

## CHAPTER 2011-74

### Committee Substitute for Committee Substitute for House Bill No. 137

An act relating to the Prostate Cancer Awareness Program; amending s. 381.911, F.S.; deleting the funding qualification for the Prostate Cancer Awareness Program; revising the structure and objectives of the Prostate Cancer Awareness Program; authorizing the University of Florida Prostate Disease Center, in collaboration with other organizations and institutions, to increase community education and public awareness of prostate cancer; requiring the University of Florida Prostate Disease Center to establish a prostate cancer advisory council to replace the existing advisory committee; providing for membership and duties of the advisory council; requiring an annual report to the Governor, Legislature, and State Surgeon General; requiring the University of Florida Prostate Disease Center (UFPDC) and the UFPDC Prostate Cancer Advisory Council to be funded within existing resources of the university; providing an effective date.

WHEREAS, the Legislature recognizes that prostate cancer is a major public health problem and that promoting awareness of this disease is in the public interest of this state, and

WHEREAS, according to the Department of Health's Florida Cancer Plan 2003-2006, prostate cancer was the most commonly diagnosed cancer in Florida, accounting for one in every four cancer diagnoses, and

WHEREAS, the costs for screening, staging, and treating prostate cancer patients in both dollars and morbidity continue to rise and threaten the foundation of this state's health system, and

WHEREAS, because African-American men are 2.8 times more likely to succumb to prostate cancer than their Caucasian counterparts, a call for action is mandatory, and

WHEREAS, there are currently no organized, active, or effective strategies to improve community education and awareness regarding the rising incidence of and the racial and ethnic disparities related to prostate cancer, and

WHEREAS, the Legislature finds that it is in the public interest for state agencies and institutions to work with the University of Florida Prostate Disease Center to establish the prostate cancer advisory council to more effectively serve the needs of the people of Florida, NOW, THEREFORE,

Be Enacted by the Legislature of the State of Florida:

Section 1. Section 381.911, Florida Statutes, is amended to read:

## 381.911 Prostate Cancer Awareness Program.—

~~(1) To the extent that funds are specifically made available for this purpose, the Prostate Cancer Awareness Program is established within the Department of Health. The purpose of this program is to implement the recommendations of January 2000 of the Florida Prostate Cancer Task Force to provide for statewide outreach, promote prostate cancer awareness, communicate the advantages of early detection, report recent progress in prostate cancer research and the availability of clinical trials, minimize health disparities through outreach and education, communicate best practices principles to physicians involved in the care of prostate cancer patients, and establish a communication platform for patients and their advocates and health education activities to ensure that men are aware of and appropriately seek medical counseling for prostate cancer as an early-detection health care measure.~~

~~(2) For purposes of implementing the program, the University of Florida Prostate Disease Center may work with other agencies, organizations, and institutions to create a systematic approach to community education and increase public awareness regarding prostate cancer by Department of Health and the Florida Public Health Institute, Inc., may:~~

~~(a) Conducting Conduct activities directly or entering enter into a contract with a qualified nonprofit community education entities entity.~~

~~(b) Seeking Seek any available gifts, private grants, or funds from the state, the Federal Government, philanthropic foundations, and industry or business groups.~~

~~(3) The University of Florida Prostate Disease Center (UFPDC) shall establish the UFPDC Prostate Cancer Advisory Council and lead the advisory council in developing and implementing strategies to improve outreach and education and thereby reduce the number of patients who develop prostate cancer. A prostate cancer advisory committee is created to advise and assist the Department of Health and the Florida Public Health Institute, Inc., in implementing the program.~~

~~(a) The executive director of the University of Florida Prostate Disease Center shall appoint, in consultation with the Department of Health's Comprehensive Cancer Control Program and the State Surgeon General, a geographically and institutionally diverse advisory council, which shall appoint the advisory committee members, who shall consist of:~~

~~1. Two Three persons from prostate cancer survivor groups or cancer-related advocacy groups.~~

~~2. Four Three persons, one of whom is a physician licensed under chapter 458, one of whom is a physician licensed under chapter 459, one of whom is a scientist, and one of whom is the executive director of the University of~~

Florida Prostate Disease Center or a designee who are scientists or clinicians from public universities or research organizations.

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

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

(c) Each member of the advisory council shall be appointed to a 4-year term; however, for the purpose of providing staggered terms, of the initial appointments, four members shall be appointed to 2-year terms and four members shall be appointed to 4-year terms. The remaining seat shall be filled by the executive director of the University of Florida Prostate Disease Center or a designee.

(d) The advisory council shall meet annually and at other times at the call of the executive director of the University of Florida Prostate Disease Center or by a majority vote of the members of the advisory council.

(e) Five of the members of the advisory council constitute a quorum, and an affirmative vote of a majority of the members present is required for final action.

(f) The advisory council shall:

1. Present prostate-cancer-related policy recommendations to the Department of Health and other appropriate governmental entities.

2. Assess the accuracy of prostate cancer information disseminated to the public.

3. Develop effective communication channels among all private and public entities in the state involved in prostate cancer education, research, treatment, and patient advocacy.

4. Plan, develop, and implement activities designed to heighten awareness and educate residents of the state, especially those in underserved areas, regarding the importance of prostate cancer awareness.

5. Disseminate information about recent progress in prostate cancer research and the availability of clinical trials.

6. Minimize health disparities through outreach and education.

7. Communicate best practices principles to physicians involved in the care of patients with prostate cancer.

8. Establish a communication platform for patients and their advocates.

9. Solicit private grants or philanthropic funding to conduct an annual prostate cancer symposium that brings physicians, researchers, community leaders, prostate cancer survivors, and prostate cancer advocates together to highlight recent advances in prostate cancer research, clinical trials, and best practices used for the prevention of prostate cancer and to promote strategies for successful rural and urban outreach, community education, and increased awareness.

10. Submit and present an annual report to the Governor, the President of the Senate, the Speaker of the House of Representatives, and the State Surgeon General by January 15, 2012, and by January 15 of each following year, which contains recommendations for legislative changes necessary to decrease the incidence of prostate cancer, decrease racial and ethnic disparities among persons diagnosed with prostate cancer, and promote increased community education and awareness regarding this disease.

~~(4) The University of Florida Prostate Disease Center (UFPDC) and the UFPDC Prostate Cancer Advisory Council shall be funded within existing resources of the university. The program shall coordinate its efforts with those of the Florida Public Health Institute, Inc.~~

Section 2. This act shall take effect July 1, 2011.

Approved by the Governor May 31, 2011.

Filed in Office Secretary of State May 31, 2011.