

By Senator Deutch

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1                   A bill to be entitled  
2           An act relating to the Florida Public Health  
3           Foundation, Inc.; amending ss. 381.855, 381.911, and  
4           381.912, F.S.; conforming terminology to changes made  
5           by the act; amending s. 381.98, F.S.; changing the  
6           name of the Florida Public Health Foundation, Inc., to  
7           the Florida Public Health Institute, Inc.; modifying  
8           the purpose of the institute; deleting the mission of  
9           the institute; revising the membership of the board of  
10          directors and the term of membership; deleting the  
11          duties of the institute to facilitate communication  
12          between biomedical researchers and health care  
13          providers, to provide an annual report of its  
14          finances, and to provide an annual report of its  
15          activities to the Governor and the Florida Center for  
16          Universal Research to Eradicate Disease; amending s.  
17          381.981, F.S.; conforming terminology to changes made  
18          by the act; providing an effective date.

19  
20 Be It Enacted by the Legislature of the State of Florida:

21  
22           Section 1. Paragraph (a) of subsection (5) of section  
23           381.855, Florida Statutes, is amended to read:

24           381.855 Florida Center for Universal Research to Eradicate  
25           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 from a  
29           Florida not-for-profit institution engaged in basic and clinical

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30 biomedical research and education which receives more than \$10  
31 million in annual grant funding from the National Institutes of  
32 Health, to be appointed by the State Surgeon General from a  
33 different institution each term, and one representative from and  
34 appointed by each of the following entities:

- 35 1. Enterprise Florida, Inc.
- 36 2. BioFlorida.
- 37 3. The Biomedical Research Advisory Council.
- 38 4. The Florida Medical Foundation.
- 39 5. Pharmaceutical Research and Manufacturers of America.
- 40 6. The Florida Cancer Council.
- 41 7. The American Cancer Society, Florida Division, Inc.
- 42 8. The American Heart Association.
- 43 9. The American Lung Association of Florida.
- 44 10. The American Diabetes Association, South Coastal  
45 Region.
- 46 11. The Alzheimer's Association.
- 47 12. The Epilepsy Foundation.
- 48 13. The National Parkinson Foundation.
- 49 14. The Florida Public Health Institute ~~Foundation~~, Inc.
- 50 15. The Florida Research Consortium.

51 Section 2. Subsections (2), (3), and (4) of section  
52 381.911, Florida Statutes, are amended to read:

53 381.911 Prostate Cancer Awareness Program.—

54 (2) For purposes of implementing the program, the  
55 Department of Health and the Florida Public Health Institute  
56 ~~Foundation~~, Inc., may:

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

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59 (b) Seek any available gifts, grants, or funds from the  
60 state, the Federal Government, philanthropic foundations, and  
61 industry or business groups.

62 (3) A prostate cancer advisory committee is created to  
63 advise and assist the Department of Health and the Florida  
64 Public Health Institute ~~Foundation~~, Inc., in implementing the  
65 program.

66 (a) The State Surgeon General shall appoint the advisory  
67 committee members, who shall consist of:

68 1. Three persons from prostate cancer survivor groups or  
69 cancer-related advocacy groups.

70 2. Three persons who are scientists or clinicians from  
71 public universities or research organizations.

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

75 (b) Members shall serve without compensation but are  
76 entitled to reimbursement, pursuant to s. 112.061, for per diem  
77 and travel expenses incurred in the performance of their  
78 official duties.

79 (4) The program shall coordinate its efforts with those of  
80 the Florida Public Health Institute ~~Foundation~~, Inc.

81 Section 3. Subsection (1) and paragraph (d) of subsection  
82 (2) of section 381.912, Florida Statutes, are amended to read:

83 381.912 Cervical Cancer Elimination Task Force.—

84 (1) Effective July 1, 2004, the Cervical Cancer Elimination  
85 Task Force is established for the purpose of recommending  
86 strategies and actions to reduce the costs and burdens of  
87 cervical cancer in Florida. The task force shall present interim

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88 reports to the Florida Public Health Institute ~~Foundation~~, Inc.,  
89 the Florida Cancer Council, the Center for Universal Research to  
90 Eradicate Disease, the Governor, the President of the Senate,  
91 and the Speaker of the House of Representatives on January 1,  
92 2006, and July 1, 2007, with a final report due on June 30,  
93 2008. After submitting its final report on or before June 30,  
94 2008, the task force is dissolved.

95 (2) The task force shall:

96 (d) Provide recommendations to the Florida Public Health  
97 Institute ~~Foundation~~, Inc., on public awareness issues relating  
98 to cervical cancer, such as the causes, personal risk factors,  
99 value of prevention, available vaccines, early detection  
100 options, treatment costs, new technology, and education for  
101 health care practitioners.

102 Section 4. Section 381.98, Florida Statutes, is amended to  
103 read:

104 381.98 The Florida Public Health Institute ~~Foundation~~,  
105 Inc.; establishment; purpose; ~~mission~~; duties; board of  
106 directors.—

107 (1) The Florida Public Health Institute ~~Foundation~~, Inc.,  
108 referred to in this section as "the corporation," is established  
109 for the purpose of advancing the knowledge and practice of  
110 public health, including ~~disseminating breakthrough findings in~~  
111 ~~biomedical research and promoting health awareness in this state~~  
112 ~~and providing services to the Department of Health.~~

113 ~~(2) The corporation's mission includes disseminating~~  
114 ~~information about innovative biomedical research and clinical~~  
115 ~~trials in this state as well as making Floridians and their~~  
116 ~~treatment providers aware of specified diseases and conditions~~

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117 ~~and available methods of preventing, diagnosing, treating, and~~  
118 ~~euring those diseases and conditions.~~

119 (2)~~(3)~~ The purpose and objective of the corporation shall  
120 be to operate exclusively for charitable, scientific, and  
121 educational purposes; to protect and improve the health and  
122 well-being of Florida's people and environment through  
123 partnerships committed to program innovation, education, applied  
124 research, and policy development; and to engage in charitable  
125 programs dedicated to improving the health of Floridians.

126 (3)~~(4)~~ The corporation shall be established as a not-for-  
127 profit entity qualifying under s. 501(c)(3) of the Internal  
128 Revenue Code. The corporation may receive, hold, invest, and  
129 administer property and any moneys acquired from private, local,  
130 state, and federal sources, as well as technical and  
131 professional income generated or derived from the mission-  
132 related activities of the corporation. The corporation shall  
133 have all of the powers conferred upon corporations organized  
134 under chapter 617.

135 (4)~~(5)~~ The corporation's duties include procuring funds  
136 necessary for accomplishing the purpose and mission of the  
137 corporation. The corporation shall strive to complement,  
138 supplement, and enhance the missions of the various  
139 organizations, entities, and departments ~~represented on its~~  
140 ~~board by~~ serving as the lead corporation in the state for  
141 promoting public health awareness.

142 (5)~~(6)~~ The affairs of the corporation shall be managed by  
143 an executive director appointed by a board of directors.  
144 ~~consisting of:~~

145 (6) The board of directors shall be elected in accordance

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146 with the bylaws of the corporation and shall include, but not be  
 147 limited to, the following persons:

148 (a) The State Surgeon General or his or her designee.

149 (b) A representative of the Florida Public Health  
 150 Association ~~former member of the Senate appointed by the~~  
 151 ~~President of the Senate.~~

152 (c) Representatives of local health departments in the  
 153 state, with at least one representative from the southern,  
 154 central, and northern areas of the state ~~A former member of the~~  
 155 ~~House of Representatives appointed by the Speaker of the House~~  
 156 ~~of Representatives.~~

157 (d) Representatives from institutions of higher learning ~~A~~  
 158 ~~representative of the American Heart Association.~~

159 (e) Representatives from the private health care, business,  
 160 or foundation community ~~A representative of the American Cancer~~  
 161 ~~Society, Florida Division, Inc.~~

162  
 163 The majority of the board may not be employed by the state.

164 ~~(f) A representative of the American Lung Association of~~  
 165 ~~Florida.~~

166 ~~(g) A representative of the American Diabetes Association,~~  
 167 ~~South Coastal Region.~~

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

169 ~~(i) A representative of the Epilepsy Foundation.~~

170 ~~(j) A representative of the National Parkinson Foundation.~~

171 ~~(k) A representative of the March of Dimes, Florida~~  
 172 ~~Chapter.~~

173 ~~(l) A representative of the Arthritis Foundation, Florida~~  
 174 ~~Chapter.~~

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175 ~~(m) A representative of the American Liver Foundation.~~

176 ~~(n) A representative of the Florida Council for Behavioral~~  
177 ~~Healthcare, Inc.~~

178 ~~(o) A representative of the Florida Alcohol and Drug Abuse~~  
179 ~~Association.~~

180 ~~(p) A representative of Pharmaceutical Research and~~  
181 ~~Manufacturers of America.~~

182 ~~(q) A representative of the Florida Public Health~~  
183 ~~Association.~~

184 ~~(r) A representative of the Florida Association of County~~  
185 ~~Health Officers.~~

186 ~~(s) A public health academician selected by the State~~  
187 ~~Health Officer.~~

188 ~~(t) A representative of the Florida Academy of Family~~  
189 ~~Physicians.~~

190 ~~(u) Three consumers who have demonstrated an interest in~~  
191 ~~protecting the public health appointed by the Florida Public~~  
192 ~~Health Association.~~

193 ~~(v) A representative of the Florida Association of Health~~  
194 ~~Plans.~~

195 (7) Members of the board of directors shall serve for 4-  
196 year ~~2-year~~ terms and shall serve without compensation. Each  
197 organization represented on the board of directors shall cover  
198 the expenses of its representative.

199 ~~(8) The corporation, in consultation with the Department of~~  
200 ~~Health and the Florida Center for Universal Research to~~  
201 ~~Eradicate Disease, shall facilitate communication between~~  
202 ~~biomedical researchers and health care providers each month~~  
203 ~~according to the health awareness schedule established by the~~

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204 ~~Florida Public Health Foundation, Inc., in order to ensure~~  
205 ~~ongoing dialogue between researchers, treatment providers, and~~  
206 ~~the department.~~

207 (8)~~(9)~~ The corporation and the Department of Health shall  
208 enter into partnerships with providers of continuing education  
209 for health care practitioners, including, but not limited to,  
210 hospitals and state and local medical organizations, to ensure  
211 that practitioners are aware of the most recent and complete  
212 diagnostic and treatment tools.

213 (9)~~(10)~~ The corporation may provide personnel to the  
214 Department of Health for the purpose of performing duties and  
215 responsibilities outlined in private and public grants received  
216 by the Department of Health. These personnel are not state  
217 employees and are not entitled to retirement credit and other  
218 benefits provided to state employees under chapters 110 and 112.  
219 These personnel shall perform services pursuant to an agreement  
220 between the corporation and the Department of Health.

221 (10)~~(11)~~ The corporation may purchase goods, services, and  
222 property for use by the Department of Health. These purchases  
223 are not subject to the provisions of chapters 253, 255, and 287,  
224 nor to the control or direction of the Department of  
225 Environmental Protection or the Department of Management  
226 Services.

227 (11)~~(12)~~ The corporation shall provide an annual report  
228 concerning its activities ~~and finances~~ to the ~~Florida Center for~~  
229 ~~Universal Research to Eradicate Disease~~ and shall provide copies  
230 ~~of the annual report to the Governor, the President of the~~  
231 ~~Senate,~~ and the Speaker of the House of Representatives.

232 Section 5. Section 381.981, Florida Statutes, is amended to



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233 read:

234 381.981 Health awareness campaigns.—

235 (1) The Florida Public Health Institute ~~Foundation~~, Inc.,  
236 in consultation with the Department of Health, shall coordinate  
237 monthly health awareness campaigns with national, state, and  
238 local health care organizations and government entities  
239 targeting a wide range of the public, including: parents;  
240 teachers and other school employees; students in 4th through  
241 12th grades, colleges, and universities; state agency employees;  
242 county and local government employees; patients of county health  
243 departments; Medicaid recipients; health care professionals and  
244 providers; and the public in general.

245 (2) The awareness campaigns shall include the provision of  
246 educational information about preventing, detecting, treating,  
247 and curing the following diseases or conditions. Additional  
248 diseases and conditions that impact the public health may be  
249 added by the board of directors of the Florida Public Health  
250 Institute ~~Foundation~~, Inc.; however, each of the following  
251 diseases or conditions must be included in an awareness campaign  
252 during at least 1 month in any 24-month period:

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

255 (b) Heart disease.

256 (c) Stroke.

257 (d) Lung disease, including asthma and smoking-relating  
258 disease.

259 (e) Neurological disorders and disease, including  
260 Alzheimer's disease, Parkinson's disease, and epilepsy.

261 (f) Gastrointestinal disease.

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- 262 (g) Kidney disease.
- 263 (h) Diabetes.
- 264 (i) Liver disease.
- 265 (j) Autoimmune disorders.
- 266 (k) Birth defects and prenatal care.
- 267 (l) Obesity and malnutrition.
- 268 (m) Sexually transmissible disease.
- 269 (n) Hepatitis A, hepatitis B, and hepatitis C.
- 270 (o) Arthritis.
- 271 (p) Vaccine-preventable diseases.
- 272 (q) Infectious diseases, including HIV/AIDS.
- 273 (r) Substance abuse.
- 274 (s) Mental illness.
- 275 (t) Lupus.
- 276 (u) Osteoporosis.
- 277 (3) The health awareness campaigns shall be funded by the
- 278 Florida Public Health Institute ~~Foundation~~, Inc., and the
- 279 Department of Health to the extent that funds are available from
- 280 public and private sources.
- 281 (4) Health awareness information shall be disseminated
- 282 through all available methods, including print, audio, visual,
- 283 and electronic media.
- 284 Section 6. This act shall take effect upon becoming a law.