

By the Committee on Regulated Industries; and Senator Thompson

580-02174-15

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1 A bill to be entitled
2 An act relating to state lotteries; amending s.
3 24.121, F.S.; requiring the Department of the Lottery
4 to split evenly the net revenue between certain
5 universities located in this state and direct service
6 providers for breast cancer research and the provision
7 of services for certain individuals who have breast
8 cancer; restricting certain uses of the funds;
9 requiring that direct service providers be reimbursed
10 on the basis of specified fee schedules for services,
11 equipment, or supplies; requiring a direct service
12 provider to provide a continuum of care; defining
13 terms; creating s. 24.132, F.S.; offering a special
14 instant lottery game called "Ticket for the Cure" by
15 the department for a limited time; prohibiting the
16 department from unreasonably diminishing the efforts
17 devoted to marketing other instant lottery games;
18 requiring the department to allocate net revenue to be
19 used for funding breast cancer research and providing
20 services for certain individuals who have breast
21 cancer; restricting the use of funds; providing that
22 the funds generated may not supplant those funds
23 otherwise appropriated for breast cancer research by
24 this state; defining terms; authorizing the department
25 to adopt rules; amending s. 381.93, F.S.; requiring
26 the Mary Brogan Breast and Cervical Cancer Early
27 Detection Program be funded through specified federal
28 and state funds; requiring the state to appropriate
29 funds from the General Appropriations Act to match

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30 federal funds provided for screening and early
31 detection purposes; providing an effective date.

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

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35 Section 1. Paragraph (b) of subsection (5) of section
36 24.121, Florida Statutes, is amended, present paragraph (f) of
37 that subsection is redesignated as paragraph (g), and a new
38 paragraph (f) is added to that subsection, to read:

39 24.121 Allocation of revenues and expenditure of funds for
40 public education.—

41 (5)

42 (b) Except as provided in paragraphs (c)-(f) ~~(c), (d), and~~
43 ~~(e)~~, the Legislature shall equitably apportion moneys in the
44 trust fund among public schools, community colleges, and
45 universities.

46 (f) The department shall split evenly the net revenue
47 received under s. 24.132 between public or private universities
48 located in this state which have medical research facilities or
49 which are associated with medical research facilities, and
50 direct service providers. The moneys shall be used for the
51 purposes of funding breast cancer research and providing
52 services for low-income, uninsured individuals who have breast
53 cancer. The funds may not be used for institutional,
54 organizational, or community-based overhead costs, indirect
55 costs, or levies. If services, equipment, or supplies are
56 provided by a direct service provider, the funds must be used to
57 pay for the services, equipment, or supplies based on the
58 Medicare fee schedule or the fee schedule resulting in the

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59 lowest cost to the state. A direct service provider must provide
60 a continuum of care. As used in this paragraph, the term:

61 1. "Direct service provider" means a nonuniversity
62 organization that provides care directly to an individual who
63 seeks services related to breast cancer.

64 2. "Continuum of care" means a system that guides and
65 tracks patients over time through a comprehensive array of
66 health services spanning all levels and intensity of care.

67 Section 2. Section 24.132, Florida Statutes, is created to
68 read:

69 24.132 Ticket for the Cure.-

70 (1) The department shall offer a special instant lottery
71 game called "Ticket for the Cure." The game shall commence on
72 January 1, 2016, and shall be discontinued on December 31, 2021.
73 While instant lottery tickets are sold for the Ticket for the
74 Cure lottery game, the department may not unreasonably diminish
75 the efforts devoted to marketing other instant lottery games.

76 (2) The department shall allocate the net revenue from the
77 Ticket for the Cure lottery game pursuant to s. 24.121(5)(f) for
78 the purposes of funding breast cancer research and providing
79 services for low-income, uninsured individuals who have breast
80 cancer. The funds may not be used for institutional,
81 organizational, or community-based overhead costs, indirect
82 costs, or levies. The funds generated under this section may not
83 supplant those funds otherwise appropriated for breast cancer
84 research by this state. As used in this subsection, the term:

85 (a) "Net revenue" means the total amount of moneys received
86 for instant lottery tickets that have been sold, less the sum of
87 the amount paid out in prizes and the actual administrative

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88 expenses of the department related solely to the Ticket for the
89 Cure lottery game.

90 (b) "Research" includes, but is not limited to,
91 expenditures to develop and advance the understanding,
92 techniques, and modalities that are effective in the detection,
93 screening, prevention, and treatment of breast cancer, including
94 clinical trials.

95 (3) The department may adopt rules to administer this
96 section.

97 Section 3. Subsection (3) of section 381.93, Florida
98 Statutes, is amended to read:

99 381.93 Breast and cervical cancer early detection program.—
100 This section may be cited as the "Mary Brogan Breast and
101 Cervical Cancer Early Detection Program Act."

102 (3) The Mary Brogan Breast and Cervical Cancer Early
103 Detection Program shall be funded through grants for such
104 screening and early detection purposes from the federal Centers
105 for Disease Control and Prevention under Title XV of the Public
106 Health Service Act, 42 U.S.C. ss. 300k et seq and through the
107 appropriation of funds under the General Appropriations Act
108 which must match the federal funds provided for screening and
109 early detection purposes.

110 Section 4. This act shall take effect July 1, 2015.