

SENATE STAFF ANALYSIS AND ECONOMIC IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

BILL: SB 2204

SPONSOR: Senator Sullivan

SUBJECT: Cancer Control and Research Act

DATE: March 8, 2002 REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Matthews	O'Farrell	ED	Favorable
2.	_____	_____	GO	_____
3.	_____	_____	AED	_____
4.	_____	_____	AP	_____
5.	_____	_____	_____	_____
6.	_____	_____	_____	_____

I. Summary:

This bill amends the Cancer Control and Research Act by deleting obsolete references to the Board of Regents and conforming with references to the Florida Board of Education. The bill codifies changes made in s. 229.003, F.S.

This bill amends s. 240.5121, F.S.

II. Present Situation:

Pursuant to s. 240.5121, F.S., the Florida Cancer Control and Research Advisory Council was established within the H. Lee Moffitt Cancer Center and Research Institute. The council recommends solutions and policy alternatives to the Board of Regents and the Secretary of Health with respect to cancer control, prevention, education, and research. In 2001, the council recommended to the Governor, the Department of Health, and the Agency for Health Care Administration a statewide public education program to increase awareness about prostate cancer.

The council recommends to the Board of Regents and the Secretary of Health the awarding of grants and contracts to qualified associations or governmental agencies in order to plan, establish, or conduct programs in cancer control, prevention, education, and research. The council is funded in a budget request through the Moffitt Center. In 1998, the Legislature appropriated \$50,000 for the prostate education fund and \$50,000 for breast cancer education. The appropriation for breast cancer education was used to create a breast cancer brochure that was distributed to primary care physicians, oncology physicians and accredited mammography facilities in the state. The brochures were also translated into Spanish. The funds were exhausted and all of the brochures have been distributed. Approximately \$15,000 of the prostate

cancer fund was used for prostate cancer brochures. In 2001, the council recommended the remaining \$35,000 of its prostate education fund to be used to present a statewide prostate conference to include Project Toolbox, a program for which the Legislature appropriated \$250,000 to the Moffitt Center in 1999.

The council advises the Board of Regents and the Secretary of Health on methods of enforcement and implementing laws concerned with cancer control, research and education. The council may recommend to the Board of Regents or the Secretary of Health the adoption of rules for performance of its duties.

Upon consultation with the council, the Board of Regents or the Secretary of Health awards grants and contracts to qualified associations or governmental agencies for planning, establishing, or conducting programs in cancer control, prevention, education, and research. The Board of Regents or the Secretary of Health, upon consultation with the council, may adopt rules to implement s. 240.5121, F.S.

The Cancer Control and Research Fund is used exclusively for grants and contracts to qualified nonprofit associations or governmental agencies for the purpose of cancer control, prevention, education, research, and all expenses incurred under s. 240.5121, F.S., and the programs funded through grants and contracts authorized by the Board of Regents or the Secretary of Health. The fund is not currently used.

Section 229.003, F.S., abolished the Board of Regents. The Florida Board of Education received the powers and duties of the Board of Regents through a Type II transfer. Accordingly, the Florida Board of Education assumed the powers and duties of the Board of Regents with respect to the Florida Cancer Control and Research Advisory Council.

III. Effect of Proposed Changes:

The bill conforms s. 240.5121, F.S., to the directive in s. 229.003, F.S., which abolished the Board of Regents and transferred its powers and duties to the Florida Board of Education. The bill makes technical changes by substituting the Florida Board of Education for the Board of Regents. The bill codifies existing law.

The bill takes effect upon becoming a law.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Economic Impact and Fiscal Note:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

None.

VI. Technical Deficiencies:

None.

VII. Related Issues:

Committee Substitute for Senate Bill 1564, the postsecondary education rewrite bill, designates the Florida Board of Education as the State Board of Education effective January 7, 2003.

VIII. Amendments:

None.

This Senate staff analysis does not reflect the intent or official position of the bill's sponsor or the Florida Senate.
