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CHAMBER ACTION

The Committee on Commerce recommends the following:

Committee Substitute

Remove the entire bill and insert:

A bill to be entitled

An act relating to biomedical research; creating the James and Esther King Center for Universal Research to Eradicate Disease; providing intent and duties; creating an advisory council; amending s. 215.5602, F.S.; expanding the long-term goals and funding of the Florida Biomedical Research Program to include the cure of specified diseases; creating the Florida Cancer Research Cooperative; providing for a board of directors; providing the cooperative's mission and duties; providing an effective date.

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

Section 1. James and Esther King Center for Universal Research to Eradicate Disease.--

(1) The Legislature finds that an estimated 128 million Americans suffer from acute, chronic, and degenerative diseases and that biomedical research is the key to finding cures for



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29 these diseases that negatively affect all Floridians. The
30 Legislature further finds that, while there is much research
31 being conducted throughout this state and throughout the world,
32 there is a lack of coordination of efforts among researchers.
33 The Legislature, therefore, finds that there is a significant
34 need for a coordinated effort if the goal of curing disease is
35 to be achieved. Moreover, the Legislature finds that the
36 biomedical technology sector meets the criteria of a high-impact
37 sector, pursuant to section 288.108, Florida Statutes, having a
38 high importance to this state's economy with a significant
39 potential for growth and contribution to our universities and
40 quality of life.

41 (2) It is the intent of the Legislature that Florida
42 strive to become the nation's leader in biomedical research and
43 commit itself to being the state to find cures for the most
44 deadly and widespread diseases. It is further the intent of the
45 Legislature that there be a coordinated effort among the state's
46 public and private universities and the biomedical industry to
47 discover such cures. Moreover, it is the intent of the
48 Legislature to expand the state economy by attracting biomedical
49 researchers and research companies to this state.

50 (3) There is established the James and Esther King Center
51 for Universal Research to Eradicate Disease, which shall be
52 known as the "CURED."

53 (a) The purpose of the center is to coordinate, improve,
54 expand, and monitor all biomedical research programs within the
55 state, facilitate funding opportunities, and foster improved



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56 technology transfer of research findings into clinical trials
57 and widespread public use.

58 (b) The goal of the center is to find cures for diseases
59 such as cancer, heart disease, lung disease, diabetes, and
60 neurological disorders, including Alzheimer's disease, epilepsy,
61 and Parkinson's disease.

62 (c) The center shall hold an annual biomedical technology
63 summit in Florida to which biomedical researchers, biomedical
64 technology companies, business incubators, pharmaceutical
65 manufacturers, and others around the nation and world are
66 invited to share biomedical research findings in order to
67 expedite the discovery of cures. Summit attendees will be
68 required to cover the costs of such attendance or obtain
69 sponsorship for such attendance.

70 (d) The center shall encourage clinical trials in this
71 state on research that holds promise of curing a disease or
72 condition. The center shall facilitate partnerships between
73 researchers, treating physicians, and community hospitals for
74 the purpose of sharing new techniques and new research findings,
75 as well as coordinating voluntary donations to ensure an
76 adequate supply of adult stem cells or cord blood.

77 (e) The center shall also encourage the discovery and
78 production in Florida of vaccines that prevent disease.

79 (f) The center shall monitor the supply and demand needs
80 of researchers relating to stem cell research and other types of
81 human tissue research. If the center determines that there is a
82 need for increased donation of human tissue, it shall notify
83 hospitals licensed pursuant to chapter 395, Florida Statutes,



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84 that have entered into partnership agreements with research
85 institutes conducting stem cell research located in the same
86 geographic region as the researchers demanding the stem cells or
87 other tissues. Such hospitals shall then implement programs that
88 encourage voluntary donations of cord blood or other needed
89 adult tissue.

90 (g) The center shall be funded through private, state, and
91 federal sources.

92 (h) The center shall serve as a registry of all known
93 biomedical grant opportunities and may assist any public or
94 private biomedical research program in this state in preparing
95 grant requests.

96 (i) The center shall maintain a website with links to
97 peer-reviewed biomedical research. The website shall also
98 contain a list of all known biomedical research being conducted
99 in Florida and shall facilitate communication among researchers
100 and other interested parties.

101 (j) The center shall submit an annual report to the
102 Governor, the President of the Senate, and the Speaker of the
103 House of Representatives no later than January 15 which contains
104 recommendations for legislative change necessary to foster a
105 positive climate for biomedical research in this state.

106 (k) The duties of the center may be outsourced to a
107 private entity or state university.

108 (4) There is established within the center an advisory
109 council which shall meet at least annually.



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110 (a) The council shall consist of the members of the board
 111 of directors of the Florida Research Consortium and at least one
 112 representative from:

- 113 1. The Emerging Technology Commission.
- 114 2. Enterprise Florida, Inc.
- 115 3. BioFlorida.
- 116 4. The Florida Biomedical Research Advisory Council.
- 117 5. The Florida Medical Foundation.
- 118 6. Pharmaceutical Research and Manufacturers of America.

119 (b) Members of the council shall serve without
 120 compensation and each organization represented shall cover all
 121 expenses of its representative.

122 Section 2. Paragraphs (a) and (b) of subsection (1),
 123 subsection (2), and paragraph (f) of subsection (10) of section
 124 215.5602, Florida Statutes, are amended to read:

125 215.5602 Florida Biomedical Research Program.--

126 (1) There is established within the Department of Health
 127 the Florida Biomedical Research Program funded by the proceeds
 128 of the Lawton Chiles Endowment Fund pursuant to s. 215.5601. The
 129 purpose of the Florida Biomedical Research Program is to provide
 130 an annual and perpetual source of funding in order to support
 131 research initiatives that address the health care problems of
 132 Floridians in the areas of tobacco-related cancer,
 133 cardiovascular disease, stroke, and pulmonary disease. The long-
 134 term goals of the program are to:

135 (a) Improve the health of Floridians by researching better
 136 prevention, diagnoses, ~~and~~ treatments, and cures for cancer,
 137 cardiovascular disease, stroke, and pulmonary disease.



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138 (b) Expand the foundation of biomedical knowledge relating
139 to the prevention, diagnosis, ~~and treatment,~~ and cure of
140 diseases related to tobacco use, including cancer,
141 cardiovascular disease, stroke, and pulmonary disease.

142 (2) Funds appropriated for the Florida Biomedical Research
143 Program shall be used exclusively for the award of grants and
144 fellowships as established in this section; for research
145 relating to the prevention, diagnosis, ~~and treatment,~~ and cure
146 of diseases related to tobacco use, including cancer,
147 cardiovascular disease, stroke, and pulmonary disease; and for
148 expenses incurred in the administration of this section.
149 Priority shall be granted to research designed to prevent or
150 cure disease.

151 (10) The council shall submit an annual progress report on
152 the state of biomedical research in this state to the Governor,
153 the Secretary of Health, the President of the Senate, and the
154 Speaker of the House of Representatives by February 1. The
155 report must include:

156 (f) Progress in the prevention, diagnosis, ~~and treatment,~~
157 and cure of diseases related to tobacco use, including cancer,
158 cardiovascular disease, stroke, and pulmonary disease.

159 Section 3. Florida Cancer Research Cooperative.--

160 (1) Effective July 1, 2003, the Florida Cancer Research
161 Cooperative is established for the purpose of making the State
162 of Florida a world class center for cancer research.

163 (2)(a) A not-for-profit corporation, acting as an
164 instrumentality of the Florida Dialogue on Cancer, shall be



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165 organized for the purpose of governing the affairs of the
166 cooperative.

167 (b) The Florida Cancer Research Cooperative, Inc., may
168 create not-for-profit corporate subsidiaries to fulfill its
169 mission. The not-for-profit corporation and its subsidiaries are
170 authorized to receive, hold, invest, and administer property and
171 any moneys acquired from private, local, state, and federal
172 sources, as well as technical and professional income generated
173 or derived from the mission-related activities of the
174 cooperative.

175 (c) The affairs of the not-for-profit corporation shall be
176 managed by a board of directors which shall consist of:

177 1. The Secretary of the Department of Health or his or her
178 designee;

179 2. The Chief Executive Officer of the H. Lee Moffitt
180 Cancer Center or his or her designee;

181 3. The President of the University of Florida Shands
182 Cancer Center or his or her designee;

183 4. The Chief Executive Officer of the University of Miami
184 Sylvester Comprehensive Cancer Center or his or her designee;

185 5. The Chief Executive Officer of the Mayo Clinic,
186 Jacksonville, or his or her designee;

187 6. The Chief Executive Officer of the American Cancer
188 Society, Florida Division, or his or her designee;

189 7. The President of the American Cancer Society, Florida
190 Division, Board of Directors or his or her designee;

191 8. The President of the Florida Society of Clinical
192 Oncology or his or her designee;



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193 9. The Chief Executive Officer of Enterprise Florida,
194 Inc., or his or her designee;

195 10. Three representatives from large Florida hospitals or
196 institutions, not delineated in subparagraphs 1. through 6.,
197 that treat a large volume of cancer patients. One shall be
198 appointed by the Governor, one shall be appointed by the Speaker
199 of the House of Representatives, and one shall be appointed by
200 the President of the Senate;

201 11. Three representatives from community-based, statewide
202 organizations serving populations that experience cancer
203 disparities, one of whom shall be appointed by the Governor, one
204 of whom shall be appointed by the Speaker of the House of
205 Representatives, and one of whom shall be appointed by the
206 President of the Senate;

207 12. One member of the Florida House of Representatives, to
208 be appointed by the Speaker of the House of Representatives;

209 13. One member of the Florida Senate, to be appointed by
210 the President of the Senate;

211 14. Three university presidents, one of whom shall be
212 appointed by the Governor, one of whom shall be appointed by the
213 Speaker of the House of Representatives, and one of whom shall
214 be appointed by the President of the Senate; and

215 15. Five representatives from other statewide public
216 health organizations whose missions include public education and
217 the eradication of cancer, three of whom shall be appointed by
218 the Governor, one of whom shall be appointed by the Speaker of
219 the House of Representatives, and one of whom shall be appointed
220 by the President of the Senate.



221 (d) Appointments made by the Speaker of the House of
 222 Representatives and the President of the Senate pursuant to
 223 paragraph (c) shall be for 2-year terms, concurrent with the
 224 bienniums in which they serve as presiding officers.

225 (e) Appointments made by the Governor pursuant to
 226 paragraph (c) shall be for 2-year terms, although the Governor
 227 may reappoint directors.

228 (f) Members of the board of directors of the not-for-
 229 profit corporation or any subsidiaries shall serve without
 230 compensation.

231 (3) The cooperative shall issue an annual report to the
 232 Governor, the Speaker of the House of Representatives, and the
 233 President of the Senate, by December 15 of each year, with
 234 policy and funding recommendations regarding cancer research
 235 capacity in Florida and related issues.

236 Section 4. Florida Cancer Research Cooperative; mission
 237 and duties.--

238 (1) The cooperative shall develop and centralize the
 239 processes and shared services for expanding cancer research in
 240 Florida through:

241 (a) Support through bioinformatics, in order to create a
 242 cancer informatics infrastructure that enhances information and
 243 resource exchange and integration through researchers working in
 244 diverse disciplines to facilitate the full spectrum of cancer
 245 investigations;

246 (b) Technical coordination, business development, and
 247 support of intellectual property;



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248 (c) Development of a statewide cancer clinical trials
249 network as contemplated in section 1; and

250 (d) Other multidisciplinary research support activities.

251 (2) The cooperative shall work in concert with the Center
252 for Universal Research to Eradicate Disease created in section 1
253 to ensure that the goals of the center are advanced.

254 Section 5. This act shall take effect July 1, 2003.

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