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REPORTS: Yes

HEARINGS: Yes

974.90 New Jersey. Legislative Commission for the Study of Pain Management Policy
H434 Report...March, 1999. Trenton, 1999
1999c (see pp.2, 16-17—Attached)

974.90 New Jersey. Legislative Commission for the Study of Pain Management Policy
H434 Public hearing, held 10-28-1998, New Brunswick, New Jersey, 1998
1998j

974.90 New Jersey. Legislative Commission for the Study of Pain Management Policy
H434 Public hearing held 6-17-1998, New Brunswick, New Jersey, 1998
1998f

974.90 New Jersey. Legislative Commission for the Study of Pain Management Policy
H434 Public hearing, held 9-16-1998. Edison, New Jersey
1998i

NEWSPAPER CLIPPINGS: No

ASSEMBLY, No. 317

STATE OF NEW JERSEY 209th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2000 SESSION

Sponsored by:

Assemblywoman CHARLOTTE VANDERVALK

District 39 (Bergen)

Assemblywoman ROSE MARIE HECK

District 38 (Bergen)

Co-Sponsored by:

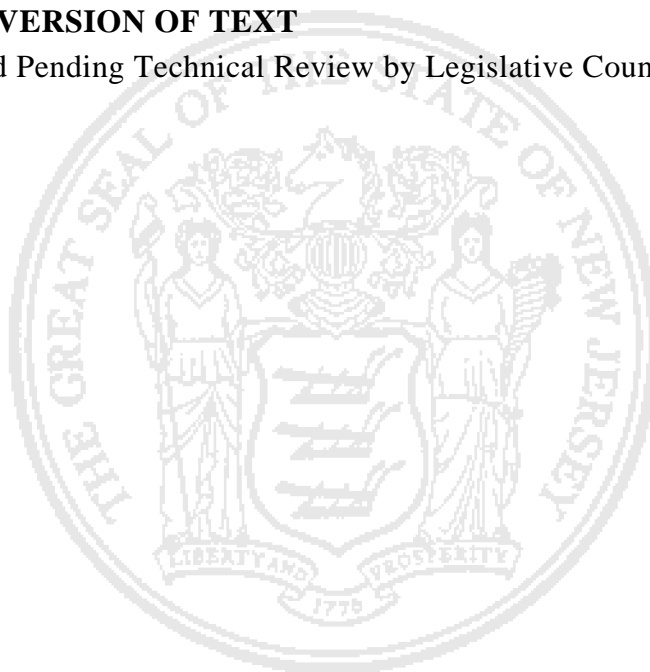
Assemblyman Augustine and Assemblywoman Weinberg

SYNOPSIS

Requires Commission on Cancer Research to encourage research on cancer pain management and palliative care.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



(Sponsorship Updated As Of: 2/8/2000)

1 AN ACT concerning the New Jersey State Commission on Cancer
2 Research and amending P.L.1983, c.6.

3
4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6
7 1. Section 3 of P.L.1983, c.6 (C.52:9U-3) is amended to read as
8 follows:

9 3. As used in this act:

10 a. "Approved research project" means a scientific research project,
11 which is approved by the commission and which focuses on the
12 genetic, biochemical, viral, microbiological and environmental causes
13 of cancer, and may include, but is not limited to, behavioral,
14 socio-economic, demographic and psychosocial research or research
15 into methods of clinical treatment; or which focuses on pain
16 management and palliative care for persons diagnosed with cancer.

17 b. "Commission" means the New Jersey State Commission on
18 Cancer Research established pursuant to this act.

19 c. "Institutional support services" means all services, facilities,
20 equipment, personnel and expenditures associated with the creation
21 and maintenance of approved research projects.

22 d. "Qualifying research institution" means the Institute for Medical
23 Research in Camden, New Jersey, the University of Medicine and
24 Dentistry of New Jersey, Rutgers--The State University, Princeton
25 University and any other institution approved by the commission,
26 which is conducting an approved research project.

27 (cf: P.L.1984, c.237, s.1)

28

29 2. Section 5 of P.L.1983, c.6 (C.52:9U-5) is amended to read as
30 follows:

31 5. The commission shall:

32 a. Review and authorize approved research projects;

33 b. Apportion all available funds to qualifying research institutions
34 to finance approved research projects and necessary institutional
35 support services;

36 c. Ensure that funds appropriated to approved research projects are
37 not diverted to any other use;

38 d. Take steps necessary to encourage the development within the
39 State of research projects on:

40 (1) the causes of cancer; and

41 (2) pain management and palliative care for persons diagnosed with
42 cancer;

43 e. Compile a directory of all cancer research projects being

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

1 conducted in the State; and

2 f. Provide the Governor and the Legislature with a report by
3 January 30 of each year describing the status of the commission's
4 activities and the results of its funded research efforts.

5 (cf: P.L.1984, c.237, s.2)

6

7 3. This act shall take effect immediately.

8

9

10 STATEMENT

11

12 This bill amends the "Cancer Research Act," P.L.1983, c.6
13 (C.52:9U-1 et seq.), to require the New Jersey State Commission on
14 Cancer Research to take steps necessary to encourage the
15 development within the State of research projects on pain management
16 and palliative care for persons diagnosed with cancer.

17 This bill is based on the recommendations issued by the New Jersey
18 Legislative Commission for the Study of Pain Management Policy in
19 its report to the Governor and the Legislature in March 1999. Patients
20 with cancer often have multiple pain problems, but in most patients,
21 the pain can be effectively controlled. Unfortunately, undertreatment
22 is common because of a lack of knowledge by health care providers,
23 negative attitudes of patients and providers toward the use of drugs
24 for pain relief, problems related to drug regulations, and
25 reimbursement issues.

26 This bill is premised on a belief that efforts to extend the knowledge
27 base upon which pain management policy is constructed will help to
28 create a more informed public, both as to providers and patients, and
29 enhance the salience of effective pain management and interdisciplinary
30 palliative care as components of public health policy.

ASSEMBLY HEALTH COMMITTEE

STATEMENT TO

ASSEMBLY, No. 317

STATE OF NEW JERSEY

DATED: FEBRUARY 10, 2000

The Assembly Health Committee reports favorably Assembly Bill No. 317.

This bill amends the "Cancer Research Act," P.L.1983, c.6 (C.52:9U-1 et seq.), to require the New Jersey State Commission on Cancer Research to take steps necessary to encourage the development within the State of research projects on pain management and palliative care for persons diagnosed with cancer.

The bill is based on the recommendations issued by the New Jersey Legislative Commission for the Study of Pain Management Policy in its report to the Governor and the Legislature in March 1999.

This bill is identical to Assembly Bill No. 2970 of 1999 (Vandervalk/Heck) which this committee reported during the prior session, and which passed the General Assembly 78-0-0 on December 13, 1999. The bill is also identical to Senate Bill No. 1897 of 1999 (Inverso/Vitale) and Senate Bill No. 992 of 2000 (Inverso).

This bill was prefiled for introduction in the 2000-2001 session pending technical review. As reported, the bill includes the changes required by technical review which has been performed.

SENATE HEALTH COMMITTEE

STATEMENT TO

ASSEMBLY, No. 317

STATE OF NEW JERSEY

DATED: MAY 11, 2000

The Senate Health Committee reports favorably Assembly Bill No. 317.

This bill amends the "Cancer Research Act," P.L.1983, c.6 (C.52:9U-1 et seq.), to require the New Jersey State Commission on Cancer Research to take steps necessary to encourage the development within the State of research projects on pain management and palliative care for persons diagnosed with cancer.

The bill is based on the recommendations issued by the New Jersey Legislative Commission for the Study of Pain Management Policy in its report to the Governor and the Legislature in March 1999.

This bill is identical to Senate Bill No. 992 (Inverso/Vitale), which this committee also reported favorably on this date.

ASSEMBLY, No. 317

STATE OF NEW JERSEY 209th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2000 SESSION

Sponsored by:

Assemblywoman CHARLOTTE VANDERVALK

District 39 (Bergen)

Assemblywoman ROSE MARIE HECK

District 38 (Bergen)

Co-Sponsored by:

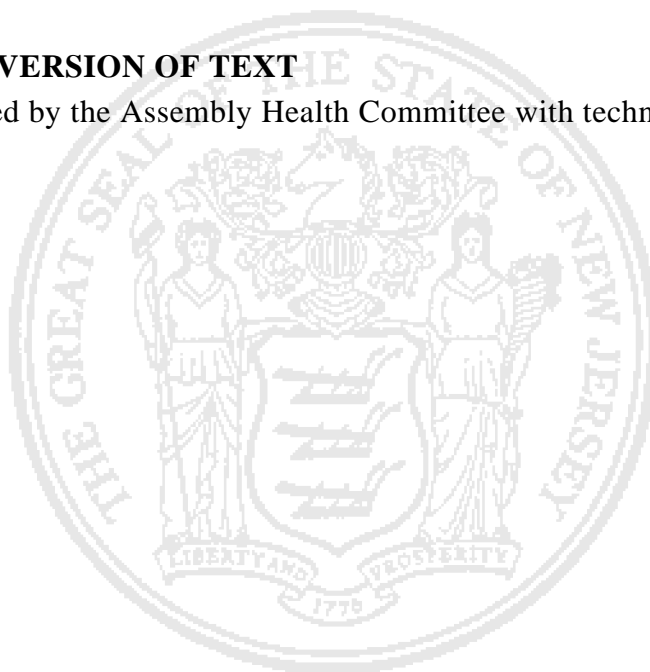
Assemblyman Augustine, Assemblywoman Weinberg, Assemblyman Gusciora, Senators Inverso and Vitale

SYNOPSIS

Requires Commission on Cancer Research to encourage research on cancer pain management and palliative care.

CURRENT VERSION OF TEXT

As reported by the Assembly Health Committee with technical review.



(Sponsorship Updated As Of: 5/19/2000)

1 AN ACT concerning the New Jersey State Commission on Cancer
2 Research and amending P.L.1983, c.6.

3
4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6
7 1. Section 3 of P.L.1983, c.6 (C.52:9U-3) is amended to read as
8 follows:

9 3. As used in this act:

10 a. "Approved research project" means a scientific research project,
11 which is approved by the commission and which focuses on the
12 genetic, biochemical, viral, microbiological and environmental causes
13 of cancer, and may include, but is not limited to, behavioral,
14 socio-economic, demographic and psychosocial research or research
15 into methods of clinical treatment; or which focuses on pain
16 management and palliative care for persons diagnosed with cancer.

17 b. "Commission" means the New Jersey State Commission on
18 Cancer Research established pursuant to this act.

19 c. "Institutional support services" means all services, facilities,
20 equipment, personnel and expenditures associated with the creation
21 and maintenance of approved research projects.

22 d. "Qualifying research institution" means the Institute for Medical
23 Research in Camden, New Jersey, the University of Medicine and
24 Dentistry of New Jersey, Rutgers--The State University, Princeton
25 University and any other institution approved by the commission,
26 which is conducting an approved research project.

27 (cf: P.L.1984, c.237, s.1)

28

29 2. Section 5 of P.L.1983, c.6 (C.52:9U-5) is amended to read as
30 follows:

31 5. The commission shall:

32 a. Review and authorize approved research projects;

33 b. Apportion all available funds to qualifying research institutions
34 to finance approved research projects and necessary institutional
35 support services;

36 c. Ensure that funds appropriated to approved research projects are
37 not diverted to any other use;

38 d. Take steps necessary to encourage the development within the
39 State of research projects on:

40 (1) the causes of cancer; and

41 (2) pain management and palliative care for persons diagnosed with
42 cancer;

43 e. Compile a directory of all cancer research projects being

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

A317 VANDERVALK, HECK

3

1 conducted in the State; and

2 f. Provide the Governor and the Legislature with a report by

3 January 30 of each year describing the status of the commission's

4 activities and the results of its funded research efforts.

5 (cf: P.L.1984, c.237, s.2)

6

7 3. This act shall take effect immediately.

P.L. 2000, CHAPTER 63, *approved July 13, 2000*
Assembly, No. 317

1 **AN ACT** concerning the New Jersey State Commission on Cancer
2 Research and amending P.L.1983, c.6.

3
4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

6
7 1. Section 3 of P.L.1983, c.6 (C.52:9U-3) is amended to read as
8 follows:

9 3. As used in this act:

10 a. "Approved research project" means a scientific research project,
11 which is approved by the commission and which focuses on the
12 genetic, biochemical, viral, microbiological and environmental causes
13 of cancer, and may include, but is not limited to, behavioral,
14 socio-economic, demographic and psychosocial research or research
15 into methods of clinical treatment; or which focuses on pain
16 management and palliative care for persons diagnosed with cancer.

17 b. "Commission" means the New Jersey State Commission on
18 Cancer Research established pursuant to this act.

19 c. "Institutional support services" means all services, facilities,
20 equipment, personnel and expenditures associated with the creation
21 and maintenance of approved research projects.

22 d. "Qualifying research institution" means the Institute for Medical
23 Research in Camden, New Jersey, the University of Medicine and
24 Dentistry of New Jersey, Rutgers--The State University, Princeton
25 University and any other institution approved by the commission,
26 which is conducting an approved research project.

27 (cf: P.L.1984, c.237, s.1)

28

29 2. Section 5 of P.L.1983, c.6 (C.52:9U-5) is amended to read as
30 follows:

31 5. The commission shall:

32 a. Review and authorize approved research projects;

33 b. Apportion all available funds to qualifying research institutions
34 to finance approved research projects and necessary institutional
35 support services;

36 c. Ensure that funds appropriated to approved research projects are
37 not diverted to any other use;

38 d. Take steps necessary to encourage the development within the
39 State of research projects on:

40 (1) the causes of cancer; and

41 (2) pain management and palliative care for persons diagnosed with

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

1 cancer;

2 e. Compile a directory of all cancer research projects being
3 conducted in the State; and

4 f. Provide the Governor and the Legislature with a report by
5 January 30 of each year describing the status of the commission's
6 activities and the results of its funded research efforts.

7 (cf: P.L.1984, c.237, s.2)

8

9 3. This act shall take effect immediately.

10

11

12

13

14 Requires Commission on Cancer Research to encourage research on
15 cancer pain management and palliative care.

CHAPTER 63

AN ACT concerning the New Jersey State Commission on Cancer Research and amending P.L.1983, c.6.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section 3 of P.L.1983, c.6 (C.52:9U-3) is amended to read as follows:

C.52:9U-3 Definitions.

3. As used in this act:

- a. "Approved research project" means a scientific research project, which is approved by the commission and which focuses on the genetic, biochemical, viral, microbiological and environmental causes of cancer, and may include, but is not limited to, behavioral, socio-economic, demographic and psychosocial research or research into methods of clinical treatment; or which focuses on pain management and palliative care for persons diagnosed with cancer.

- b. "Commission" means the New Jersey State Commission on Cancer Research established pursuant to this act.

- c. "Institutional support services" means all services, facilities, equipment, personnel and expenditures associated with the creation and maintenance of approved research projects.

- d. "Qualifying research institution" means the Institute for Medical Research in Camden, New Jersey, the University of Medicine and Dentistry of New Jersey, Rutgers--The State University, Princeton University and any other institution approved by the commission, which is conducting an approved research project.

2. Section 5 of P.L.1983, c.6 (C.52:9U-5) is amended to read as follows:

C.52:9U-5 Duties of commission.

5. The commission shall:

- a. Review and authorize approved research projects;

- b. Apportion all available funds to qualifying research institutions to finance approved research projects and necessary institutional support services;

- c. Ensure that funds appropriated to approved research projects are not diverted to any other use;

- d. Take steps necessary to encourage the development within the State of research projects on:

- (1) the causes of cancer; and

- (2) pain management and palliative care for persons diagnosed with cancer;

- e. Compile a directory of all cancer research projects being conducted in the State; and

- f. Provide the Governor and the Legislature with a report by January 30 of each year describing the status of the commission's activities and the results of its funded research efforts.

3. This act shall take effect immediately.

Approved July 13, 2000.

Office of the Governor
NEWS RELEASE

PO BOX 004
TRENTON, NJ 08625

CONTACT: Jayne O'Connor
609-777-2600

RELEASE: July 13, 2000

Gov. Christie Whitman signed the following legislation:

A-135, sponsored by Assembly Members Arline M. Friscia (D-Middlesex) and Neil M. Cohen (D-Union), amends motor vehicle laws to require State and local law enforcement authorities to receive proof of valid automobile insurance before releasing a motor vehicle impounded pursuant to State law. Uninsured vehicles would, therefore, remain impounded until a valid insurance policy was obtained or proof of existing insurance was presented.

A-316, sponsored by Assemblywomen Charlotte Vandervalk (R-Bergen) and Joan M. Quigley (D-Bergen/Hudson) and Senator Peter A. Inverso (R-Mercer/Middlesex), directs the Department of Health and Senior Services to develop regulations to require licensed health care facilities to monitor pain in patients as a fifth vital sign. The four traditionally accepted medical vital signs include blood pressure, pulse, respiration and temperature. The bill is based on one of the recommendations issued by the New Jersey Legislative Commission for the Study of Pain Management Policy in its report to the Governor and the Legislature in March 1999. The purpose of this bill is to promote greater awareness of pain as a patient concern among physicians, physician assistants and nurses. Additionally, the bill is intended to facilitate communication between health care professionals and their patients about levels of pain intensity.

A-317, sponsored by Assemblywomen Charlotte Vandervalk (R-Bergen) and Rose Marie Heck (R-Bergen) and Senator Peter A. Inverso (R-Mercer/Middlesex), amends the "Cancer Research Act" and broadens the mandate of the statutorily created New Jersey State Commission on Cancer Research (Commission) to encourage the development of research projects on pain management and palliative care for cancer patients. The bill is based on one of the recommendations issued by the New Jersey Legislative Commission for the Study of Pain Management Policy in its report to the Governor and the Legislature in March 1999. The Commission currently receives \$1 million annually to fund research projects on the genetic, biochemical, viral, microbiological and environmental causes of cancer. This bill would specifically authorize the Commission to fund research projects that focus on pain management and palliative care for persons diagnosed with cancer.

A-318, sponsored by Assemblywomen Charlotte Vandervalk (R-Bergen) and Joan M. Quigley (D-Bergen/Hudson) and Senator Peter A. Inverso (R-Mercer/Middlesex), continues the work of the New Jersey Legislative Commission for the Study of Pain Management Policy (Commission), which was established by the Legislature in 1997 to study and make recommendations concerning acute and chronic pain management policy issues. The Commission expired in 1999 upon submission of its recommendations to the

Governor and the Legislature. This bill would temporarily establish the New Jersey Pain Management Policy Advisory Council (Council) in the Department of Health and Senior Services for another two years, as a follow-up entity to the Commission in order to continue to study and develop further policy recommendations concerning pain management. The bill calls for the Council to submit a report of its recommendations to the Legislature and the Governor at the end of two years.

A-319, sponsored by Assembly Members Charlotte Vandervalk (R-Bergen) and Samuel D. Thompson (R-Middlesex/Monmouth) and Senator Peter A. Inverso (R-Mercer/Middlesex), intends to focus the attention of hospital and nursing home management and health care professional staff on the need to address pain management as an integral component of patient care. The bill amends the statutory "bill of rights" for hospital and nursing home patients to explicitly include the right to expect and receive appropriate assessment, management and treatment of pain. The bill is based on one of the recommendations of the New Jersey Legislative Commission for the Study of Pain Management Policy in its report to the Governor and the Legislature.

A-2179, sponsored by Assemblymen Christopher Bateman (R-Morris/Somerset) and E. Scott Garrett (R-Sussex/Hunterdon/Morris) and Senator Gerald Cardinale (R-Bergen), eliminates the requirement that a minimum of two-thirds of a savings bank's board of managers be residents of New Jersey. The residency requirement is retained for the first five years of operation of a newly formed savings bank. The bill intends to allow New Jersey State chartered savings banks greater flexibility to attract and retain the best qualified managers and to provide parity with State chartered banks and savings and loan associations, which do not have residency requirements.

A-2180, sponsored by Assemblymen Christopher Bateman (R-Morris/Somerset) and E. Scott Garrett (R-Sussex/Hunterdon/Morris) and Senator Gerald Cardinale (R-Bergen), removes the requirement that a savings bank must use the word "savings" in its name. The change will help preserve the viability of the State savings bank charter and recognizes the blurring of distinction between banks and savings banks by consumers. Federal law does not require the use of the word savings in the title of a federally chartered savings bank.

A-2263, sponsored by Assemblymen Christopher Bateman (R-Morris/Somerset) and Neil M. Cohen (D-Union) and Senator Gerald Cardinale (R-Bergen), provides for an expedited approval process for certain applications by banks, savings banks and savings and loan associations, such as for branch office applications, certificate of incorporation amendments, and other corporate approvals. The bill sets forth eligibility requirements that banks must meet to qualify for the expedited approval process. Also, the bill consolidates and clarifies parity power provisions for financial institutions to be consistent with new powers granted by the federal "Graham-Leach-Bliley Act."

A-2264, sponsored by Assemblymen Christopher Bateman (R-Morris/Somerset) and Neil M. Cohen (D-Union) and Senator Gerald Cardinale (R-Bergen), outlines procedures to be followed in the event of mergers between financial institutions and their subsidiaries, as

allowed by new federal law. The bill requires the Department of Banking and Insurance Commissioner's approval prior to a merger and requires a financial institution's governing board to adopt a plan of merger that sets forth, among other things, the terms and conditions of the proposed merger and the manner in which shares will be converted or paid.