

By Senator Lawson

6-1448-07

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A bill to be entitled
An act relating to tobacco tax assessments;
amending s. 210.01, F.S.; defining the term
"council" as the Florida Cancer Council;
amending s. 210.02, F.S.; revising the amount
of the excise or privilege tax on cigarettes;
amending s. 210.18, F.S., relating to penalties
for tax evasion; conforming a cross-reference;
amending s. 210.20, F.S.; revising the manner
in which collections received from cigarette
taxes are paid into various trust funds;
providing for additional amounts to be
deposited unto the Alcoholic Beverage and
Tobacco Trust Fund for use by the Florida
Cancer Council; creating s. 210.202, F.S.;
requiring the Florida Cancer Council to use
collections from cigarette taxes in a certain
manner; requiring the approval of the Governor
and the Cabinet for capital construction
projects granted by the council; authorizing
the use of net cigarette tax collections to
secure financing for capital projects;
authorizing the issuance of certain tax-exempt
bonds for such financing; amending s. 381.921,
F.S.; authorizing the council to award grants
using a peer-reviewed competitive process;
providing an effective date.

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

1 Section 1. Section 210.01, Florida Statutes, is
2 amended to read:

3 210.01 Definitions.--When used in this part the
4 following words shall have the meaning herein indicated:

5 (1) "Cigarette" means any roll for smoking, except one
6 of which the tobacco is fully naturally fermented, without
7 regard to the kind of tobacco or other substances used in the
8 inner roll or the nature or composition of the material in
9 which the roll is wrapped, which is made wholly or in part of
10 tobacco irrespective of size or shape and whether such tobacco
11 is flavored, adulterated or mixed with any other ingredient.

12 (2) "Persons" means any individual, copartnership,
13 society, club, association, corporation, joint stock company,
14 and any combination of individuals and also an executor,
15 administrator, receiver, trustee or other fiduciary.

16 (3) "Sale" means any transfer, exchange or barter in
17 any manner, or by any means whatever.

18 (4) "Retail sale" or "sale at retail" means a sale to
19 a consumer or to any person for any purpose other than resale.

20 (5) "Dealer" means any wholesale dealer as hereinafter
21 defined.

22 (6) "Wholesale dealer" means any person located inside
23 or outside this state who sells cigarettes to retail dealers
24 or other persons for purposes of resale only. Such term shall
25 not include any cigarette manufacturer, export warehouse
26 proprietor, or importer with a valid permit under 26 U.S.C. s.
27 5712 if such person sells or distributes cigarettes in this
28 state only to dealers who are agents and who hold valid and
29 current permits under s. 210.15 or to any cigarette
30 manufacturer, export warehouse proprietor, or importer who
31 holds a valid and current permit under 26 U.S.C. s. 5712.

1 (7) "Retail dealer" means any person located inside or
2 outside this state other than a wholesale dealer engaged in
3 the business of selling cigarettes, including persons issued a
4 permit pursuant to s. 569.003.

5 (8) "Package" means the individual package, box or
6 other container in or from which retail sales of cigarettes
7 are normally made or intended to be made.

8 (9) "Agent" means any person authorized by the
9 Division of Alcoholic Beverages and Tobacco to purchase and
10 affix adhesive or meter stamps under this part.

11 (10) "Division" means the Division of Alcoholic
12 Beverages and Tobacco of the Department of Business and
13 Professional Regulation.

14 (11) "Council" means the Florida Cancer Council within
15 the Department of Health as established in s. 381.92.

16 ~~(12)~~~~(11)~~ "Use" means the consuming, giving away or
17 disposing, in any manner, of cigarettes.

18 ~~(13)~~~~(12)~~ "First sale" means the first use or
19 consumption of cigarettes within this state.

20 ~~(14)~~~~(13)~~ "Operating ad valorem millage" means all
21 millages other than those fixed for debt service.

22 ~~(15)~~~~(14)~~ "Distributing agent" means every person, firm
23 or corporation in this state who acts as an agent for any
24 person, firm or corporation outside or inside the state by
25 receiving cigarettes in interstate or intrastate commerce and
26 storing such cigarettes subject to distribution or delivery
27 upon order from said principal to wholesale dealers and other
28 distributing agents inside or outside this state.

29 ~~(16)~~~~(15)~~ "Place of business" means any place where
30 cigarettes are sold or where cigarettes are stored or kept for
31 the purpose of sale or consumption; or if cigarettes are sold

1 from a vending machine the place in which the vending machine
2 is located.

3 (17)~~(16)~~ "Manufacturer's representative" means a
4 person who represents a manufacturer of cigarettes but who has
5 no place of business in this state where cigarettes are
6 stored. A manufacturer's representative is required to obtain
7 any cigarettes required by her or him through a wholesale
8 dealer in this state and to make such reports as may be
9 required by the Division of Alcoholic Beverages and Tobacco of
10 the Department of Business and Professional Regulation.

11 (18)~~(17)~~ "Exporter" means a person who transports
12 tax-exempt cigarettes into this state under bond for delivery
13 beyond the borders of this state. Each permit shall entitle
14 the permittee to store such cigarettes under bond at one
15 location in this state pending shipment beyond the borders of
16 this state.

17 (19)~~(18)~~ "Unstamped package" or "unstamped cigarettes"
18 means a package on which the tax required by this part has not
19 been paid, regardless of whether or not such package is
20 stamped or marked with the indicia of any other taxing
21 authority, or a package on which there has been affixed a
22 counterfeit or fraudulent indicium or stamp.

23 (20)~~(19)~~ "Stamp" or "stamps" means the indicia
24 required to be placed on cigarette packages that evidence
25 payment of the tax on cigarettes under s. 210.02.

26 (21)~~(20)~~ "Importer" means any person with a valid
27 permit under 26 U.S.C. s. 5712 who imports into the United
28 States, directly or indirectly, a finished cigarette for sale
29 or distribution.

30 (22)~~(21)~~ "Manufacturer" means any domestic person or
31 entity with a valid permit under 26 U.S.C. s. 5712 that

1 manufactures, fabricates, assembles, processes, or labels a
2 finished cigarette.

3 ~~(23)~~~~(22)~~ "Counterfeit cigarettes" means cigarettes
4 that have false manufacturing labels, tobacco product packs
5 with counterfeit tax stamps, or any combination thereof.

6 Section 2. Section 210.02, Florida Statutes, is
7 amended to read:

8 210.02 Cigarette tax imposed; collection.--

9 (1) An excise or privilege tax, in addition to all
10 other taxes of every kind imposed by law, is imposed upon the
11 sale, receipt, purchase, possession, consumption, handling,
12 distribution, and use of cigarettes in this state, in the
13 following amounts, except as hereinafter otherwise provided,
14 for cigarettes of standard dimensions:

15 (a) Upon all cigarettes weighing not more than 3
16 pounds per thousand, 50 ~~16.95~~ mills on each cigarette.

17 (b) Upon all cigarettes weighing more than 3 pounds
18 per thousand and not more than 6 inches long, 133.9 ~~33.9~~ mills
19 on each cigarette.

20 (c) Upon all cigarettes weighing more than 3 pounds
21 per thousand and more than 6 inches long, 267.8 ~~67.8~~ mills on
22 each cigarette.

23 (2) The description of cigarettes contained in
24 paragraphs (a), (b), and (c) of subsection (1) are hereby
25 declared to be standard as to dimensions for taxing purposes
26 as provided in this law and should any cigarette be received,
27 purchased, possessed, sold, offered for sale, given away, or
28 used of a size other than of standard dimensions, the same
29 shall be taxed at the rate of 4.16 ~~1.41~~ cents on each such
30 cigarette.

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1 (3) When cigarettes as described in paragraph (1)(a)
2 are packed in varying quantities of 20 cigarettes or less,
3 except manufacturer's free samples authorized under s.
4 210.04(9), the following rate shall govern:

5 (a) Packages containing 10 cigarettes or less require
6 a 50-cent ~~16.95-cent~~ tax.

7 (b) Packages containing more than 10 but not more than
8 20 cigarettes require a 133.9-cent ~~33.9-cent~~ tax.

9 (4) When cigarettes as described in paragraph (1)(b)
10 are packed in varying quantities of 20 cigarettes or less,
11 except manufacturer's free samples authorized under s.
12 210.04(9), the following rates shall govern:

13 (a) Packages containing 10 cigarettes or less require
14 a 133.9-cent ~~33.9-cent~~ tax.

15 (b) Packages containing more than 10 but not more than
16 20 cigarettes require a 267.8-cent ~~67.8-cent~~ tax.

17 (5) When cigarettes as described in paragraph (1)(c)
18 are packed in varying quantities of 20 cigarettes or less,
19 except manufacturer's free samples authorized under s.
20 210.04(9), the following rates shall govern:

21 (a) Packages containing 10 cigarettes or less require
22 a 267.8-cent ~~67.8-cent~~ tax.

23 (b) Packages containing more than 10 but not more than
24 20 cigarettes require a 400-cent ~~135.6-cent~~ tax.

25 (6) This tax shall be paid by the dealer to the
26 division for deposit and distribution as hereinafter provided
27 upon the first sale or transaction within the state, whether
28 or not such sale or transfer be to the ultimate purchaser or
29 consumer. The seller or dealer shall collect the tax from the
30 purchaser or consumer, and the purchaser or consumer shall pay
31 the tax to the seller. The seller or dealer shall be

1 responsible for the collection of the tax and the payment of
2 the same to the division. All taxes are due not later than the
3 10th day of the month following the calendar month in which
4 they were incurred, and thereafter shall bear interest at the
5 rate of 1 percent per month. If the amount of tax due for a
6 given period is assessed without allocating it to any
7 particular month, the interest shall begin with the date of
8 the assessment. Whenever cigarettes are shipped from outside
9 the state to anyone other than a distributing agent or
10 wholesale dealer, the person receiving the cigarettes shall be
11 responsible for the tax on said cigarettes and the payment of
12 same to the division.

13 (7) It is the legislative intent that the tax on
14 cigarettes shall be uniform throughout the state.

15 Section 3. Subsection (10) of section 210.18, Florida
16 Statutes, is amended to read:

17 210.18 Penalties for tax evasion; reports by
18 sheriffs.--

19 (10) It is unlawful to sell or possess with the intent
20 to sell counterfeit cigarettes, as defined in s. 210.01(23) ~~s.~~
21 ~~210.01(22)~~.

22 (a) A person who does not hold a permit or holds a
23 retail permit under the provisions of this chapter and who
24 violates this subsection commits a felony of the third degree,
25 punishable as provided in s. 775.082, s. 775.083, or s.
26 775.084, and is subject to the imposition of fines and
27 additional penalties as follows:

28 1. If the quantity of counterfeit cigarettes sold or
29 possessed with the intent to sell is less than two cartons or
30 the equivalent, the fine for a first violation shall not
31 exceed \$1,000 or five times the retail value of the

1 counterfeit cigarettes, whichever is greater. A subsequent
2 violation may result in the imposition of a fine not to exceed
3 \$5,000 or five times the retail value of the counterfeit
4 cigarettes, whichever is greater, and shall result in
5 revocation of the retail permit by the division.

6 2. If the quantity of counterfeit cigarettes sold or
7 possessed with the intent to sell is two cartons or more or
8 the equivalent, the fine for a first violation shall not
9 exceed \$2,000 or five times the retail value of the
10 counterfeit cigarettes, whichever is greater. A subsequent
11 violation may result in the imposition of a fine not to exceed
12 \$50,000 or five times the retail value of the counterfeit
13 cigarettes, whichever is greater, and shall result in
14 revocation of the retail permit by the division.

15 (b) A person who holds a permit, other than a retail
16 permit, under the provisions of this chapter and who violates
17 this subsection commits a felony of the third degree,
18 punishable as provided in s. 775.082, s. 775.083, or s.
19 775.084, and is subject to the imposition of fines and
20 additional penalties as follows:

21 1. If the quantity of counterfeit cigarettes sold or
22 possessed with the intent to sell is less than 10 cartons or
23 the equivalent, the fine for a first violation shall not
24 exceed \$1,000 or five times the retail value of the
25 counterfeit cigarettes, whichever is greater. A subsequent
26 violation may result in the imposition of a fine not to exceed
27 \$5,000 or five times the retail value of the counterfeit
28 cigarettes, whichever is greater, and shall result in
29 revocation of the permit by the division.

30 2. If the quantity of counterfeit cigarettes sold or
31 possessed with the intent to sell is 10 cartons or more or the

1 equivalent, the fine for a first violation shall not exceed
2 \$2,000 or five times the retail value of the counterfeit
3 cigarettes, whichever is greater. A subsequent violation may
4 result in the imposition of a fine not to exceed \$50,000 or
5 five times the retail value of the counterfeit cigarettes,
6 whichever is greater, and shall result in revocation of the
7 permit by the division.

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9 For purposes of this subsection, any counterfeit cigarettes
10 seized by the division shall be destroyed.

11 Section 4. Subsection (2) of section 210.20, Florida
12 Statutes, is amended to read:

13 210.20 Employees and assistants; distribution of
14 funds.--

15 (2) As collections are received by the division from
16 such cigarette taxes, it shall pay the same into a trust fund
17 in the State Treasury designated "Cigarette Tax Collection
18 Trust Fund" which shall be paid and distributed as follows:

19 (a) The division shall from month to month certify to
20 the Chief Financial Officer the amount derived from the
21 cigarette tax imposed by s. 210.02, less the service charges
22 provided for in s. 215.20 and less 0.9 percent of the amount
23 derived from the cigarette tax imposed by s. 210.02, which
24 shall be deposited into the Alcoholic Beverage and Tobacco
25 Trust Fund, specifying the amounts to be transferred from the
26 Cigarette Tax Collection Trust Fund and credited on the basis
27 of 1.8405 ~~2.9~~ percent of the net collections to the Revenue
28 Sharing Trust Fund for Counties, 17.779 ~~and 29.3~~ percent of
29 the net collections for the funding of indigent health care to
30 the Public Medical Assistance Trust Fund, 7.6687 percent of
31 the net collections for the funding of a system of trauma

1 centers as prescribed in s. 395.4025, 7.6687 percent of the
2 net revenue collections for the funding of a state children's
3 health insurance program as determined by the Legislature, and
4 40 percent of the net collections for Medicaid obligations as
5 determined by the Legislature.

6 (b)1. Beginning July 1, 2007 ~~January 1, 1999~~, and
7 continuing through June 30, 2016 ~~for 10 years thereafter~~, the
8 division shall from month to month certify to the Chief
9 Financial Officer the amount derived from the cigarette tax
10 imposed by s. 210.02, less the service charges provided for in
11 s. 215.20 and less 0.9 percent of the amount derived from the
12 cigarette tax imposed by s. 210.02, which shall be deposited
13 into the Alcoholic Beverage and Tobacco Trust Fund, specifying
14 an amount equal to 1.5157 ~~2.59~~ percent of the net collections,
15 and that amount shall be paid to the Board of Directors of the
16 H. Lee Moffitt Cancer Center and Research Institute,
17 established under s. 1004.43, by warrant drawn by the Chief
18 Financial Officer upon the State Treasury. These funds, which
19 are separate and distinct from the funds earmarked for the
20 council in paragraph (c), are ~~hereby~~ appropriated monthly out
21 of the Cigarette Tax Collection Trust Fund, to be used for the
22 purpose of constructing, furnishing, and equipping a cancer
23 research facility at the University of South Florida adjacent
24 to the H. Lee Moffitt Cancer Center and Research Institute. ~~In~~
25 ~~fiscal years 1999-2000 and thereafter with the exception of~~
26 ~~fiscal year 2008-2009, the appropriation to the H. Lee Moffitt~~
27 ~~Cancer Center and Research Institute authorized by this~~
28 ~~subparagraph shall not be less than the amount that would have~~
29 ~~been paid to the H. Lee Moffitt Cancer Center and Research~~
30 ~~Institute for fiscal year 1998-1999 had payments been made for~~
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1 ~~the entire fiscal year rather than for a 6 month period~~
2 ~~thereof.~~
3 ~~2. Beginning July 1, 2002, and continuing through June~~
4 ~~30, 2004, the division shall, in addition to the distribution~~
5 ~~authorized in subparagraph 1., from month to month certify to~~
6 ~~the Chief Financial Officer the amount derived from the~~
7 ~~cigarette tax imposed by s. 210.02, less the service charges~~
8 ~~provided for in s. 215.20 and less 0.9 percent of the amount~~
9 ~~derived from the cigarette tax imposed by s. 210.02, which~~
10 ~~shall be deposited into the Alcoholic Beverage and Tobacco~~
11 ~~Trust Fund, specifying an amount equal to 0.2632 percent of~~
12 ~~the net collections, and that amount shall be paid to the~~
13 ~~Board of Directors of the H. Lee Moffitt Cancer Center and~~
14 ~~Research Institute, established under s. 1004.43, by warrant~~
15 ~~drawn by the Chief Financial Officer. Beginning July 1, 2004,~~
16 ~~and continuing through June 30, 2016, the division shall, in~~
17 ~~addition to the distribution authorized in subparagraph 1.,~~
18 ~~from month to month certify to the Chief Financial Officer the~~
19 ~~amount derived from the cigarette tax imposed by s. 210.02,~~
20 ~~less the service charges provided for in s. 215.20 and less~~
21 ~~0.9 percent of the amount derived from the cigarette tax~~
22 ~~imposed by s. 210.02, which shall be deposited into the~~
23 ~~Alcoholic Beverage and Tobacco Trust Fund, specifying an~~
24 ~~amount equal to 1.47 percent of the net collections, and that~~
25 ~~amount shall be paid to the Board of Directors of the H. Lee~~
26 ~~Moffitt Cancer Center and Research Institute, established~~
27 ~~under s. 1004.43, by warrant drawn by the Chief Financial~~
28 ~~Officer. These funds are appropriated monthly out of the~~
29 ~~Cigarette Tax Collection Trust Fund, to be used for the~~
30 ~~purpose of constructing, furnishing, and equipping a cancer~~
31 ~~research facility at the University of South Florida adjacent~~

1 ~~to the H. Lee Moffitt Cancer Center and Research Institute.~~ In
2 ~~the 2007-2008~~ fiscal years ~~2004-2005~~ and thereafter, the
3 appropriation to the H. Lee Moffitt Cancer Center and Research
4 Institute authorized by this ~~paragraph may subparagraph shall~~
5 not be less than the amount that would have been paid to the
6 H. Lee Moffitt Cancer Center and Research Institute in ~~the~~
7 2005-2006 fiscal year ~~pursuant to 2001-2002, had this~~
8 ~~paragraph subparagraph~~ been in effect.

9 (c)1. Beginning July 1, 2007, and continuing for 5
10 years thereafter, the division shall from month to month
11 certify to the Chief Financial Officer the amount derived from
12 the cigarette tax imposed by s. 210.02, less the service
13 charges provided for in this section and less 0.9 percent of
14 the amount derived from the cigarette tax imposed by s.
15 210.02, which shall be deposited into the Alcoholic Beverage
16 and Tobacco Trust Fund, specifying an amount equal to 0.9671
17 percent of the net collections, and that amount shall be
18 deposited into the Biomedical Research Trust Fund for the use
19 of the Florida Cancer Council established under s. 381.92, by
20 warrant drawn by the Chief Financial Officer upon the State
21 Treasury. These funds are appropriated monthly out of the
22 Cigarette Tax Collection Trust Fund and shall be used for the
23 purposes prescribed in s. 381.921 as they relate to the
24 attraction, recruitment, and employment of experts in the
25 field of cancer research, with emphasis given to researchers
26 who will generate increased federal research funds directed to
27 institutions in this state. In the 2007-2008 fiscal year
28 through the 2011-2012 fiscal year, the appropriation to the
29 Florida Cancer Council authorized by this subparagraph may not
30 be less than the amount that would have been distributed to
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1 the Florida Cancer Council in the 2005-2006 fiscal year had
2 this subparagraph been in effect.

3 2. Beginning July 1, 2007, and continuing for 5 years
4 thereafter, the division shall from month to month certify to
5 the Chief Financial Officer the amount derived from the
6 cigarette tax imposed by s. 210.02, less the service charges
7 provided for in this section and less 0.9 percent of the
8 amount derived from the cigarette tax imposed by s. 210.02,
9 which shall be deposited into the Alcoholic Beverage and
10 Tobacco Trust Fund, specifying an amount equal to 2.9013
11 percent of the net collections, and that amount shall be
12 deposited into the Biomedical Research Trust Fund for the use
13 of the Florida Cancer Council established under s. 381.92, by
14 warrant drawn by the Chief Financial Officer upon the State
15 Treasury. These funds are appropriated monthly out of the
16 Cigarette Tax Collection Trust Fund and shall be used for the
17 purposes prescribed in s. 381.921 as they relate to
18 institutions in this state providing operational support,
19 including appropriate equipment as determined by the council.
20 In the 2007-2008 fiscal year through the 2009-2010 fiscal
21 year, the appropriation to the Florida Cancer Council
22 authorized by this subparagraph may not be less than the
23 amount that would have been distributed to the Florida Cancer
24 Council in the 2005-2006 fiscal year had this subparagraph
25 been in effect.

26 3. Beginning July 1, 2009, and continuing for 15 years
27 thereafter, the division shall from month to month certify to
28 the Chief Financial Officer the amount derived from the
29 cigarette tax imposed by s. 210.02, less the service charges
30 provided for in this section and less 0.9 percent of the
31 amount derived from the cigarette tax imposed by s. 210.02,

1 which shall be deposited into the Alcoholic Beverage and
2 Tobacco Trust Fund, specifying an amount equal to 2.2436
3 percent of the net collections, and that amount shall be
4 deposited into the Biomedical Research Trust Fund for the use
5 of the Florida Cancer Council established under s. 381.92, by
6 warrant drawn by the Chief Financial Officer upon the State
7 Treasury. These funds are appropriated monthly out of the
8 Cigarette Tax Collection Trust Fund and shall be used for
9 capital expenditures as they relate to the purposes prescribed
10 in s. 381.921. In the 2007-2008 fiscal year through the
11 2021-2022 fiscal year, the appropriation to the Florida Cancer
12 Council authorized by this subparagraph may not be less than
13 the amount that would have been distributed to the Florida
14 Cancer Council in the 2003-2004 fiscal year had this
15 subparagraph been in effect.

16 Section 5. Section 210.202, Florida Statutes, is
17 created to read:

18 212.202 Florida Cancer Council; expenditure of
19 cigarette tax proceeds; bonding authority.--

20 (1) The Florida Cancer Council established in s.
21 381.92 shall use the cigarette tax collections distributed to
22 the council pursuant to s. 210.20(2)(c) for the purposes
23 enumerated in s. 381.921. Any capital construction projects
24 granted by the council pursuant to s. 210.20(2)(c)3. must be
25 approved by the Governor and Cabinet.

26 (2) The net cigarette tax collections received by the
27 council may be used to secure financing for capital projects
28 at institutions in this state approved by the council in the
29 peer-reviewed competitive process prescribed in s. 381.921 and
30 authorized by the Governor and Cabinet pursuant to subsection
31 (1). Such financing may include the issuance of tax-exempt

1 bonds by a local authority, municipality, or county pursuant
2 to parts II and III of chapter 159. Such bonds do not
3 constitute state bonds for purposes of s. 11, Art. VII of the
4 State Constitution, but constitute bonds of a local agency as
5 defined in s. 159.27(4).

6 Section 6. Section 381.921, Florida Statutes, is
7 amended to read:

8 381.921 Florida Cancer Council mission and duties.--

9 (1) The council, which shall work in concert with the
10 Florida Center for Universal Research to Eradicate Disease to
11 ensure that the goals of the center are advanced, shall
12 endeavor to dramatically improve cancer research and treatment
13 in this state through:

14 (a)~~(1)~~ Efforts to significantly expand cancer research
15 capacity in the state by:

16 1.~~(a)~~ Identifying ways to attract new research talent
17 and attendant national grant-producing researchers to cancer
18 research facilities in this state;

19 2.~~(b)~~ Implementing a peer-reviewed, competitive
20 process to identify and fund the best proposals to expand
21 cancer research institutes in this state;

22 3.~~(c)~~ Funding through available resources for those
23 proposals that demonstrate the greatest opportunity to attract
24 federal research grants and private financial support;

25 4.~~(d)~~ Encouraging the employment of bioinformatics in
26 order to create a cancer informatics infrastructure that
27 enhances information and resource exchange and integration
28 through researchers working in diverse disciplines, to
29 facilitate the full spectrum of cancer investigations;

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1 ~~5.(e)~~ Facilitating the technical coordination,
2 business development, and support of intellectual property as
3 it relates to the advancement of cancer research; and

4 ~~6.(f)~~ Aiding in other multidisciplinary
5 research-support activities as they inure to the advancement
6 of cancer research.

7 ~~(b)(2)~~ Efforts to improve both research and treatment
8 through greater participation in clinical trials networks by:

9 ~~1.(a)~~ Identifying ways to increase adult enrollment in
10 cancer clinical trials;

11 ~~2.(b)~~ Supporting public and private professional
12 education programs designed to increase the awareness and
13 knowledge about cancer clinical trials;

14 ~~3.(c)~~ Providing tools to cancer patients and
15 community-based oncologists to aid in the identification of
16 cancer clinical trials available in the state; and

17 ~~4.(d)~~ Creating opportunities for the state's academic
18 cancer centers to collaborate with community-based oncologists
19 in cancer clinical trials networks.

20 ~~(c)(3)~~ Efforts to reduce the impact of cancer on
21 disparate groups by:

22 ~~1.(a)~~ Identifying those cancers that
23 disproportionately impact certain demographic groups; and

24 ~~2.(b)~~ Building collaborations designed to reduce
25 health disparities as they relate to cancer.

26 ~~(2)~~ The council may award grants using a peer-reviewed
27 competitive process from the funds generated in s.
28 210.20(2)(c) or funds allocated from other sources to execute
29 the purposes set forth in this section. The council, where
30 possible, shall give preference to proposals that promote
31 collaborative efforts between institutions and facilities in

1 this state to advance cancer research, as well as to detect
2 and treat cancer.

3 Section 7. This act shall take effect July 1, 2007.

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5 *****

6 SENATE SUMMARY

7 Revises the amount of the excise or privilege tax on
8 cigarettes. Revises the manner in which collections
9 received from cigarette taxes are paid into various trust
10 funds. Requires the Florida Cancer Council to use
11 collections from cigarette taxes in a certain manner.
12 Requires the approval of the Governor and the Cabinet for
13 capital construction projects granted by the council.
14 Authorizes the use of net cigarette tax collections to
15 secure financing for capital projects. Authorizes the
16 issuance of certain tax-exempt bonds for such financing.
17 Authorizes the council to award funds.

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