

By the Committee on Health Care; and Senators Saunders and Fasano

587-1890-06

1 A bill to be entitled
2 An act relating to biomedical research;
3 providing legislative intent; amending s.
4 20.435, F.S.; authorizing the use of funds in
5 the Biomedical Research Trust Fund for the
6 purposes of the William G. "Bill" Bankhead,
7 Jr., and David Coley Cancer Research Program;
8 amending s. 215.5602, F.S.; revising the
9 membership and the method for appointing
10 members to the Biomedical Research Advisory
11 Council; requiring the council to award grants
12 for cancer research through the William G.
13 "Bill" Bankhead, Jr., and David Coley Cancer
14 Research Program; authorizing the Legislature
15 to annually appropriate funds to the James and
16 Esther King Biomedical Research Program;
17 providing for transition to new appointments;
18 amending s. 381.855, F.S.; revising the
19 membership of the advisory council for the
20 Florida Center for Universal Research to
21 Eradicate Disease; providing for terms of
22 office and the filling of vacancies; providing
23 for officers, meetings, and procedures;
24 authorizing the Legislature to annually
25 appropriate funds to the Florida Center for
26 Universal Research to Eradicate Disease;
27 providing for transition to new appointments;
28 amending s. 381.921, F.S.; revising a goal of
29 the Florida Cancer Council; creating s.
30 381.922, F.S.; establishing the William G.
31 "Bill" Bankhead, Jr., and David Coley Cancer

1 Research Program within the Department of
2 Health; providing the purpose of the program;
3 requiring the program to provide grants for
4 cancer research; providing procedures for
5 awarding cancer research grants; providing for
6 peer-review panels; providing requirements with
7 respect to ethical conduct and conflicts of
8 interest; providing for public records and
9 meetings; requiring an annual report; amending
10 s. 561.121, F.S.; redistributing certain funds
11 collected from taxes on alcoholic beverages;
12 amending s. 1004.445, F.S.; revising the method
13 of appointing and filling vacancies on the
14 board of directors of the Johnnie B. Byrd, Sr.,
15 Alzheimer's Center and Research Institute;
16 requiring certain information in the annual
17 report; requiring an annual operating budget;
18 providing procedures for awarding of
19 Alzheimer's disease research grants; providing
20 for peer review panels; providing requirements
21 with respect to ethical conduct, conflicts of
22 interest, and confidentiality; providing for
23 public records and meetings; authorizing the
24 Legislature to annually appropriate funds to
25 the Johnnie B. Byrd, Sr., Alzheimer's Center
26 and Research Institute; providing for
27 transition to new appointments; providing
28 appropriations; providing effective dates.

29
30 Be It Enacted by the Legislature of the State of Florida:
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1 Section 1. It is the intent of the Legislature to
2 provide funding to support grants for biomedical research in
3 this state with the anticipation that sustained funding for
4 biomedical research over a period of years will lead to an
5 alleviation of human suffering from diseases such as cancer
6 and Alzheimer's disease. It is the intent of the Legislature
7 to dramatically reduce this state's inordinately high cancer
8 burden, reducing both cancer incidence and mortality, while
9 advancing scientific endeavors in this state, making this
10 state a world-class leader in cancer research and treatment.
11 Further, it is the intent of the Legislature to address the
12 debilitating and deadly effects of Alzheimer's disease by
13 supporting research in Alzheimer's disease statewide through
14 the awarding of research grants on a competitive basis.
15 Additionally, it is the intent of the Legislature to stimulate
16 dramatic economic development, particularly in the
17 biotechnology industry, through investment in this state's
18 biomedical research.

19 Section 2. Paragraph (h) of subsection (1) of section
20 20.435, Florida Statutes, is amended to read:

21 20.435 Department of Health; trust funds.--

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

24 (h) Biomedical Research Trust Fund.

25 1. Funds to be credited to the trust fund shall
26 consist of funds deposited pursuant to ss. ~~s.~~ 215.5601 and
27 381.922. Funds shall be used for the purposes of the William
28 G. "Bill" Bankhead, Jr., and David Coley Cancer Research
29 Program and the James and Esther King Biomedical Research
30 Program as specified in ss. 215.5602 and 288.955. The trust
31 fund is exempt from the service charges imposed by s. 215.20.

1 2. Notwithstanding the provisions of s. 216.301 and
2 pursuant to s. 216.351, any balance in the trust fund at the
3 end of any fiscal year shall remain in the trust fund at the
4 end of the year and shall be available for carrying out the
5 purposes of the trust fund. The department may invest these
6 funds independently through the Chief Financial Officer or may
7 negotiate a trust agreement with the State Board of
8 Administration for the investment management of any balance in
9 the trust fund.

10 3. Notwithstanding s. 216.301 and pursuant to s.
11 216.351, any balance of any appropriation from the Biomedical
12 Research Trust Fund which is not disbursed but which is
13 obligated pursuant to contract or committed to be expended may
14 be certified by the Governor for up to 3 years following the
15 effective date of the original appropriation.

16 4. The trust fund shall, unless terminated sooner, be
17 terminated on July 1, 2008.

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

21 215.5602 James and Esther King Biomedical Research
22 Program.--

23 (3) There is created within the Department of Health
24 the Biomedical Research Advisory Council.

25 (a) The council shall consist of nine members,
26 including: the chief executive officer of the Florida Division
27 of the American Cancer Society, or a designee; the chief
28 executive officer of the Florida/Puerto Rico Affiliate of the
29 American Heart Association, or a designee; and the chief
30 executive officer of the American Lung Association of Florida,
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1 or a designee. The ~~Governor shall appoint the~~ remaining six
2 members of the council shall be appointed, as follows:

3 1. The Governor shall appoint two members with
4 expertise in the field of biomedical research, one member from
5 a research university in the state, and one member
6 representing the general population of the state.

7 2. The President of the Senate shall appoint two
8 members, one member with expertise in the field of behavioral
9 or social research and one representative from a cancer
10 program approved by the American College of Surgeons.

11 3. The Speaker of the House of Representatives shall
12 appoint two members, one member from a professional medical
13 organization and one representative from a cancer program
14 approved by the American College of Surgeons.

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

16 ~~5. One member representing the general population of~~
17 ~~the state.~~

18
19 In making these ~~his or her~~ appointments, the Governor, the
20 President of the Senate, and the Speaker of the House of
21 Representatives shall select primarily, but not exclusively,
22 Floridians with biomedical and lay expertise in the general
23 areas of cancer, cardiovascular disease, stroke, and pulmonary
24 disease. The ~~Governor's~~ appointments shall be for a 3-year
25 term and shall reflect the diversity of the state's
26 population. An appointed ~~A council member appointed by the~~
27 ~~Governor~~ may not serve more than two consecutive terms.

28 (b) The council shall adopt internal organizational
29 procedures as necessary for its efficient organization.
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1 (c) The department shall provide such staff,
2 information, and other assistance as is reasonably necessary
3 to assist the council in carrying out its responsibilities.

4 (d) Members of the council shall serve without
5 compensation, but may receive reimbursement as provided in s.
6 112.061 for travel and other necessary expenses incurred in
7 the performance of their official duties.

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

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

14 Section 4. All appointments to the Biomedical Research
15 Advisory Council for the James and Esther King Biomedical
16 Research Program which were not made in accordance with s.
17 215.5602, Florida Statutes, as amended by this act, shall
18 expire June 30, 2006, but such appointees may continue to
19 serve until their successors are appointed. This section shall
20 take effect upon this act becoming a law.

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

24 381.855 Florida Center for Universal Research to
25 Eradicate Disease.--

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

28 (a) The council shall consist of one representative
29 from a Florida not-for-profit institution engaged in basic and
30 clinical biomedical research and education which receives more
31 than \$10 million in annual grant funding from the National

1 Institutes of Health, to be appointed by the Secretary of
2 Health from a different institution each term, and the members
3 ~~of the board of directors of the Florida Research Consortium~~
4 ~~and at least~~ one representative from and appointed by each of
5 the following entities:

6 ~~1. The Emerging Technology Commission.~~

7 ~~1.2.~~ Enterprise Florida, Inc.

8 ~~2.3.~~ BioFlorida.

9 ~~3.4.~~ The Biomedical Research Advisory Council.

10 ~~4.5.~~ The Florida Medical Foundation.

11 ~~5.6.~~ Pharmaceutical Research and Manufacturers of
12 America.

13 ~~7. The Florida Tri Agency Coalition on Smoking OR~~
14 ~~Health.~~

15 ~~6.8.~~ The Florida Cancer Council.

16 ~~7.9.~~ The American Cancer Society, Florida Division,
17 Inc.

18 ~~8.10.~~ The American Heart Association.

19 ~~9.11.~~ The American Lung Association of Florida.

20 ~~10.12.~~ The American Diabetes Association, South
21 Coastal Region.

22 ~~11.13.~~ The Alzheimer's Association.

23 ~~12.14.~~ The Epilepsy Foundation.

24 ~~13.15.~~ The National Parkinson Foundation.

25 ~~14.16.~~ The Florida Public Health Foundation, Inc.

26 ~~15.17. The Florida Research Consortium Scripps Florida~~
27 ~~or the entity formed in this state by The Scripps Research~~
28 ~~Institute.~~

29 (b) Members of the council shall serve without
30 compensation, and each organization represented shall cover
31 all expenses of its representative.

1 (6) Members shall be appointed to 4-year terms of
2 office. The members of the advisory council shall annually
3 elect a chair from among the members of the advisory council.
4 Any vacancy on the advisory council shall be filled in the
5 same manner as the original appointment.

6 (7) The advisory council shall meet at least annually,
7 but may meet as often as it deems necessary to carry out its
8 duties and responsibilities. The advisory council may take
9 official action by a majority vote of the members present at
10 any meeting at which a quorum is present.

11 (8) The Legislature may annually appropriate funds to
12 the Florida Center for Universal Research to Eradicate Disease
13 for operating costs.

14 Section 6. All appointments to the advisory council
15 for the Florida Center for Universal Research to Eradicate
16 Disease which were not made in accordance with s. 381.855,
17 Florida Statutes, as amended by this act, shall expire June
18 30, 2006, but such appointees may continue to serve until
19 their successors are appointed. This section shall take effect
20 upon this act becoming a law.

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

23 381.921 Florida Cancer Council mission and
24 duties.--The council, which shall work in concert with the
25 Florida Center for Universal Research to Eradicate Disease to
26 ensure that the goals of the center are advanced, shall
27 endeavor to dramatically improve cancer research and treatment
28 in this state through:

29 (1) Efforts to significantly expand cancer research
30 capacity in the state by:

31

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

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

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

10 (d) Encouraging the employment of bioinformatics in
11 order to create a cancer informatics infrastructure that
12 enhances information and resource exchange and integration
13 through researchers working in diverse disciplines, to
14 facilitate the full spectrum of cancer investigations;

15 (e) Facilitating the technical coordination, business
16 development, and support of intellectual property as it
17 relates to the advancement of cancer research; and

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

21 Section 8. Section 381.922, Florida Statutes, is
22 created to read:

23 381.922 William G. "Bill" Bankhead, Jr., and David
24 Coley Cancer Research Program.--

25 (1) The William G. "Bill" Bankhead, Jr., and David
26 Coley Cancer Research Program, which may be otherwise cited as
27 the "Bankhead-Coley Program," is created within the Department
28 of Health. The purpose of the program shall be to advance
29 progress towards cures for cancer through grants awarded
30 through a peer-reviewed, competitive process pursuant to s.
31 381.855.

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

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

6 (b) Preference may be given to grant proposals that
7 foster collaborations among institutions, researchers, and
8 community practitioners, as such proposals support the
9 advancement of cures through basic or applied research,
10 including clinical trials involving cancer patients and
11 related networks.

12 (3)(a) Applications for funding for cancer research
13 may be submitted by any university or established research
14 institute in the state. All qualified investigators in the
15 state, regardless of institutional affiliation, shall have
16 equal access and opportunity to compete for the research
17 funding. Collaborative proposals, including those that advance
18 the program's goals enumerated in subsection (2), may be given
19 preference. Grants shall be awarded by the Secretary of
20 Health, after consultation with the Biomedical Research
21 Advisory Council, on the basis of scientific merit, as
22 determined by an open, competitive peer-review process that
23 ensures objectivity, consistency, and high quality. The
24 following types of applications shall be considered for
25 funding:

26 1. Investigator-initiated research grants.

27 2. Institutional research grants.

28 3. Collaborative research grants, including those that
29 advance the finding of cures through basic or applied
30 research.

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1 (b) In order to ensure that all proposals for research
2 funding are appropriate and are evaluated fairly on the basis
3 of scientific merit, the Secretary of Health, in consultation
4 with the council, shall appoint a peer-review panel of
5 independent, scientifically qualified individuals to review
6 the scientific content of each proposal and establish its
7 priority score. The priority scores shall be forwarded to the
8 council and must be considered in determining which proposals
9 shall be recommended for funding.

10 (c) The council and the peer-review panel shall
11 establish and follow rigorous guidelines for ethical conduct
12 and adhere to a strict policy with regard to conflicts of
13 interest. A member of the council or panel may not participate
14 in any discussion or decision with respect to a research
15 proposal by any firm, entity, or agency with which the member
16 is associated as a member of the governing body or as an
17 employee or with which the member has entered into a
18 contractual arrangement. Meetings of the council and the
19 peer-review panels are subject to chapter 119, s. 286.011, and
20 s. 24, Art. I of the State Constitution.

21 (4) By December 15 of each year, the Department of
22 Health shall submit to the Governor, the President of the
23 Senate, and the Speaker of the House of Representatives a
24 report indicating progress towards the program's mission and
25 making recommendations that further its purpose.

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

28 561.121 Deposit of revenue.--

29 (1) All state funds collected pursuant to ss. 563.05,
30 564.06, and 565.12 shall be paid into the State Treasury and
31 disbursed in the following manner:

1 (a)~~1~~. Two percent of monthly collections of the excise
2 taxes on alcoholic beverages established in ss. 563.05,
3 564.06, and 565.12 shall be deposited into the Alcoholic
4 Beverage and Tobacco Trust Fund to meet the division's
5 appropriation for the state fiscal year.

6 ~~2. Beginning July 1, 2004, there is annually~~
7 ~~distributed \$15 million to the Grants and Donations Trust Fund~~
8 ~~within the Department of Elderly Affairs, and these funds are~~
9 ~~annually appropriated to support a contract with the Johnnie~~
10 ~~B. Byrd, Sr., Alzheimer's Center and Research Institute at the~~
11 ~~University of South Florida for the purposes of conducting~~
12 ~~research, developing and operating integrated data projects,~~
13 ~~and providing assistance to memory disorder clinics as~~
14 ~~established in s. 430.502.~~

15 ~~3. Beginning July 1, 2004, there is annually~~
16 ~~distributed \$6 million to the Biomedical Research Trust Fund~~
17 ~~within the Department of Health, and these funds are annually~~
18 ~~appropriated to the James and Esther King Biomedical Research~~
19 ~~Program. From these funds, up to \$250,000 shall be available~~
20 ~~annually for the operating costs of the Florida Center for~~
21 ~~Universal Research to Eradicate Disease.~~

22 ~~4. Beginning July 1, 2004, there is annually~~
23 ~~distributed \$9 million to be paid by warrant drawn by the~~
24 ~~Chief Financial Officer upon the State Treasury to Florida~~
25 ~~State University for the School of Chiropractic Medicine.~~
26 ~~Notwithstanding the provisions of chapter 216, until the~~
27 ~~School of Chiropractic Medicine is completely staffed and~~
28 ~~fully operational, these funds may be used for any purpose by~~
29 ~~the university.~~

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

4 Section 10. Subsections (2) and (6) of section
5 1004.445, Florida Statutes, are amended, present subsections
6 (8), (9), and (10) are renumbered as subsections (9), (10),
7 and (11), respectively, and new subsections (8) and (12) are
8 added to that section, to read:

9 1004.445 Johnnie B. Byrd, Sr., Alzheimer's Center and
10 Research Institute.--

11 (2)(a) The State Board of Education shall enter into
12 an agreement for the utilization of the facilities on the
13 campus of the University of South Florida to be known as the
14 Johnnie B. Byrd, Sr., Alzheimer's Center and Research
15 Institute, including all furnishings, equipment, and other
16 chattels used in the operation of those facilities, with a
17 Florida not-for-profit corporation organized solely for the
18 purpose of governing and operating the Johnnie B. Byrd, Sr.,
19 Alzheimer's Center and Research Institute. This not-for-profit
20 corporation, acting as an instrumentality of the state, shall
21 govern and operate the Johnnie B. Byrd, Sr., Alzheimer's
22 Center and Research Institute in accordance with the terms of
23 the agreement between the State Board of Education and the
24 not-for-profit corporation. The not-for-profit corporation
25 may, with the prior approval of the State Board of Education,
26 create either for-profit or not-for-profit corporate
27 subsidiaries, or both, to fulfill its mission. The
28 not-for-profit corporation and its subsidiaries are authorized
29 to receive, hold, invest, and administer property and any
30 moneys acquired from private, local, state, and federal
31 sources, as well as technical and professional income

1 generated or derived from practice activities of the
2 institute, for the benefit of the institute and the
3 fulfillment of its mission.

4 (b)~~1~~. The affairs of the not-for-profit corporation
5 shall be managed by a board of directors who shall serve
6 without compensation. The board of directors shall consist of
7 the President of the University of South Florida and the chair
8 of the State Board of Education, or their designees, five ~~5~~
9 representatives of the state universities, and nine ~~no fewer~~
10 ~~than 9 nor more than 14~~ representatives of the public who are
11 neither medical doctors nor state employees. Each director who
12 is a representative of a state university or of the public
13 shall be appointed to serve a term of 3 years. The chair of
14 the board of directors shall be selected by a majority vote of
15 the directors. Each director shall have only one vote.

16 ~~2. The initial board of directors shall consist of the~~
17 ~~President of the University of South Florida and the chair of~~
18 ~~the State Board of Education, or their designees; the~~ Of the
19 five university representatives, ~~of whom~~ one shall be
20 appointed by the Governor, two by the President of the Senate,
21 and two by the Speaker of the House of Representatives; and of
22 the nine public representatives, ~~of whom~~ three shall be
23 appointed by the Governor, three by the President of the
24 Senate, and three by the Speaker of the House of
25 Representatives. ~~Upon the expiration of the terms of the~~
26 ~~initial appointed directors, all directors subject to 3 year~~
27 ~~terms of office under this paragraph shall be appointed by a~~
28 ~~majority vote of the directors and the board may be expanded~~
29 ~~to include additional public representative directors up to~~
30 ~~the maximum number allowed.~~ Any vacancy in office shall be
31 filled in the same manner as the original appointment for the

1 ~~remainder of the term by majority vote of the directors.~~ Any
2 director may be reappointed.

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

8 (a) The chief executive officer shall establish
9 programs that fulfill the mission of the institute in
10 research, education, treatment, prevention, and early
11 detection of Alzheimer's disease; however, the chief executive
12 officer may not establish academic programs for which academic
13 credit is awarded and which culminate in the conferring of a
14 degree, without prior approval of the State Board of
15 Education.

16 (b) The chief executive officer shall have control
17 over the budget and the moneys appropriated or donated to the
18 institute from private, local, state, and federal sources, as
19 well as technical and professional income generated or derived
20 from practice activities of the institute. However,
21 professional income generated by university faculty from
22 practice activities at the institute shall be shared between
23 the institute and the university as determined by the chief
24 executive officer and the appropriate university dean or vice
25 president.

26 (c) The chief executive officer shall appoint
27 representatives of the institute to carry out the research,
28 patient care, and educational activities of the institute and
29 establish the compensation, benefits, and terms of service of
30 such representatives. Representatives of the institute shall
31 be eligible to hold concurrent appointments at affiliated

1 academic institutions. University faculty shall be eligible to
2 hold concurrent appointments at the institute.

3 (d) The chief executive officer shall have control
4 over the use and assignment of space and equipment within the
5 facilities.

6 (e) The chief executive officer shall have the power
7 to create the administrative structure necessary to carry out
8 the mission of the institute.

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

11 (g) The chief executive officer shall provide a copy
12 of the institute's annual report to the Governor and Cabinet,
13 the President of the Senate, the Speaker of the House of
14 Representatives, and the chair of the State Board of
15 Education. The annual report shall describe the expenditure of
16 all funds and shall provide information regarding research
17 that has been conducted or funded by the center, as well as
18 the expected and actual results of such research.

19 (h) By August 1 of each year, the chief executive
20 officer shall develop and submit to the Governor and Cabinet,
21 the President of the Senate, the Speaker of the House of
22 Representatives, and the chair of the State Board of Education
23 an annual operating budget detailing the planned use of state,
24 federal, and private funds for the fiscal year.

25 (8)(a) Applications for Alzheimer's disease research
26 funding may be submitted from any university or established
27 research institute in the state. All qualified investigators
28 in the state, regardless of institutional affiliation, shall
29 have equal access and opportunity to compete for the research
30 funding. Grants shall be awarded by the board of directors of
31 the not-for-profit corporation, after consultation with the

1 CURED advisory council created under s. 381.855, on the basis
2 of scientific merit, as determined by an open, competitive
3 peer review process that ensures objectivity, consistency, and
4 high quality. The following types of applications shall be
5 considered for funding:

6 1. Investigator-initiated research grants.

7 2. Institutional research grants.

8 (b) To ensure that all proposals for research funding
9 are appropriate and are evaluated fairly on the basis of
10 scientific merit, the board of directors of the not-for-profit
11 corporation, in consultation with the council of scientific
12 advisors, shall appoint a peer review panel of independent,
13 scientifically qualified individuals to review the scientific
14 content of each proposal and establish its scientific priority
15 score. The priority scores shall be forwarded to the council
16 and must be considered in determining which proposals shall be
17 recommended for funding.

18 (c) The council of scientific advisors and the peer
19 review panel shall establish and follow rigorous guidelines
20 for ethical conduct and adhere to a strict policy with regard
21 to conflict of interest and confidentiality which shall comply
22 with National Institutes of Health standards. All employees,
23 members of the board of directors, and affiliates of the
24 not-for-profit corporation shall follow the same rigorous
25 guidelines for ethical conduct and shall adhere to the same
26 strict policy with regard to conflict of interest and
27 confidentiality. A member of the council or panel may not
28 participate in any discussion or decision with respect to a
29 research proposal by any firm, entity, or agency with which
30 the member is associated as a member of the governing body or
31 as an employee or with which the member has entered into a

1 contractual arrangement. Meetings of the council and the peer
2 review panels are subject to chapter 119, s. 286.011, and s.
3 24, Art. I of the State Constitution.

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

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

16 Section 12. (1) The sum of \$6 million is appropriated
17 from the General Revenue Fund to the Biomedical Research Trust
18 Fund in the Department of Health for fiscal year 2006-2007 for
19 purposes of the James and Esther King Biomedical Research
20 Program pursuant to s. 215.5602, Florida Statutes. From these
21 funds up to \$250,000 shall be available for the operating
22 costs of the Florida Center for Universal Research to
23 Eradicate Disease.

24 (2) The sum of \$9 million is appropriated from the
25 General Revenue Fund to the Biomedical Research Trust Fund
26 within the Department of Health for purposes of the William G.
27 "Bill" Bankhead, Jr., and David Coley Cancer Research Program
28 for the 2006-2007 fiscal year, and shall be distributed
29 pursuant to s. 381.922, Florida Statutes, to provide grants to
30 researchers seeking cures for cancer, with emphasis given to
31 the goals enumerated in s. 381.921, Florida Statutes. From the

1 total funds appropriated, an amount of up to 10 percent may be
2 used for administrative expenses.

3 (3) The sum of \$15 million is appropriated from the
4 General Revenue Fund to the Johnnie B. Byrd, Sr., Alzheimer's
5 Center and Research Institute at the University of South
6 Florida for fiscal year 2006-2007 for the purposes of
7 conducting research, developing and operating integrated data
8 projects, and providing assistance to memory disorder clinics
9 as provided under s. 430.502, Florida Statutes. Not less than
10 80 percent of these funds shall be distributed by the center
11 as institutional research grants or investigator-initiated
12 research grants.

13 Section 13. Except as otherwise expressly provided in
14 this act and except for this section, which shall take effect
15 upon this act becoming a law, this act shall take effect July
16 1, 2006.

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STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
COMMITTEE SUBSTITUTE FOR
Senate Bill 1826

The committee substitute adds the Bankhead-Coley Cancer Research Program to the purposes of the Biomedical Research Trust Fund. It appropriates \$9 million to the Biomedical Research Trust Fund for the Bankhead-Coley cancer research program and authorizes up to 10 percent for administrative costs. The committee substitute adds cancer research grant procedures to the Bankhead-Coley Cancer Research Program.

The committee substitute adds two appointees from cancer programs approved by the American College of Surgeons to the Biomedical Research Advisory Council, one by the House Speaker, and one by the Senate President. The committee substitute requires the council to award cancer research grants under the Bankhead-Coley Cancer Research Program.

The committee substitute deletes the requirement for the Center for Universal Research to Eradicate Disease (CURED) to award cancer research grants and deletes procedures for providing cancer research grants from CURED. It removes two members from the CURED advisory council because the entities they would represent no longer exist. It restores authority for CURED to assist programs to prepare grant requests.

The committee substitute authorizes \$250,000 for operation of the CURED center from the \$6 million appropriated to the James and Esther King Biomedical Research Program.