

CHAPTER 2011-91

Committee Substitute for House Bill No. 1085

An act relating to women's health; creating s. 381.9315, F.S.; creating the "Kelly Smith Gynecologic and Ovarian Cancer Education and Awareness Act"; requiring the Department of Health to disseminate and display information about gynecologic cancers; requiring the department to encourage women to discuss risks of gynecologic cancers with their health care providers; requiring the State Surgeon General to post a link to gynecologic cancer information on the Centers for Disease Control and Prevention's Internet website; encouraging the department to seek any available funds to promote gynecologic cancer awareness; encouraging the department to collaborate with other entities to create a systematic approach to increasing public awareness regarding gynecologic cancers; amending s. 1004.435, F.S.; increasing the membership of the Florida Cancer Control and Research Advisory Council; providing an effective date.

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

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

WHEREAS, each year in Florida more than 4,500 women are diagnosed with and 1,700 women die from gynecologic cancers, and

WHEREAS, ovarian cancer causes more deaths than any other gynecologic cancer and ranks fourth as a cause of cancer deaths among women in the state, and

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

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

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

WHEREAS, because early detection and treatment often mean the difference between life and death, it is important to increase awareness of the factors that put women at a higher risk for gynecologic cancers and educate women regarding the symptoms of ovarian and other forms of

gynecologic cancers and the range of treatment options available to them,
NOW, THEREFORE,

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

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

381.9315 Gynecologic and ovarian cancer education and awareness.—

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

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

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

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

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

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

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

1004.435 Cancer control and research.—

(4) FLORIDA CANCER CONTROL AND RESEARCH ADVISORY COUNCIL; CREATION; COMPOSITION.—

(a) There is created within the H. Lee Moffitt Cancer Center and Research Institute, Inc., the Florida Cancer Control and Research Advisory Council. The council shall consist of ~~35~~ 34 members, which includes the chairperson, all of whom must be residents of this state. All members, except those appointed by the Speaker of the House of Representatives and the President of the Senate, must be appointed by the Governor. At least one of the members appointed by the Governor must be 60 years of age or older. One

member must be a representative of the American Cancer Society; one member must be a representative of the Florida Tumor Registrars Association; one member must be a representative of the Sylvester Comprehensive Cancer Center of the University of Miami; one member must be a representative of the Department of Health; one member must be a representative of the University of Florida Shands Cancer Center; one member must be a representative of the Agency for Health Care Administration; one member must be a representative of the Florida Nurses Association; one member must be a representative of the Florida Osteopathic Medical Association; one member must be a representative of the American College of Surgeons; one member must be a representative of the School of Medicine of the University of Miami; one member must be a representative of the College of Medicine of the University of Florida; one member must be a representative of NOVA Southeastern College of Osteopathic Medicine; one member must be a representative of the College of Medicine of the University of South Florida; one member must be a representative of the College of Public Health of the University of South Florida; one member must be a representative of the Florida Society of Clinical Oncology; one member must be a representative of the Florida Obstetric and Gynecologic Society who has had training in the specialty of gynecologic oncology; one member must be a representative of the Florida Ovarian Cancer Alliance Speaks (FOCAS) organization; one member must be a representative of the Florida Medical Association; one member must be a member of the Florida Pediatric Society; one member must be a representative of the Florida Radiological Society; one member must be a representative of the Florida Society of Pathologists; one member must be a representative of the H. Lee Moffitt Cancer Center and Research Institute, Inc.; three members must be representatives of the general public acting as consumer advocates; one member must be a member of the House of Representatives appointed by the Speaker of the House of Representatives; one member must be a member of the Senate appointed by the President of the Senate; one member must be a representative of the Florida Dental Association; one member must be a representative of the Florida Hospital Association; one member must be a representative of the Association of Community Cancer Centers; one member shall be a representative from a statutory teaching hospital affiliated with a community-based cancer center; one member must be a representative of the Florida Association of Pediatric Tumor Programs, Inc.; one member must be a representative of the Cancer Information Service; one member must be a representative of the Florida Agricultural and Mechanical University Institute of Public Health; and one member must be a representative of the Florida Society of Oncology Social Workers. Of the members of the council appointed by the Governor, at least 10 must be individuals who are minority persons as defined by s. 288.703(3).

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

Approved by the Governor May 31, 2011.

Filed in Office Secretary of State May 31, 2011.