

HB 1027

2006
CS

CHAMBER ACTION

1 The Health Care Appropriations Committee recommends the
2 following:

Council/Committee Substitute

5 Remove the entire bill and insert:

6 A bill to be entitled

7 An act relating to biomedical research; providing
8 legislative intent; amending s. 20.435, F.S.; authorizing
9 the use of funds in the Biomedical Research Trust Fund for
10 the purposes of the William G. "Bill" Bankhead, Jr., and
11 David Coley Cancer Research Program; amending s. 215.5602,
12 F.S.; revising the membership and the method for
13 appointing members to the Biomedical Research Advisory
14 Council; requiring the council to award grants for cancer
15 research through the William G. "Bill" Bankhead, Jr., and
16 David Coley Cancer Research Program; authorizing the
17 Legislature to annually appropriate funds to the James and
18 Esther King Biomedical Research Program; providing for
19 transition to new appointments; amending s. 381.855, F.S.;
20 revising the membership of the advisory council for the
21 Florida Center for Universal Research to Eradicate
22 Disease; providing for terms of office and the filling of
23 vacancies; providing for officers, meetings, and

HB 1027

2006
CS

24 | procedures; authorizing the Legislature to annually
25 | appropriate funds to the Florida Center for Universal
26 | Research to Eradicate Disease; providing for transition to
27 | new appointments; amending s. 381.921, F.S.; revising a
28 | goal of the Florida Cancer Council; creating s. 381.922,
29 | F.S.; establishing the William G. "Bill" Bankhead, Jr.,
30 | and David Coley Cancer Research Program within the
31 | Department of Health; providing the purpose of the
32 | program; requiring the program to provide grants for
33 | cancer research; providing procedures for awarding cancer
34 | research grants; providing for peer-review panels;
35 | providing requirements with respect to ethical conduct and
36 | conflicts of interest; providing for public records and
37 | meetings; requiring an annual report; amending s. 561.121,
38 | F.S.; redistributing certain funds collected from taxes on
39 | alcoholic beverages; amending s. 1004.445, F.S.; revising
40 | the method of appointing and filling vacancies on the
41 | board of directors of the Johnnie B. Byrd, Sr.,
42 | Alzheimer's Center and Research Institute; requiring
43 | certain information in the annual report; requiring an
44 | annual operating budget; providing procedures for awarding
45 | of Alzheimer's disease research grants; providing for peer
46 | review panels; providing requirements with respect to
47 | ethical conduct, conflicts of interest, and
48 | confidentiality; providing for public records and
49 | meetings; authorizing the Legislature to annually
50 | appropriate funds to the Johnnie B. Byrd, Sr., Alzheimer's
51 | Center and Research Institute; providing for transition to

Page 2 of 20

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

hb1027-01-c1

HB 1027

2006
CS

52 | new appointments; providing appropriations; providing
53 | effective dates.

54

55 | Be It Enacted by the Legislature of the State of Florida:

56

57 | Section 1. It is the intent of the Legislature to provide
58 | funding to support grants for biomedical research in this state
59 | with the anticipation that sustained funding for biomedical
60 | research over a period of years will lead to an alleviation of
61 | human suffering from diseases such as cancer and Alzheimer's
62 | disease. It is the intent of the Legislature to dramatically
63 | reduce this state's inordinately high cancer burden, reducing
64 | both cancer incidence and mortality, while advancing scientific
65 | endeavors in this state, making this state a world-class leader
66 | in cancer research and treatment. Further, it is the intent of
67 | the Legislature to address the debilitating and deadly effects
68 | of Alzheimer's disease by supporting research in Alzheimer's
69 | disease statewide through the awarding of research grants on a
70 | competitive basis. Additionally, it is the intent of the
71 | Legislature to stimulate dramatic economic development,
72 | particularly in the biotechnology industry, through investment
73 | in this state's biomedical research.

74 | Section 2. Paragraph (h) of subsection (1) of section
75 | 20.435, Florida Statutes, is amended to read:

76 | 20.435 Department of Health; trust funds.--

77 | (1) The following trust funds are hereby created, to be
78 | administered by the Department of Health:

79 | (h) Biomedical Research Trust Fund.

HB 1027

2006
CS

80 1. Funds to be credited to the trust fund shall consist of
81 funds deposited pursuant to ss. ~~s.~~ 215.5601 and 381.922. Funds
82 shall be used for the purposes of the William G. "Bill"
83 Bankhead, Jr., and David Coley Cancer Research Program and the
84 James and Esther King Biomedical Research Program as specified
85 in ss. 215.5602 and 288.955. The trust fund is exempt from the
86 service charges imposed by s. 215.20.

87 2. Notwithstanding the provisions of s. 216.301 and
88 pursuant to s. 216.351, any balance in the trust fund at the end
89 of any fiscal year shall remain in the trust fund at the end of
90 the year and shall be available for carrying out the purposes of
91 the trust fund. The department may invest these funds
92 independently through the Chief Financial Officer or may
93 negotiate a trust agreement with the State Board of
94 Administration for the investment management of any balance in
95 the trust fund.

96 3. Notwithstanding s. 216.301 and pursuant to s. 216.351,
97 any balance of any appropriation from the Biomedical Research
98 Trust Fund which is not disbursed but which is obligated
99 pursuant to contract or committed to be expended may be
100 certified by the Governor for up to 3 years following the
101 effective date of the original appropriation.

102 4. The trust fund shall, unless terminated sooner, be
103 terminated on July 1, 2008.

104 Section 3. Subsection (3) of section 215.5602, Florida
105 Statutes, is amended, and subsections (11) and (12) are added to
106 that section, to read:

HB 1027

2006
CS

107 | 215.5602 James and Esther King Biomedical Research
108 | Program.--

109 | (3) There is created within the Department of Health the
110 | Biomedical Research Advisory Council.

111 | (a) The council shall consist of eleven ~~nine~~ members,
112 | including: the chief executive officer of the Florida Division
113 | of the American Cancer Society, or a designee; the chief
114 | executive officer of the Florida/Puerto Rico Affiliate of the
115 | American Heart Association, or a designee; and the chief
116 | executive officer of the American Lung Association of Florida,
117 | or a designee. ~~The Governor shall appoint the remaining~~ eight
118 | ~~six~~ members of the council shall be appointed, as follows:

119 | 1. The Governor shall appoint four members, two members
120 | with expertise in the field of biomedical research, one member
121 | from a research university in the state, and one member
122 | representing the general population of the state.

123 | 2. The President of the Senate shall appoint two members,
124 | one member with expertise in the field of behavioral or social
125 | research and one representative from a cancer program approved
126 | by the American College of Surgeons.

127 | 3. The Speaker of the House of Representatives shall
128 | appoint two members, one member from a professional medical
129 | organization and one representative from a cancer program
130 | approved by the American College of Surgeons.

131 | ~~4. One member from a research university in the state.~~

132 | ~~5. One member representing the general population of the~~
133 | ~~state.~~

134 |

HB 1027

2006
CS

135 In making these ~~his or her~~ appointments, the Governor, the
136 President of the Senate, and the Speaker of the House of
137 Representatives shall select primarily, but not exclusively,
138 Floridians with biomedical and lay expertise in the general
139 areas of cancer, cardiovascular disease, stroke, and pulmonary
140 disease. The ~~Governor's~~ appointments shall be for a 3-year term
141 and shall reflect the diversity of the state's population. An
142 appointed ~~A council member appointed by the Governor~~ may not
143 serve more than two consecutive terms.

144 (b) The council shall adopt internal organizational
145 procedures as necessary for its efficient organization.

146 (c) The department shall provide such staff, information,
147 and other assistance as is reasonably necessary to assist the
148 council in carrying out its responsibilities.

149 (d) Members of the council shall serve without
150 compensation, but may receive reimbursement as provided in s.
151 112.061 for travel and other necessary expenses incurred in the
152 performance of their official duties.

153 (11) The council shall award grants for cancer research
154 through the William G. "Bill" Bankhead, Jr., and David Coley
155 Cancer Research Program created in s. 381.922.

156 (12) The Legislature may annually appropriate funds to the
157 James and Esther King Biomedical Research Program for the
158 purposes of this section.

159 Section 4. All appointments to the Biomedical Research
160 Advisory Council for the James and Esther King Biomedical
161 Research Program which were not made in accordance with s.
162 215.5602, Florida Statutes, as amended by this act, shall expire

HB 1027

2006
CS

163 June 30, 2006, but such appointees may continue to serve until
 164 their successors are appointed. This section shall take effect
 165 upon this act becoming a law.

166 Section 5. Subsection (5) of section 381.855, Florida
 167 Statutes, is amended, and subsections (6), (7), and (8) are
 168 added to that section, to read:

169 381.855 Florida Center for Universal Research to Eradicate
 170 Disease.--

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

173 (a) The council shall consist of one representative from a
 174 Florida not-for-profit institution engaged in basic and clinical
 175 biomedical research and education which receives more than \$10
 176 million in annual grant funding from the National Institutes of
 177 Health, to be appointed by the Secretary of Health from a
 178 different institution each term, and ~~the members of the board of~~
 179 ~~directors of the Florida Research Consortium and at least one~~
 180 representative from and appointed by each of the following
 181 entities:

- 182 ~~1. The Emerging Technology Commission.~~
- 183 ~~1.2.~~ Enterprise Florida, Inc.
- 184 ~~2.3.~~ BioFlorida.
- 185 ~~3.4.~~ The Biomedical Research Advisory Council.
- 186 ~~4.5.~~ The Florida Medical Foundation.
- 187 ~~5.6.~~ Pharmaceutical Research and Manufacturers of America.
- 188 ~~7. The Florida Tri Agency Coalition on Smoking OR Health.~~
- 189 ~~6.8.~~ The Florida Cancer Council.
- 190 ~~7.9.~~ The American Cancer Society, Florida Division, Inc.

HB 1027

2006
CS

- 191 ~~8.10.~~ The American Heart Association.
- 192 ~~9.11.~~ The American Lung Association of Florida.
- 193 ~~10.12.~~ The American Diabetes Association, South Coastal
- 194 Region.
- 195 ~~11.13.~~ The Alzheimer's Association.
- 196 ~~12.14.~~ The Epilepsy Foundation.
- 197 ~~13.15.~~ The National Parkinson Foundation.
- 198 ~~14.16.~~ The Florida Public Health Foundation, Inc.
- 199 ~~15.17.~~ The Florida Research Consortium ~~Scripps Florida or~~
- 200 ~~the entity formed in this state by The Scripps Research~~
- 201 ~~Institute.~~

202 (b) Members of the council shall serve without

203 compensation, and each organization represented shall cover all

204 expenses of its representative.

205 (6) Members shall be appointed to 4-year terms of office.

206 The members of the advisory council shall annually elect a chair

207 from among the members of the advisory council. Any vacancy on

208 the advisory council shall be filled in the same manner as the

209 original appointment.

210 (7) The advisory council shall meet at least annually, but

211 may meet as often as it deems necessary to carry out its duties

212 and responsibilities. The advisory council may take official

213 action by a majority vote of the members present at any meeting

214 at which a quorum is present.

215 (8) The Legislature may annually appropriate funds to the

216 Florida Center for Universal Research to Eradicate Disease for

217 operating costs.

HB 1027

2006
CS

218 Section 6. All appointments to the advisory council for
 219 the Florida Center for Universal Research to Eradicate Disease
 220 which were not made in accordance with s. 381.855, Florida
 221 Statutes, as amended by this act, shall expire June 30, 2006,
 222 but such appointees may continue to serve until their successors
 223 are appointed. This section shall take effect upon this act
 224 becoming a law.

225 Section 7. Subsection (1) of section 381.921, Florida
 226 Statutes, is amended to read:

227 381.921 Florida Cancer Council mission and duties.--The
 228 council, which shall work in concert with the Florida Center for
 229 Universal Research to Eradicate Disease to ensure that the goals
 230 of the center are advanced, shall endeavor to dramatically
 231 improve cancer research and treatment in this state through:

232 (1) Efforts to significantly expand cancer research
 233 capacity in the state by:

234 (a) Identifying ways to attract new research talent and
 235 attendant national grant-producing researchers to ~~Florida-based~~
 236 cancer research facilities in this state;

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

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

243 (d) Encouraging the employment of bioinformatics in order
 244 to create a cancer informatics infrastructure that enhances
 245 information and resource exchange and integration through

HB 1027

2006
CS

246 researchers working in diverse disciplines, to facilitate the
247 full spectrum of cancer investigations;

248 (e) Facilitating the technical coordination, business
249 development, and support of intellectual property as it relates
250 to the advancement of cancer research; and

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

253 Section 8. Section 381.922, Florida Statutes, is created
254 to read:

255 381.922 William G. "Bill" Bankhead, Jr., and David Coley
256 Cancer Research Program.--

257 (1) The William G. "Bill" Bankhead, Jr., and David Coley
258 Cancer Research Program, which may be otherwise cited as the
259 "Bankhead-Coley Program," is created within the Department of
260 Health. The purpose of the program shall be to advance progress
261 towards cures for cancer through grants awarded through a peer-
262 reviewed, competitive process pursuant to s. 381.855.

263 (2) The program shall provide grants for cancer research
264 to further the search for cures for cancer.

265 (a) Emphasis shall be given to the goals enumerated in s.
266 381.921, as those goals support the advancement of such cures.

267 (b) Preference may be given to grant proposals that foster
268 collaborations among institutions, researchers, and community
269 practitioners, as such proposals support the advancement of
270 cures through basic or applied research, including clinical
271 trials involving cancer patients and related networks.

272 (3) (a) Applications for funding for cancer research may be
273 submitted by any university or established research institute in

HB 1027

2006
CS

274 the state. All qualified investigators in the state, regardless
275 of institutional affiliation, shall have equal access and
276 opportunity to compete for the research funding. Collaborative
277 proposals, including those that advance the program's goals
278 enumerated in subsection (2), may be given preference. Grants
279 shall be awarded by the Secretary of Health, after consultation
280 with the Biomedical Research Advisory Council, on the basis of
281 scientific merit, as determined by an open, competitive peer-
282 review process that ensures objectivity, consistency, and high
283 quality. The following types of applications shall be considered
284 for funding:

- 285 1. Investigator-initiated research grants.
- 286 2. Institutional research grants.
- 287 3. Collaborative research grants, including those that
288 advance the finding of cures through basic or applied research.

289 (b) In order to ensure that all proposals for research
290 funding are appropriate and are evaluated fairly on the basis of
291 scientific merit, the Secretary of Health, in consultation with
292 the council, shall appoint a peer-review panel of independent,
293 scientifically qualified individuals to review the scientific
294 content of each proposal and establish its priority score. The
295 priority scores shall be forwarded to the council and must be
296 considered in determining which proposals shall be recommended
297 for funding.

298 (c) The council and the peer-review panel shall establish
299 and follow rigorous guidelines for ethical conduct and adhere to
300 a strict policy with regard to conflicts of interest. A member
301 of the council or panel may not participate in any discussion or

HB 1027

2006
CS

302 decision with respect to a research proposal by any firm,
 303 entity, or agency with which the member is associated as a
 304 member of the governing body or as an employee or with which the
 305 member has entered into a contractual arrangement. Meetings of
 306 the council and the peer-review panels are subject to chapter
 307 119, s. 286.011, and s. 24, Art. I of the State Constitution.

308 (4) By December 15 of each year, the Department of Health
 309 shall submit to the Governor, the President of the Senate, and
 310 the Speaker of the House of Representatives a report indicating
 311 progress towards the program's mission and making
 312 recommendations that further its purpose.

313 Section 9. Subsection (1) of section 561.121, Florida
 314 Statutes, is amended to read:

315 561.121 Deposit of revenue.--

316 (1) All state funds collected pursuant to ss. 563.05,
 317 564.06, and 565.12 shall be paid into the State Treasury and
 318 disbursed in the following manner:

319 (a)~~1~~. Two percent of monthly collections of the excise
 320 taxes on alcoholic beverages established in ss. 563.05, 564.06,
 321 and 565.12 shall be deposited into the Alcoholic Beverage and
 322 Tobacco Trust Fund to meet the division's appropriation for the
 323 state fiscal year.

324 ~~2. Beginning July 1, 2004, there is annually distributed~~
 325 ~~\$15 million to the Grants and Donations Trust Fund within the~~
 326 ~~Department of Elderly Affairs, and these funds are annually~~
 327 ~~appropriated to support a contract with the Johnnie B. Byrd,~~
 328 ~~Sr., Alzheimer's Center and Research Institute at the University~~
 329 ~~of South Florida for the purposes of conducting research,~~

HB 1027

2006
CS

330 ~~developing and operating integrated data projects, and providing~~
331 ~~assistance to memory disorder clinics as established in s.~~
332 ~~430.502.~~

333 ~~3. Beginning July 1, 2004, there is annually distributed~~
334 ~~\$6 million to the Biomedical Research Trust Fund within the~~
335 ~~Department of Health, and these funds are annually appropriated~~
336 ~~to the James and Esther King Biomedical Research Program. From~~
337 ~~these funds, up to \$250,000 shall be available annually for the~~
338 ~~operating costs of the Florida Center for Universal Research to~~
339 ~~Eradicate Disease.~~

340 ~~4. Beginning July 1, 2004, there is annually distributed~~
341 ~~\$9 million to be paid by warrant drawn by the Chief Financial~~
342 ~~Officer upon the State Treasury to Florida State University for~~
343 ~~the School of Chiropractic Medicine. Notwithstanding the~~
344 ~~provisions of chapter 216, until the School of Chiropractic~~
345 ~~Medicine is completely staffed and fully operational, these~~
346 ~~funds may be used for any purpose by the university.~~

347 (b) The remainder of the funds collected pursuant to ss.
348 563.05, 564.06, and 565.12 ~~collection~~ shall be credited to the
349 General Revenue Fund.

350 Section 10. Subsections (2) and (6) of section 1004.445,
351 Florida Statutes, are amended, present subsections (8), (9), and
352 (10) are renumbered as subsections (9), (10), and (11),
353 respectively, and new subsections (8) and (12) are added to that
354 section, to read:

355 1004.445 Johnnie B. Byrd, Sr., Alzheimer's Center and
356 Research Institute.--

HB 1027

2006
CS

357 (2) (a) The State Board of Education shall enter into an
 358 agreement for the utilization of the facilities on the campus of
 359 the University of South Florida to be known as the Johnnie B.
 360 Byrd, Sr., Alzheimer's Center and Research Institute, including
 361 all furnishings, equipment, and other chattels used in the
 362 operation of those facilities, with a Florida not-for-profit
 363 corporation organized solely for the purpose of governing and
 364 operating the Johnnie B. Byrd, Sr., Alzheimer's Center and
 365 Research Institute. This not-for-profit corporation, acting as
 366 an instrumentality of the state, shall govern and operate the
 367 Johnnie B. Byrd, Sr., Alzheimer's Center and Research Institute
 368 in accordance with the terms of the agreement between the State
 369 Board of Education and the not-for-profit corporation. The not-
 370 for-profit corporation may, with the prior approval of the State
 371 Board of Education, create either for-profit or not-for-profit
 372 corporate subsidiaries, or both, to fulfill its mission. The
 373 not-for-profit corporation and its subsidiaries are authorized
 374 to receive, hold, invest, and administer property and any moneys
 375 acquired from private, local, state, and federal sources, as
 376 well as technical and professional income generated or derived
 377 from practice activities of the institute, for the benefit of
 378 the institute and the fulfillment of its mission.

379 (b)~~1~~. The affairs of the not-for-profit corporation shall
 380 be managed by a board of directors who shall serve without
 381 compensation. The board of directors shall consist of the
 382 President of the University of South Florida and the chair of
 383 the State Board of Education, or their designees, five ~~5~~
 384 representatives of the state universities, and nine ~~no fewer~~

HB 1027

2006
CS

385 ~~than 9 nor more than 14~~ representatives of the public who are
 386 neither medical doctors nor state employees. Each director who
 387 is a representative of a state university or of the public shall
 388 be appointed to serve a term of 3 years. The chair of the board
 389 of directors shall be selected by a majority vote of the
 390 directors. Each director shall have only one vote.

391 ~~2. The initial board of directors shall consist of the~~
 392 ~~President of the University of South Florida and the chair of~~
 393 ~~the State Board of Education, or their designees; the~~ Of the
 394 five university representatives, ~~of whom~~ one shall be appointed
 395 by the Governor, two by the President of the Senate, and two by
 396 the Speaker of the House of Representatives; and of the nine
 397 public representatives, ~~of whom~~ three shall be appointed by the
 398 Governor, three by the President of the Senate, and three by the
 399 Speaker of the House of Representatives. ~~Upon the expiration of~~
 400 ~~the terms of the initial appointed directors, all directors~~
 401 ~~subject to 3 year terms of office under this paragraph shall be~~
 402 ~~appointed by a majority vote of the directors and the board may~~
 403 ~~be expanded to include additional public representative~~
 404 ~~directors up to the maximum number allowed. Any vacancy in~~
 405 office shall be filled in the same manner as the original
 406 appointment ~~for the remainder of the term by majority vote of~~
 407 ~~the directors. Any director may be reappointed.~~

408 (6) The institute shall be administered by a chief
 409 executive officer, who shall be appointed by and serve at the
 410 pleasure of the board of directors of the not-for-profit
 411 corporation, and who shall exercise the following powers and
 412 duties, subject to the approval of the board of directors:

HB 1027

2006
CS

413 (a) The chief executive officer shall establish programs
414 that fulfill the mission of the institute in research,
415 education, treatment, prevention, and early detection of
416 Alzheimer's disease; however, the chief executive officer may
417 not establish academic programs for which academic credit is
418 awarded and which culminate in the conferring of a degree,
419 without prior approval of the State Board of Education.

420 (b) The chief executive officer shall have control over
421 the budget and the moneys appropriated or donated to the
422 institute from private, local, state, and federal sources, as
423 well as technical and professional income generated or derived
424 from practice activities of the institute. However, professional
425 income generated by university faculty from practice activities
426 at the institute shall be shared between the institute and the
427 university as determined by the chief executive officer and the
428 appropriate university dean or vice president.

429 (c) The chief executive officer shall appoint
430 representatives of the institute to carry out the research,
431 patient care, and educational activities of the institute and
432 establish the compensation, benefits, and terms of service of
433 such representatives. Representatives of the institute shall be
434 eligible to hold concurrent appointments at affiliated academic
435 institutions. University faculty shall be eligible to hold
436 concurrent appointments at the institute.

437 (d) The chief executive officer shall have control over
438 the use and assignment of space and equipment within the
439 facilities.

HB 1027

2006
CS

440 (e) The chief executive officer shall have the power to
441 create the administrative structure necessary to carry out the
442 mission of the institute.

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

445 (g) The chief executive officer shall provide a copy of
446 the institute's annual report to the Governor and Cabinet, the
447 President of the Senate, the Speaker of the House of
448 Representatives, and the chair of the State Board of Education.
449 The annual report shall describe the expenditure of all funds
450 and shall provide information regarding research that has been
451 conducted or funded by the center, as well as the expected and
452 actual results of such research.

453 (h) By August 1 of each year, the chief executive officer
454 shall develop and submit to the Governor and Cabinet, the
455 President of the Senate, the Speaker of the House of
456 Representatives, and the chair of the State Board of Education
457 an annual operating budget detailing the planned use of state,
458 federal, and private funds for the fiscal year.

459 (8) (a) Applications for Alzheimer's disease research
460 funding may be submitted from any university or established
461 research institute in the state. All qualified investigators in
462 the state, regardless of institutional affiliation, shall have
463 equal access and opportunity to compete for the research
464 funding. Grants shall be awarded by the board of directors of
465 the not-for-profit corporation, after consultation with the
466 CURED advisory council created under s. 381.855, on the basis of
467 scientific merit, as determined by an open, competitive peer

HB 1027

2006
CS

468 review process that ensures objectivity, consistency, and high
469 quality. The following types of applications shall be considered
470 for funding:

471 1. Investigator-initiated research grants.

472 2. Institutional research grants.

473 (b) To ensure that all proposals for research funding are
474 appropriate and are evaluated fairly on the basis of scientific
475 merit, the board of directors of the not-for-profit corporation,
476 in consultation with the council of scientific advisors, shall
477 appoint a peer review panel of independent, scientifically
478 qualified individuals to review the scientific content of each
479 proposal and establish its scientific priority score. The
480 priority scores shall be forwarded to the council and must be
481 considered in determining which proposals shall be recommended
482 for funding.

483 (c) The council of scientific advisors and the peer review
484 panel shall establish and follow rigorous guidelines for ethical
485 conduct and adhere to a strict policy with regard to conflict of
486 interest and confidentiality which shall comply with National
487 Institutes of Health standards. All employees, members of the
488 board of directors, and affiliates of the not-for-profit
489 corporation shall follow the same rigorous guidelines for
490 ethical conduct and shall adhere to the same strict policy with
491 regard to conflict of interest and confidentiality. A member of
492 the council or panel may not participate in any discussion or
493 decision with respect to a research proposal by any firm,
494 entity, or agency with which the member is associated as a
495 member of the governing body or as an employee or with which the

HB 1027

2006
CS

496 member has entered into a contractual arrangement. Meetings of
497 the council and the peer review panels are subject to chapter
498 119, s. 286.011, and s. 24, Art. I of the State Constitution.

499 (12) The Legislature may annually appropriate funds to the
500 Johnnie B. Byrd, Sr., Alzheimer's Center and Research Institute
501 at the University of South Florida for the purposes of this
502 section.

503 Section 11. All appointments to the board of directors of
504 the not-for-profit corporation for the Johnnie B. Byrd, Sr.,
505 Alzheimer's Center and Research Institute that were not made in
506 accordance with s. 1004.445, Florida Statutes, as amended by
507 this act, shall expire June 30, 2006, but such appointees may
508 continue to serve until their successors are appointed. This
509 section shall take effect upon this act becoming a law.

510 Section 12. (1) The sum of \$6 million is appropriated
511 from the General Revenue Fund to the Biomedical Research Trust
512 Fund in the Department of Health for fiscal year 2006-2007 for
513 purposes of the James and Esther King Biomedical Research
514 Program pursuant to s. 215.5602, Florida Statutes. From these
515 funds up to \$250,000 shall be available for the operating costs
516 of the Florida Center for Universal Research to Eradicate
517 Disease.

518 (2) The sum of \$9 million is appropriated from the General
519 Revenue Fund to the Biomedical Research Trust Fund within the
520 Department of Health for purposes of the William G. "Bill"
521 Bankhead, Jr., and David Coley Cancer Research Program for the
522 2006-2007 fiscal year, and shall be distributed pursuant to s.
523 381.922, Florida Statutes, to provide grants to researchers

HB 1027

2006
CS

524 seeking cures for cancer, with emphasis given to the goals
525 enumerated in s. 381.921, Florida Statutes. From the total funds
526 appropriated, an amount of up to 10 percent may be used for
527 administrative expenses.

528 (3) The sum of \$15 million is appropriated from the
529 General Revenue Fund to the Grants and Donations Trust Fund
530 within the Department of Elderly Affairs for the Johnnie B.
531 Byrd, Sr., Alzheimer's Center and Research Institute at the
532 University of South Florida for fiscal year 2006-2007 for the
533 purposes of conducting research, developing and operating
534 integrated data projects, and providing assistance to memory
535 disorder clinics as provided under s. 430.502, Florida Statutes.
536 Not less than 80 percent of these funds shall be distributed by
537 the center as institutional research grants or investigator-
538 initiated research grants.

539 Section 13. Except as otherwise expressly provided in this
540 act and except for this section, which shall take effect upon
541 this act becoming a law, this act shall take effect July 1,
542 2006.