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CS/HB 1085

2011 Legislature

1                   A bill to be entitled  
2           An act relating to women's health; creating s. 381.9315,  
3           F.S.; creating the "Kelly Smith Gynecologic and Ovarian  
4           Cancer Education and Awareness Act"; requiring the  
5           Department of Health to disseminate and display  
6           information about gynecologic cancers; requiring the  
7           department to encourage women to discuss risks of  
8           gynecologic cancers with their health care providers;  
9           requiring the State Surgeon General to post a link to  
10          gynecologic cancer information on the Centers for Disease  
11          Control and Prevention's Internet website; encouraging the  
12          department to seek any available funds to promote  
13          gynecologic cancer awareness; encouraging the department  
14          to collaborate with other entities to create a systematic  
15          approach to increasing public awareness regarding  
16          gynecologic cancers; amending s. 1004.435, F.S.;  
17          increasing the membership of the Florida Cancer Control  
18          and Research Advisory Council; providing an effective  
19          date.

20  
21           WHEREAS, it is in the interest of the State of Florida to  
22          reduce the number of women dying prematurely from cancer and  
23          other deadly diseases through education, research, better health  
24          care, and other means, and

25           WHEREAS, a coordinated education and awareness program  
26          developed by the department is needed to reduce the number of  
27          women in the state who die from gynecologic cancers, and

28           WHEREAS, each year in Florida more than 4,500 women are

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29 diagnosed with and 1,700 women die from gynecologic cancers, and  
30 WHEREAS, ovarian cancer causes more deaths than any other  
31 gynecologic cancer and ranks fourth as a cause of cancer deaths  
32 among women in the state, and

33 WHEREAS, when ovarian cancer is found and treated in its  
34 earliest stages, the 5-year survival rate is 95 percent, and

35 WHEREAS, most women who suffer from ovarian cancer are not  
36 diagnosed until the later stages when the disease has spread and  
37 the 5-year survival rate is decreased to 46 percent, and

38 WHEREAS, approximately half of deaths from ovarian cancer  
39 occur in women over the age of 55 and approximately one-quarter  
40 of deaths from ovarian cancer occur in women between 35 and 54  
41 years of age, and

42 WHEREAS, because early detection and treatment often mean  
43 the difference between life and death, it is important to  
44 increase awareness of the factors that put women at a higher  
45 risk for gynecologic cancers and educate women regarding the  
46 symptoms of ovarian and other forms of gynecologic cancers and  
47 the range of treatment options available to them, NOW,

48 THEREFORE,

49  
50 Be It Enacted by the Legislature of the State of Florida:

51  
52 Section 1. Section 381.9315, Florida Statutes, is created  
53 to read:

54 381.9315 Gynecologic and ovarian cancer education and  
55 awareness.—

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56           (1) This section may be cited as the "Kelly Smith  
57 Gynecologic and Ovarian Cancer Education and Awareness Act."

58           (2) The department shall encourage health care providers,  
59 including, but not limited to, hospitals, birthing facilities,  
60 county health departments, physicians, midwives, and nurses, to  
61 disseminate and display information about gynecologic cancers,  
62 including the signs and symptoms, risk factors, benefits of  
63 early detection through appropriate diagnostic testing, and  
64 treatment options.

65           (3) The department shall encourage women to discuss the  
66 risks of gynecologic cancers with their health care providers.

67           (4) The State Surgeon General shall make publicly  
68 available, by posting on the Internet website of the Department  
69 of Health, resources and an Internet website link to the federal  
70 Centers for Disease Control and Prevention website for  
71 gynecologic cancer information.

72           (5) The department is encouraged to seek any available  
73 grants from private or federal sources to promote gynecologic  
74 cancer awareness, including, but not limited to, early warning  
75 signs and risk factors associated with gynecologic cancers.

76           (6) The department is encouraged to collaborate with other  
77 agencies, organizations, and institutions to create a systematic  
78 approach to increasing public awareness regarding gynecologic  
79 cancers.

80           Section 2. Paragraph (a) of subsection (4) of section  
81 1004.435, Florida Statutes, is amended to read:

82           1004.435 Cancer control and research.—

83           (4) FLORIDA CANCER CONTROL AND RESEARCH ADVISORY COUNCIL;

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84 CREATION; COMPOSITION.—

85 (a) There is created within the H. Lee Moffitt Cancer  
 86 Center and Research Institute, Inc., the Florida Cancer Control  
 87 and Research Advisory Council. The council shall consist of 35  
 88 ~~34~~ members, which includes the chairperson, all of whom must be  
 89 residents of this state. All members, except those appointed by  
 90 the Speaker of the House of Representatives and the President of  
 91 the Senate, must be appointed by the Governor. At least one of  
 92 the members appointed by the Governor must be 60 years of age or  
 93 older. One member must be a representative of the American  
 94 Cancer Society; one member must be a representative of the  
 95 Florida Tumor Registrars Association; one member must be a  
 96 representative of the Sylvester Comprehensive Cancer Center of  
 97 the University of Miami; one member must be a representative of  
 98 the Department of Health; one member must be a representative of  
 99 the University of Florida Shands Cancer Center; one member must  
 100 be a representative of the Agency for Health Care  
 101 Administration; one member must be a representative of the  
 102 Florida Nurses Association; one member must be a representative  
 103 of the Florida Osteopathic Medical Association; one member must  
 104 be a representative of the American College of Surgeons; one  
 105 member must be a representative of the School of Medicine of the  
 106 University of Miami; one member must be a representative of the  
 107 College of Medicine of the University of Florida; one member  
 108 must be a representative of NOVA Southeastern College of  
 109 Osteopathic Medicine; one member must be a representative of the  
 110 College of Medicine of the University of South Florida; one  
 111 member must be a representative of the College of Public Health

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112 of the University of South Florida; one member must be a  
 113 representative of the Florida Society of Clinical Oncology; one  
 114 member must be a representative of the Florida Obstetric and  
 115 Gynecologic Society who has had training in the specialty of  
 116 gynecologic oncology; one member must be a representative of the  
 117 Florida Ovarian Cancer Alliance Speaks (FOCAS) organization; one  
 118 member must be a representative of the Florida Medical  
 119 Association; one member must be a member of the Florida  
 120 Pediatric Society; one member must be a representative of the  
 121 Florida Radiological Society; one member must be a  
 122 representative of the Florida Society of Pathologists; one  
 123 member must be a representative of the H. Lee Moffitt Cancer  
 124 Center and Research Institute, Inc.; three members must be  
 125 representatives of the general public acting as consumer  
 126 advocates; one member must be a member of the House of  
 127 Representatives appointed by the Speaker of the House of  
 128 Representatives; one member must be a member of the Senate  
 129 appointed by the President of the Senate; one member must be a  
 130 representative of the Florida Dental Association; one member  
 131 must be a representative of the Florida Hospital Association;  
 132 one member must be a representative of the Association of  
 133 Community Cancer Centers; one member shall be a representative  
 134 from a statutory teaching hospital affiliated with a community-  
 135 based cancer center; one member must be a representative of the  
 136 Florida Association of Pediatric Tumor Programs, Inc.; one  
 137 member must be a representative of the Cancer Information  
 138 Service; one member must be a representative of the Florida  
 139 Agricultural and Mechanical University Institute of Public

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140 Health; and one member must be a representative of the Florida  
141 Society of Oncology Social Workers. Of the members of the  
142 council appointed by the Governor, at least 10 must be  
143 individuals who are minority persons as defined by s.  
144 288.703(3).

145 Section 3. This act shall take effect July 1, 2011.