason, the State Board of Education shall
 249 resume governance and operation of said facilities.

250 (5) The institute shall be administered by a chief
 251 executive officer who shall serve at the pleasure of the board

252 | of directors of the not-for-profit corporation and who shall
253 | have the following powers and duties subject to the approval of
254 | the board of directors:

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

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

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

278 (d) The chief executive officer shall have control over
279 the use and assignment of space and equipment within the
280 facilities.

281 (e) The chief executive officer shall have the power to
282 create the administrative structure necessary to carry out the
283 mission of the institute.

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

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

290 (6) The board of directors of the not-for-profit
291 corporation shall create a council of scientific advisers to the
292 chief executive officer comprised of leading researchers,
293 physicians, and scientists. This council shall review programs
294 and recommend research priorities and initiatives so as to
295 maximize the state's investment in the institute. The council
296 shall be appointed by the board of directors of the not-for-
297 profit corporation ~~and shall include five appointees of the~~
298 ~~State Board of Education~~. Each member of the council shall be
299 appointed to serve a 2-year term and may be reappointed to the
300 council.

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

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

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

329 1. Internal auditing controls and reports of internal
330 auditors;

331 2. Matters reasonably encompassed in privileged attorney-
332 client communications;

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

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

343 5. Information relating to private contractual data, the
344 disclosure of which would impair the competitive interest of the
345 provider of the information;

346 6. Corporate officer and employee personnel information;

347 7. Information relating to the proceedings and records of
348 credentialing panels and committees and of the governing board
349 of the not-for-profit corporation or its subsidiaries relating
350 to credentialing;

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

354 9. Information that reveals plans for marketing services
355 that the corporation or its subsidiaries reasonably expect to be
356 provided by competitors;

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

359 11. The identity of donors or prospective donors of
 360 property who wish to remain anonymous or any information
 361 identifying such donors or prospective donors. The anonymity of
 362 these donors or prospective donors must be maintained in the
 363 auditor's report.

364
 365 As used in this paragraph, the term "managed care" means systems
 366 or techniques generally used by third-party payors or their
 367 agents to affect access to and control payment for health care
 368 services. Managed-care techniques most often include one or more
 369 of the following: prior, concurrent, and retrospective review of
 370 the medical necessity and appropriateness of services or site of
 371 services; contracts with selected health care providers;
 372 financial incentives or disincentives related to the use of
 373 specific providers, services, or service sites; controlled
 374 access to and coordination of services by a case manager; and
 375 payor efforts to identify treatment alternatives and modify
 376 benefit restrictions for high-cost patient care.

377 (9) Meetings of the governing board of the not-for-profit
 378 corporation and meetings of the subsidiaries of the not-for-
 379 profit corporation at which the expenditure of dollars
 380 appropriated to the not-for-profit corporation by the state are
 381 discussed or reported must remain open to the public in
 382 accordance with s. 286.011 and s. 24(b), Art. I of the State
 383 Constitution, unless made confidential or exempt by law. Other
 384 meetings of the governing board of the not-for-profit
 385 corporation and of the subsidiaries of the not-for-profit

386 corporation are exempt from s. 286.011 and s. 24(b), Art. I of
 387 the State Constitution.

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

394 Section 5. Section 1004.445, Florida Statutes, is amended
 395 to read:

396 1004.445 Johnnie B. Byrd, Sr., Florida Alzheimer's Center
 397 and Research Institute.--

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

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

414 The not-for-profit corporation may, with the prior approval of
415 the State Board of Education, create either for-profit or not-
416 for-profit corporate subsidiaries, or both, to fulfill its
417 mission. The not-for-profit corporation and its subsidiaries are
418 authorized to receive, hold, invest, and administer property and
419 any moneys acquired from private, local, state, and federal
420 sources, as well as technical and professional income generated
421 or derived from practice activities of the institute, for the
422 benefit of the institute and the fulfillment of its mission.

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

435 2. The initial board of directors shall consist of the
436 President of the University of South Florida and the chair of
437 the State Board of Education, or their designees; the five
438 university representatives, of whom one shall be appointed by
439 the Governor, two by the President of the Senate, and two by the
440 Speaker of the House of Representatives; and nine public
441 representatives, of whom three shall be appointed by the

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

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

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

455 (b) Approval by the State Board of Education of the
456 articles of incorporation of any not-for-profit corporate
457 subsidiary created by the not-for-profit corporation.

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

465 (d) Preparation of an annual postaudit of the not-for-
466 profit corporation's financial accounts and the financial
467 accounts of any subsidiaries to be conducted by an independent
468 certified public accountant. The annual audit report shall
469 include management letters and shall be submitted to the Auditor

470 General and the State Board of Education for review. The State
471 Board of Education, the Auditor General, and the Office of
472 Program Policy Analysis and Government Accountability shall have
473 the authority to require and receive from the not-for-profit
474 corporation and any subsidiaries, or from their independent
475 auditor, any detail or supplemental data relative to the
476 operation of the not-for-profit corporation or subsidiary.

477 (e) Provision by the not-for-profit corporation and its
478 subsidiaries of equal employment opportunities for all persons
479 regardless of race, color, religion, gender, age, or national
480 origin.

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

491 (5) In the event that the agreement between the not-for-
492 profit corporation and the State Board of Education is
493 terminated for any reason, the State Board of Education shall
494 assume governance and operation of the facilities.

495 (6) The institute shall be administered by a chief
496 executive officer, who shall be appointed by and serve at the
497 pleasure of the board of directors of the not-for-profit

498 corporation, and who shall exercise the following powers and
499 duties, subject to the approval of the board of directors:

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

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

516 (c) The chief executive officer shall appoint
517 representatives of the institute to carry out the research,
518 patient care, and educational activities of the institute and
519 establish the compensation, benefits, and terms of service of
520 such representatives. Representatives of the institute shall be
521 eligible to hold concurrent appointments at affiliated academic
522 institutions. University faculty shall be eligible to hold
523 concurrent appointments at the institute.

524 (d) The chief executive officer shall have control over
525 the use and assignment of space and equipment within the
526 facilities.

527 (e) The chief executive officer shall have the power to
528 create the administrative structure necessary to carry out the
529 mission of the institute.

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

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

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

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

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

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

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

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

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

573 (e) Any information received by the institute in the
 574 performance of its duties and responsibilities which is
 575 otherwise confidential and exempt by law; and

576 (f) Any information received by the institute from a
 577 person from another state or nation or the Federal Government

578 | which is otherwise confidential or exempt pursuant to that
579 | state's or nation's laws or pursuant to federal law.

580 |
581 | Any governmental entity that demonstrates a need to access such
582 | confidential and exempt information in order to perform its
583 | duties and responsibilities shall have access to such
584 | information and shall otherwise keep such information
585 | confidential and exempt. This section is subject to the Open
586 | Government Sunset Review Act of 1995 in accordance with s.
587 | 119.15 and shall stand repealed on October 2, 2006, unless
588 | reviewed and saved from repeal through reenactment by the
589 | Legislature.

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

594 | Section 6. Florida Center for Universal Research to
595 | Eradicate Disease.--

596 | (1) The Legislature finds that an estimated 128 million
597 | Americans suffer from acute, chronic, and degenerative diseases
598 | and that biomedical research is the key to finding cures for
599 | these diseases that negatively affect all Floridians. The
600 | Legislature further finds that, while there is much research
601 | being conducted throughout this state and throughout the world,
602 | there is a lack of coordination of efforts among researchers.
603 | The Legislature, therefore, finds that there is a significant
604 | need for a coordinated effort if the goal of curing disease is
605 | to be achieved. Moreover, the Legislature finds that the

606 biomedical technology sector meets the criteria of a high-impact
607 sector, pursuant to section 288.108, Florida Statutes, having a
608 high importance to this state's economy with a significant
609 potential for growth and contribution to our universities and
610 quality of life.

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

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

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

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

632 (c) The center shall hold an annual biomedical technology
633 summit in Florida to which biomedical researchers, biomedical

634 technology companies, business incubators, pharmaceutical
635 manufacturers, and others around the nation and world are
636 invited to share biomedical research findings in order to
637 expedite the discovery of cures. Summit attendees shall cover
638 the costs of such attendance or obtain sponsorship for such
639 attendance.

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

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

651 (f) The center shall encourage agricultural colleges and
652 agricultural businesses in this state to be active in the search
653 for cures and in providing information to the public about
654 disease prevention.

655 (g) The center shall facilitate partnerships among
656 researchers working to cure all types of diseases, including
657 those that are prevalent in developed countries and those that
658 occur mainly in developing countries.

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

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

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

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

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

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

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

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

692 (a) The council shall consist of the members of the board
 693 of directors of the Florida Research Consortium and at least one
 694 representative from:

- 695 1. The Emerging Technology Commission.
- 696 2. Enterprise Florida, Inc.
- 697 3. BioFlorida.
- 698 4. The Biomedical Research Advisory Council.
- 699 5. The Florida Medical Foundation.
- 700 6. Pharmaceutical Research and Manufacturers of America.
- 701 7. The Florida Tri-Agency Coalition on Smoking OR Health.
- 702 Remove line(s) 706-1100 and insert:
- 703 8. The Florida Cancer Council.
- 704 9. The American Cancer Society, Florida Division, Inc.
- 705 10. The American Heart Association.
- 706 11. The American Lung Association of Florida.
- 707 12. The American Diabetes Association, South Coastal

708 Region.

- 709 13. The Alzheimer's Association.
- 710 14. The Epilepsy Foundation.
- 711 15. The National Parkinson Foundation.
- 712 16. The Florida Public Health Foundation, Inc.
- 713 17. Scripps Florida or the entity formed in this state by
 714 The Scripps Research Institute.

715 (b) Members of the council shall serve without
 716 compensation and each organization represented shall cover all
 717 expenses of its representative.

718 Section 7. Paragraph (d) of subsection (1) of section
 719 215.5601, Florida Statutes, is amended to read:

720 215.5601 Lawton Chiles Endowment Fund.--

721 (1) LEGISLATIVE INTENT.--It is the intent of the
 722 Legislature to:

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

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

744 215.5602 James and Esther King Biomedical Research
 745 Program.--

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

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

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

762 (2) Funds appropriated for the James and Esther King
 763 Biomedical Research Program shall be used exclusively for the
 764 award of grants and fellowships as established in this section;
 765 for research relating to the prevention, diagnosis, ~~and~~
 766 treatment, and cure of diseases related to tobacco use,
 767 including cancer, cardiovascular disease, stroke, and pulmonary
 768 disease; and for expenses incurred in the administration of this

769 | section. Priority shall be granted to research designed to
 770 | prevent or cure disease.

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

777 | (a) A list of research projects supported by grants or
 778 | fellowships awarded under the program.

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

780 | (c) A list of publications in peer reviewed journals
 781 | involving research supported by grants or fellowships awarded
 782 | under the program.

783 | (d) The total amount of biomedical research funding
 784 | currently flowing into the state.

785 | (e) New grants for biomedical research which were funded
 786 | based on research supported by grants or fellowships awarded
 787 | under the program.

788 | (f) Progress in the prevention, diagnosis, ~~and~~ treatment,
 789 | and cure of diseases related to tobacco use, including cancer,
 790 | cardiovascular disease, stroke, and pulmonary disease.

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

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

797 | Section 10. Florida Cancer Council.--

798 | (1) Effective July 1, 2004, the Florida Cancer Council
 799 | within the Department of Health is established for the purpose
 800 | of making the state a center of excellence for cancer research.

801 | (2)(a) The council shall be representative of the state's
 802 | cancer centers, hospitals, and patient groups, and shall be
 803 | organized and shall operate in accordance with this act.

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

811 | (c) The members of the council shall consist of:

812 | 1. Chairman of the Florida Dialogue on Cancer, who shall
 813 | serve as the chairman of the council;

814 | 2. Secretary of the Department of Health or his or her
 815 | designee;

816 | 3. Chief Executive Officer of the H. Lee Moffitt Cancer
 817 | Center or his or her designee;

818 | 4. Director of the University of Florida Shands Cancer
 819 | Center or his or her designee;

820 | 5. Chief Executive Officer of the University of Miami
 821 | Sylvester Comprehensive Cancer Center or his or her designee;

822 | 6. Chief Executive Officer of the Mayo Clinic,
 823 | Jacksonville or his or her designee;

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

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

828 9. President of the Florida Society of Clinical Oncology
 829 or his or her designee;

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

832 11. Chief Executive Officer of Enterprise Florida, Inc.,
 833 or his or her designee;

834 12. Five representatives from cancer programs approved by
 835 the American College of Surgeons. Three shall be appointed by
 836 the Governor, one shall be appointed by the Speaker of the House
 837 of Representatives, and one shall be appointed by the President
 838 of the Senate;

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

841 14. One member of the Senate, to be appointed by the
 842 President of the Senate.

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

847 (e) Appointments made by the Governor pursuant to
 848 paragraph (c) shall be for 2-year terms, although the Governor
 849 may reappoint members.

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

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

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

865 (1) Efforts to significantly expand cancer research
 866 capacity in the state by:

867 (a) Identifying ways to attract new research talent and
 868 attendant national grant producing researchers to Florida-based
 869 cancer research facilities;

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

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

876 (d) Encouraging the employment of bioinformatics in order
 877 to create a cancer informatics infrastructure that enhances

878 information and resource exchange and integration through
879 researchers working in diverse disciplines, to facilitate the
880 full spectrum of cancer investigations;

881 (e) Facilitating the technical coordination, business
882 development, and support of intellectual property as it relates
883 to the advancement of cancer research; and

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

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

888 (a) Identifying ways to increase adult enrollment in
889 cancer clinical trials;

890 (b) Supporting public and private professional education
891 programs designed to increase the awareness and knowledge about
892 cancer clinical trials;

893 (c) Providing tools to cancer patients and community-based
894 oncologists to aid in the identification of cancer clinical
895 trials available in the state; and

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

899 (3) Efforts to reduce the impact of cancer on disparate
900 groups by:

901 (a) Identifying those cancers that disproportionately
902 impact certain demographic groups; and

903 (b) Building collaborations designed to reduce health
904 disparities as they relate to cancer.

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

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

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

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

924 (4) The corporation shall be established as a not-for-
925 profit entity qualifying under section 501(c)(3) of the Internal
926 Revenue Code. The corporation may receive, hold, invest, and
927 administer property and any moneys acquired from private, local,
928 state, and federal sources, as well as technical and
929 professional income generated or derived from the mission-
930 related activities of the corporation. The corporation shall
931 have all of the powers conferred upon corporations organized
932 under chapter 617, Florida Statutes.

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

940 (6) The affairs of the corporation shall be managed by an
 941 executive director appointed by a board of directors consisting
 942 of:

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

944 (b) A former member of the Senate appointed by the
 945 President of the Senate.

946 (c) A former member of the House of Representatives
 947 appointed by the Speaker of the House of Representatives.

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

949 (e) A representative of the American Cancer Society,
 950 Florida Division, Inc.

951 (f) A representative of the American Lung Association of
 952 Florida.

953 (g) A representative of the American Diabetes Association,
 954 South Coastal Region.

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

956 (i) A representative of the Epilepsy Foundation.

957 (j) A representative of the National Parkinson Foundation.

958 (k) A representative of the March of Dimes, Florida
 959 Chapter.

- 960 (l) A representative of the Arthritis Foundation, Florida
 961 Chapter.
- 962 (m) A representative of the American Liver Foundation.
- 963 (n) A representative of the Florida Council for Behavioral
 964 Healthcare, Inc.
- 965 (o) A representative of the Florida Alcohol and Drug Abuse
 966 Association.
- 967 (p) A representative of Pharmaceutical Research and
 968 Manufacturers of America.
- 969 (q) A representative of the Florida Public Health
 970 Association.
- 971 (r) A representative of the Florida Association of County
 972 Health Officers.
- 973 (s) A public health academician selected by the State
 974 Health Officer.
- 975 (t) A representative of the Florida Academy of Family
 976 Physicians.
- 977 (u) Three consumers who have demonstrated an interest in
 978 protecting the public health appointed by the Florida Public
 979 Health Association.
- 980 (7) Members of the board of directors shall serve for 2-
 981 year terms and shall serve without compensation. Each
 982 organization represented on the board of directors shall cover
 983 the expenses of its representative.
- 984 (8) The corporation, in consultation with the Department
 985 of Health and the Florida Center for Universal Research to
 986 Eradicate Disease, shall facilitate communication between
 987 biomedical researchers and health care providers each month

988 | according to the health awareness schedule established by the
 989 | Florida Public Health Foundation, Inc., in order to ensure
 990 | ongoing dialogue between researchers, treatment providers, and
 991 | the department.

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

998 | (10) The corporation shall provide an annual report
 999 | concerning its activities and finances to the Florida Center for
 1000 | Universal Research to Eradicate Disease and shall provide copies
 1001 | of the annual report to the Governor, the President of the
 1002 | Senate, and the Speaker of the House of Representatives.

1003 | Section 13. Health awareness campaigns.--

1004 | (1) The Florida Public Health Foundation, Inc., in
 1005 | consultation with the Department of Health, shall coordinate
 1006 | monthly health awareness campaigns with national, state, and
 1007 | local health care organizations and government entities
 1008 | targeting a wide range of the public, including: parents;
 1009 | teachers and other school employees; students in 4th through
 1010 | 12th grades, colleges, and universities; state agency employees;
 1011 | county and local government employees; patients of county health
 1012 | departments; Medicaid recipients; health care professionals and
 1013 | providers; and the public in general.

1014 | (2) The awareness campaigns shall include the provision of
 1015 | educational information about preventing, detecting, treating,

1016 and curing the following diseases or conditions. Additional
1017 diseases and conditions that impact the public health may be
1018 added by the board of directors of the Florida Public Health
1019 Foundation, Inc.; however, each of the following diseases or
1020 conditions must be included in an awareness campaign during at
1021 least one month in any 24-month period:

1022 (a) Cancer, including breast, prostate, cervical, ovarian,
1023 colorectal, and skin cancer and leukemia.

1024 (b) Heart disease.

1025 (c) Stroke.

1026 (d) Lung disease, including asthma and smoking-relating
1027 disease.

1028 (e) Neurological disorders and disease, including
1029 Alzheimer's disease, Parkinson's disease, and epilepsy.

1030 (f) Gastrointestinal disease.

1031 (g) Kidney disease.

1032 (h) Diabetes.

1033 (i) Liver disease.

1034 (j) Autoimmune disorders.

1035 (k) Birth defects and prenatal care.

1036 (l) Obesity and malnutrition.

1037 (m) Sexually transmissible disease.

1038 (n) Hepatitis A, hepatitis B, and hepatitis C.

1039 (o) Arthritis.

1040 (p) Vaccine-preventable diseases.

1041 (q) Infectious diseases, including HIV/AIDS.

1042 (r) Substance abuse.

1043 (s) Mental illness.

1044 (t) Lupus.

1045 (u) Osteoporosis.

1046 (3) The health awareness campaigns shall be funded by the
 1047 Florida Public Health Foundation, Inc., and the Department of
 1048 Health to the extent that funds are available from public and
 1049 private sources.

1050 (4) Health awareness information shall be disseminated
 1051 through all available methods, including print, audio, visual,
 1052 and electronic media.

1053 Section 14. Prostate Cancer Awareness Program.--

1054 (1) To the extent that funds are specifically made
 1055 available for this purpose, the Prostate Cancer Awareness
 1056 Program is established within the Department of Health. The
 1057 purpose of this program is to implement the recommendations of
 1058 January 2000 of the Florida Prostate Cancer Task Force to
 1059 provide for statewide outreach and health education activities
 1060 to ensure that men are aware of and appropriately seek medical
 1061 counseling for prostate cancer as an early-detection health care
 1062 measure.

1063 (2) For purposes of implementing the program, the
 1064 Department of Health and the Florida Public Health Foundation,
 1065 Inc., may:

1066 (a) Conduct activities directly or enter into a contract
 1067 with a qualified nonprofit community education entity.

1068 (b) Seek any available gifts, grants, or funds from the
 1069 state, the Federal Government, philanthropic foundations, and
 1070 industry or business groups.

1071 (3) A prostate cancer advisory committee is created to
 1072 advise and assist the Department of Health and the Florida
 1073 Public Health Foundation, Inc., in implementing the program.

1074 (a) The Secretary of Health shall appoint the advisory
 1075 committee members, who shall consist of:

1076 1. Three persons from prostate cancer survivor groups or
 1077 cancer-related advocacy groups.

1078 2. Three persons who are scientists or clinicians from
 1079 public universities or research organizations.

1080 3. Three persons who are engaged in the practice of a
 1081 cancer-related medical specialty from health organizations
 1082 committed to cancer research and control.

1083 (b) Members shall serve without compensation but are
 1084 entitled to reimbursement, pursuant to section 112.061, Florida
 1085 Statutes, for per diem and travel expenses incurred in the
 1086 performance of their official duties.

1087 (4) The program shall coordinate its efforts with those of
 1088 the Florida Public Health Foundation, Inc.

1089 Section 15. Cervical Cancer Elimination Task Force.--

1090 (1) Effective July 1, 2004, the Cervical Cancer
 1091 Elimination Task Force is established for the purpose of
 1092 recommending strategies and actions to reduce the costs and
 1093 burdens of cervical cancer in Florida. The task force shall
 1094 present interim reports to the Florida Public Health Foundation,
 1095 Inc., the Florida Cancer Council, the Center for Universal
 1096 Research to Eradicate Disease, the Governor, the President of
 1097 the Senate, and the Speaker of the House of Representatives on
 1098 January 1, 2006, and July 1, 2007, with a final report due on

1099 June 30, 2008. After submitting its final report on or before
1100 June 30, 2008, the task force is dissolved.

1101 (2) The task force shall:

1102 (a) Review statistical and qualitative data on the
1103 prevalence and burden of cervical cancer.

1104 (b) Receive and consider reports and testimony from
1105 individuals, county health departments, community-based
1106 organizations, and other public and private organizations
1107 statewide to learn more about their contributions to cervical
1108 cancer diagnosis, prevention, and treatment, as well as their
1109 ideas for improving the care of cervical cancer patients in this
1110 state.

1111 (c) Identify priority strategies and new technologies,
1112 including newly introduced vaccines, which are effective in
1113 preventing and controlling the risk of cervical cancer.

1114 (d) Provide recommendations to the Florida Public Health
1115 Foundation, Inc., on public awareness issues relating to
1116 cervical cancer, such as the causes, personal risk factors,
1117 value of prevention, available vaccines, early detection
1118 options, treatment costs, new technology, and education for
1119 health care practitioners.

1120 (e) Identify and examine existing programs, services,
1121 laws, and rules regarding the availability and coverage of
1122 treatment services for cervical cancer.

1123 (f) Develop and revise a comprehensive Florida Cervical
1124 Cancer Prevention Plan and present those recommendations to the
1125 Department of Health and the Florida Cancer Control and Research
1126 Advisory Council for incorporation into the Florida Cancer Plan.

- 1127 (3) The task force shall consist of:
- 1128 (a) The director of the Department of Health's Division of
 1129 Disease Control or another person with expertise in epidemiology
 1130 who shall serve as chair, appointed by the Secretary of Health.
- 1131 (b) A board-certified gynecologist licensed as a physician
 1132 under chapter 458 or chapter 459, Florida Statutes, representing
 1133 the Florida Obstetric and Gynecologic Society, appointed by the
 1134 Governor.
- 1135 (c) A family physician licensed under chapter 458 or
 1136 chapter 459, Florida Statutes, who provides gynecology services
 1137 representing the Florida Academy of Family Physicians, appointed
 1138 by the Governor.
- 1139 (d) An oncologist licensed as a physician under chapter
 1140 458 or chapter 459, Florida Statutes, representing the Florida
 1141 Division of the American Cancer Society, appointed by the
 1142 President of the Senate.
- 1143 (e) An advanced registered nurse practitioner who
 1144 practices gynecology representing the Florida Nurses
 1145 Association, appointed by the Speaker of the House of
 1146 Representatives.
- 1147 (f) A member of the Legislative Women's Caucus, appointed
 1148 by the President of the Senate.
- 1149 (g) A member of the Legislative Women's Caucus, appointed
 1150 by the Speaker of the House of Representatives.
- 1151 (h) The chief executive officer of the H. Lee Moffitt
 1152 Cancer Center and Research Institute or his or her designee.
- 1153 (i) The director of the University of Florida Shands
 1154 Cancer Center or his or her designee.

1155 (j) The director of the University of Miami Sylvester
1156 Comprehensive Cancer Center or his or her designee.

1157 (k) The chief executive officer of the Mayo Clinic,
1158 Jacksonville, or his or her designee.

1159 (4) Members of the task force shall be appointed to 4-year
1160 terms without compensation, and each organization represented
1161 shall cover the expenses of its representative.

1162 Section 16. Except as otherwise expressly provided in this
1163 act, this act shall take effect upon becoming a law.