

SENATE, No. 1888

STATE OF NEW JERSEY
209th LEGISLATURE

INTRODUCED NOVEMBER 13, 2000

Sponsored by:

Senator MARTHA W. BARK

District 8 (Atlantic, Burlington and Camden)

Senator JACK SINAGRA

District 18 (Middlesex)

Co-Sponsored by:

Senator Allen

SYNOPSIS

Establishes the Office on Women's Health in DHSS.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 1/10/2001)

1 AN ACT establishing the Office on Women's Health in the Department
2 of Health and Senior Services.

3

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

6

7 1. The Legislature finds and declares that: women tend to live
8 seven years longer than men and are at greater risk of having chronic
9 diseases; approximately 75% of residents in New Jersey's long-term
10 care facilities are women; approximately 19%, or 500,000 women 19
11 through 64 years of age in the State have no health insurance; women
12 of color experience a shorter life expectancy, higher maternal and
13 infant mortality, and more chronic disease; and it is important to
14 promote the prevention and early detection of diseases in women and
15 the equality of care, treatment and rehabilitation for women when they
16 become ill.

17 The Legislature further recognizes that: heart disease is the leading
18 cause of death for women, however, women with heart disease are not
19 diagnosed or treated as early or as aggressively as men, and the classic
20 risk profile for cardiovascular disease is based on a male model of
21 disease; breast cancer is the leading cause of death in women between
22 the ages of 35-50; New Jersey has higher than average rates for breast
23 cancer and the State ranks 32nd among all states for breast cancer
24 screening; there remains a tremendous need for education and
25 information regarding breast cancer symptoms, self-evaluation, routine
26 mammography, prevention programs and access to services; nearly one
27 fourth of pregnant women do not receive adequate prenatal care;
28 women constitute the fastest growing group of people with AIDS in
29 New Jersey; and domestic violence is a major health problem for
30 women nationally and in this State.

31 Therefore, it is necessary to create a special office to focus
32 exclusively on these crucial health concerns facing the women in New
33 Jersey.

34

35 2. There is established the Office on Women's Health in the
36 Department of Health and Senior Services.

37 The office shall:

38 a. Provide grants to community-based organizations to conduct
39 special research, demonstration and evaluation projects on women's
40 health concerns;

41 b. Develop and implement model public and private partnerships
42 throughout the State for health awareness campaigns and to improve
43 the access, acceptability and use of public health services;

44 c. Serve as an information and resource center for women's health
45 information and data;

46 d. Function as an advocate for the adoption and implementation of

1 effective measures to improve women's health; and

2 e. Review the programs of the Departments of Health and Senior
3 Services, Human Services, Community Affairs and Education and any
4 other department of State government, as appropriate, that concern
5 women's health and make recommendations to the departments that
6 will enable them to better coordinate and improve the effectiveness of
7 their efforts.

8

9 3. The Commissioner of Health and Senior Services shall appoint
10 a director for the office who shall serve at the pleasure of the
11 commissioner during the commissioner's term of office and until the
12 appointment and qualification of the director's successor. The director
13 shall devote his entire time to the duties of the position and shall
14 receive a salary as provided by law.

15

16 4. The office shall:

17 a. Apply for and accept any grant of money from the federal
18 government, private foundations or other sources, which may be
19 available for programs related to women's health;

20 b. Serve as the designated State agency for receipt of federal funds
21 specifically designated for women's health programs; and

22 c. Enter into contracts with individuals, organizations, and
23 institutions necessary for the performance of its duties under this act.

24

25 5. There is established a Women's Health Advisory Commission.

26 The commission shall consist of nine members, including the
27 Commissioner of Health and Senior Services or his designee, who shall
28 serve ex officio, and eight public members who are residents of the
29 State and who shall be appointed as follows: one member who is a
30 health care professional shall be appointed by the President of the
31 Senate; one member who is a health care professional shall be
32 appointed by the Speaker of the General Assembly; and six members,
33 at least two of whom are health care professionals, at least one of
34 whom represents health care facilities and at least one of whom
35 represents the health insurance industry, shall be appointed by the
36 Governor with the advice and consent of the Senate. No less than five
37 of the public members shall be women.

38 The term of office of each public member shall be three years, but
39 of the members first appointed, two shall be appointed for a term of
40 one year, three shall be appointed for a term of two years and three
41 shall be appointed for a term of three years. A member shall hold
42 office for the term of his appointment and until his successor has been
43 appointed and qualified. All vacancies shall be filled for the balance
44 of the unexpired term in the same manner as the original appointment.
45 A member of the commission is eligible for reappointment.

46 The public members of the commission shall not receive any

1 compensation for their services, but shall be reimbursed for the actual
2 and necessary expenses incurred in the performance of their duties as
3 members of the commission, within the limits of funds available to the
4 commission.

5 The members of the commission shall annually elect a chairman and
6 a vice-chairman from among the public members and may select a
7 secretary, who need not be a member of the commission.

8 The Office on Women's Health in the Department of Health and
9 Senior Services shall provide staff and assistance which the
10 commission requires to carry out its work.

11

12 6. The commission shall:

13 a. Review and make recommendations to the Office on Women's
14 Health on any rules, regulations and policies proposed by the office:

15 b. Advise the office on the awarding of grants and development of
16 programs and services required pursuant to this act;

17 c. Advise the office on the needs, priorities, programs and policies
18 relating to women's health in this State; and

19 d. Provide any other assistance to the office, as may be requested
20 by the director.

21 The commission may accept from any governmental department or
22 agency, public or private body or any other source grants or
23 contributions to be used in carrying out its responsibilities under this
24 act.

25

26 7. The Office on Women's Health shall report annually, by
27 September 1 of each year, to the Legislature and the Governor on the
28 activities of the office, including the projects and services developed
29 and funded by the office and the health care problems that the grant
30 funds are intended to ameliorate. The office may include in the report
31 any recommendations for administrative or legislative action that it
32 deems appropriate.

33

34 8. The Office on Women's Health is entitled to call to its
35 assistance, and avail itself of, the services of employees of any State,
36 county or municipal department, board, bureau, commission or agency
37 as it may require and as may be available to it for its purposes. All
38 departments, agencies and divisions are authorized and directed, to the
39 extent not inconsistent with law, to cooperate with the Office on
40 Women's Health.

41

42 9. The Commissioner of Health and Senior Services shall adopt
43 rules and regulations pursuant to the "Administrative Procedure Act,"
44 P.L.1968, c.410 (C.52:14B-1 et seq.) to carry out the purposes of this
45 act.

1 10. This act shall take effect on the 60th day after enactment.

2

3

4

STATEMENT

5

6 This bill establishes the Office on Women's Health in the
7 Department of Health and Senior Services. The office shall:

8 (1) Provide grants to community-based organizations to conduct
9 special research, demonstration and evaluation projects on women's
10 health concerns;

11 (2) Develop and implement model public and private partnerships
12 throughout the State for health awareness campaigns and to improve
13 the access, acceptability and use of public health services;

14 (3) Serve as an information and resource center for women's health
15 information and data;

16 (4) Function as an advocate for the adoption and implementation
17 of effective measures to improve women's health; and

18 (5) Review the programs of the Departments of Health and Senior
19 Services, Human Services, Community Affairs and Education and any
20 other department of State government, as appropriate, that concern
21 women's health and make recommendations to the departments that
22 will enable them to better coordinate and improve the effectiveness of
23 their efforts.

24 The bill also establishes a nine-member Women's Health Advisory
25 Commission whose members shall include the Commissioner of Health
26 and Senior Services and eight public members to be appointed by the
27 Governor, the President of the Senate and the Speaker of the General
28 Assembly. No less than five of the public members shall be women.

29 The Office on Women's Health shall report annually, by September
30 1 of each year, to the Legislature and the Governor on the activities of
31 the office, including the projects and services developed and funded by
32 the office and the health care problems that the grant funds are
33 intended to ameliorate. The office may include in the report any
34 recommendations for administrative or legislative action that it deems
35 appropriate.

SENATE HEALTH COMMITTEE

STATEMENT TO

SENATE, No. 1888

with committee amendments

STATE OF NEW JERSEY

DATED: MARCH 15, 2001

The Senate Health Committee reports favorably and with committee amendments Senate Bill No. 1888.

As amended by committee, this bill establishes the Office on Women's Health in the Department of Health and Senior Services. The office shall be administered by a director appointed by the Commissioner of Health and Senior Services.

The office shall:

(1) Provide grants to community-based organizations to conduct special research, demonstration and evaluation projects on women's health concerns;

(2) Develop and implement model public and private partnerships throughout the State for health awareness campaigns and to improve the access, acceptability and use of public health services;

(3) Serve as an information and resource center for women's health information and data;

(4) Function as an advocate for the adoption and implementation of effective measures to improve women's health;

(5) Convene such task forces of experienced, knowledgeable persons on specific women's health issues as the director deems appropriate; and

(6) Review the programs of the Departments of Health and Senior Services, Human Services, Community Affairs and Education and any other department of State government, as appropriate, that concern women's health and make recommendations to the departments that will enable them to better coordinate and improve the effectiveness of their efforts.

Also, the bill provides that the office shall: apply for and accept any grant of money from the federal government, private foundations or other sources, which may be available for programs related to women's health; serve as the designated State agency for receipt of federal funds specifically designated for women's health programs; and enter into contracts with individuals, organizations, and institutions necessary for the performance of its duties under this bill.

The bill also establishes a nine-member Women's Health Advisory

Commission, whose members shall include the Commissioner of Health and Senior Services and eight public members to be appointed as follows: one member who is a health care professional appointed by the President of the Senate; one member who is a health care professional appointed by the Speaker of the General Assembly; and six members appointed by the Governor with the advice and consent of the Senate, at least two of whom are health care professionals, at least one of whom represents health care facilities, at least one of whom represents the health insurance industry, and at least one of whom is a disabled woman. No less than five of the public members shall be women.

The Office on Women's Health shall report annually, by September 1 of each year, to the Legislature and the Governor on the activities of the office, including the grants made to community-based organizations, any public or private partnerships that the office has developed or implemented, and any task forces on specific women's health issues that the office has convened. The office may include in the report any recommendations for administrative or legislative action that it deems appropriate.

Finally, the bill appropriates \$95,000 to the Office on Women's Health to carry out its responsibilities under the bill.

The committee amended the bill to:

- expand the duties of the office to include convening task forces on specific women's health issues;
- specify that at least one public member of the advisory commission shall be a disabled woman;
- revise the requirements for the office's annual report to better reflect the duties of the office as provided in the bill; and
- include an appropriation of \$95,000.

The committee also adopted a technical amendment to update the State's rank among all states for breast cancer screening.

[First Reprint]

SENATE, No. 1888

STATE OF NEW JERSEY
209th LEGISLATURE

INTRODUCED NOVEMBER 13, 2000

Sponsored by:

Senator MARTHA W. BARK

District 8 (Atlantic, Burlington and Camden)

Senator JACK SINAGRA

District 18 (Middlesex)

Co-Sponsored by:

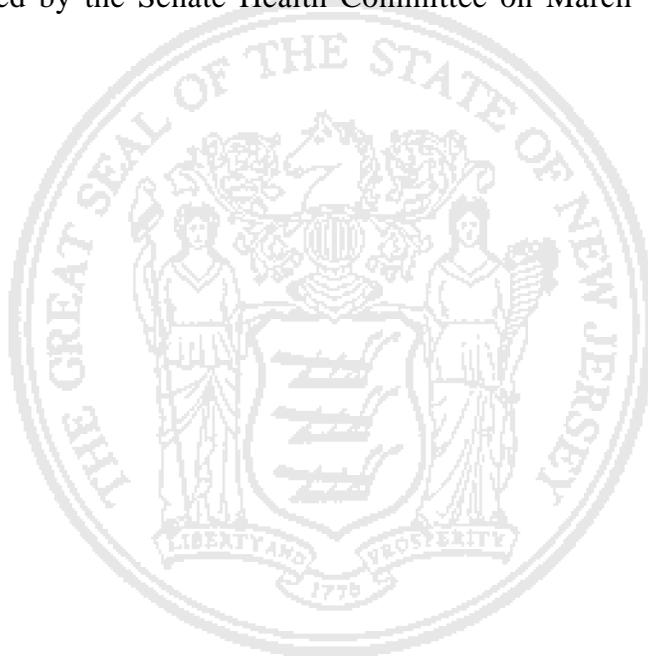
Senator Allen

SYNOPSIS

Establishes Office on Women's Health in DHSS; appropriates \$95,000.

CURRENT VERSION OF TEXT

As reported by the Senate Health Committee on March 15, 2001, with amendments.



(Sponsorship Updated As Of: 1/10/2001)

1 AN ACT establishing the Office on Women's Health in the Department
2 of Health and Senior Services ¹and making an appropriation¹.

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

6
7 1. The Legislature finds and declares that: women tend to live
8 seven years longer than men and are at greater risk of having chronic
9 diseases; approximately 75% of residents in New Jersey's long-term
10 care facilities are women; approximately 19%, or 500,000 women 19
11 through 64 years of age in the State have no health insurance; women
12 of color experience a shorter life expectancy, higher maternal and
13 infant mortality, and more chronic disease; and it is important to
14 promote the prevention and early detection of diseases in women and
15 the equality of care, treatment and rehabilitation for women when they
16 become ill.

17 The Legislature further recognizes that: heart disease is the leading
18 cause of death for women, however, women with heart disease are not
19 diagnosed or treated as early or as aggressively as men, and the classic
20 risk profile for cardiovascular disease is based on a male model of
21 disease; breast cancer is the leading cause of death in women between
22 the ages of 35-50; New Jersey has higher than average rates for breast
23 cancer and the State ranks ¹[32nd] 25th¹ among all states for breast
24 cancer screening; there remains a tremendous need for education and
25 information regarding breast cancer symptoms, self-evaluation, routine
26 mammography, prevention programs and access to services; nearly one
27 fourth of pregnant women do not receive adequate prenatal care;
28 women constitute the fastest growing group of people with AIDS in
29 New Jersey; and domestic violence is a major health problem for
30 women nationally and in this State.

31 Therefore, it is necessary to create a special office to focus
32 exclusively on these crucial health concerns facing the women in New
33 Jersey.

34
35 2. There is established the Office on Women's Health in the
36 Department of Health and Senior Services.

37 The office shall:

38 a. Provide grants to community-based organizations to conduct
39 special research, demonstration and evaluation projects on women's
40 health concerns;

41 b. Develop and implement model public and private partnerships

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.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Senate SHH committee amendments adopted March 15, 2001.

1 throughout the State for health awareness campaigns and to improve
2 the access, acceptability and use of public health services;

3 c. Serve as an information and resource center for women's health
4 information and data;

5 d. Function as an advocate for the adoption and implementation of
6 effective measures to improve women's health; ¹[and]¹

7 e. ¹Convene such task forces of experienced, knowledgeable
8 persons on specific women's health issues as the director deems
9 appropriate; and

10 f.¹ Review the programs of the Departments of Health and Senior
11 Services, Human Services, Community Affairs and Education and any
12 other department of State government, as appropriate, that concern
13 women's health and make recommendations to the departments that
14 will enable them to better coordinate and improve the effectiveness of
15 their efforts.

16

17 3. The Commissioner of Health and Senior Services shall appoint
18 a director for the office who shall serve at the pleasure of the
19 commissioner during the commissioner's term of office and until the
20 appointment and qualification of the director's successor. The director
21 shall devote his entire time to the duties of the position and shall
22 receive a salary as provided by law.

23

24 4. The office shall:

25 a. Apply for and accept any grant of money from the federal
26 government, private foundations or other sources, which may be
27 available for programs related to women's health;

28 b. Serve as the designated State agency for receipt of federal funds
29 specifically designated for women's health programs; and

30 c. Enter into contracts with individuals, organizations, and
31 institutions necessary for the performance of its duties under this act.

32

33 5. There is established a Women's Health Advisory Commission.

34 The commission shall consist of nine members, including the
35 Commissioner of Health and Senior Services or his designee, who shall
36 serve ex officio, and eight public members who are residents of the
37 State and who shall be appointed as follows: one member who is a
38 health care professional shall be appointed by the President of the
39 Senate; one member who is a health care professional shall be
40 appointed by the Speaker of the General Assembly; and six members,
41 at least two of whom are health care professionals, at least one of
42 whom represents health care facilities ¹[and] ¹ at least one of whom
43 represents the health insurance industry, ¹and at least one of whom is
44 a woman with a disability.¹ shall be appointed by the Governor with
45 the advice and consent of the Senate. No less than five of the public
46 members shall be women.

1 The term of office of each public member shall be three years, but
2 of the members first appointed, two shall be appointed for a term of
3 one year, three shall be appointed for a term of two years and three
4 shall be appointed for a term of three years. A member shall hold
5 office for the term of his appointment and until his successor has been
6 appointed and qualified. All vacancies shall be filled for the balance
7 of the unexpired term in the same manner as the original appointment.
8 A member of the commission is eligible for reappointment.

9 The public members of the commission shall not receive any
10 compensation for their services, but shall be reimbursed for the actual
11 and necessary expenses incurred in the performance of their duties as
12 members of the commission, within the limits of funds available to the
13 commission.

14 The members of the commission shall annually elect a chairman and
15 a vice-chairman from among the public members and may select a
16 secretary, who need not be a member of the commission.

17 The Office on Women's Health in the Department of Health and
18 Senior Services shall provide staff and assistance which the
19 commission requires to carry out its work.

20

21 6. The commission shall:

22 a. Review and make recommendations to the Office on Women's
23 Health on any rules, regulations and policies proposed by the office:

24 b. Advise the office on the awarding of grants and development of
25 programs and services required pursuant to this act;

26 c. Advise the office on the needs, priorities, programs and policies
27 relating to women's health in this State; and

28 d. Provide any other assistance to the office, as may be requested
29 by the director.

30 The commission may accept from any governmental department or
31 agency, public or private body or any other source grants or
32 contributions to be used in carrying out its responsibilities under this
33 act.

34

35 7. The Office on Women's Health shall report annually, by
36 September 1 of each year, to the Legislature and the Governor on the
37 activities of the office, including the ¹[projects and services developed
38 and funded by the office and the health care problems that the grant
39 funds are intended to ameliorate] grants made to community-based
40 organizations, any public or private partnerships that the office has
41 developed or implemented, and any task forces on specific women's
42 health issues that the office has convened¹. The office may include in
43 the report any recommendations for administrative or legislative action
44 that it deems appropriate.

45

46 8. The Office on Women's Health is entitled to call to its

1 assistance, and avail itself of, the services of employees of any State,
2 county or municipal department, board, bureau, commission or agency
3 as it may require and as may be available to it for its purposes. All
4 departments, agencies and divisions are authorized and directed, to the
5 extent not inconsistent with law, to cooperate with the Office on
6 Women's Health.

7

8 9. The Commissioner of Health and Senior Services shall adopt
9 rules and regulations pursuant to the "Administrative Procedure Act,"
10 P.L.1968, c.410 (C.52:14B-1 et seq.) to carry out the purposes of this
11 act.

12

13 ¹10. There is appropriated \$95,000 from the General Fund to the
14 Office on Women's Health in the Department of Health and Senior
15 Services to carry out its responsibilities under this act.¹

16

17 ¹[10.] 11.¹ This act shall take effect on the 60th day after
18 enactment.

STATEMENT TO

[First Reprint]

SENATE, No. 1888

with Senate Floor Amendments
(Proposed By Senator BARK)

ADOPTED: NOVEMBER 26, 2001

These amendments delete the \$95,000 appropriation for the Office on Women's Health established under this bill.

[Second Reprint]

SENATE, No. 1888

STATE OF NEW JERSEY
209th LEGISLATURE

INTRODUCED NOVEMBER 13, 2000

Sponsored by:

Senator MARTHA W. BARK

District 8 (Atlantic, Burlington and Camden)

Senator JACK SINAGRA

District 18 (Middlesex)

Co-Sponsored by:

Senators Allen, Baer, Turner, Assemblywomen Weinberg, Vandervalk,

Assemblyman Zisa, Assemblywomen Quigley, Greenstein, Assemblyman

Guear, Assemblywomen Watson Coleman, Previte, Cruz-Perez,

Assemblyman Greenwald, Assemblywomen Friscia, Buono, Assemblymen

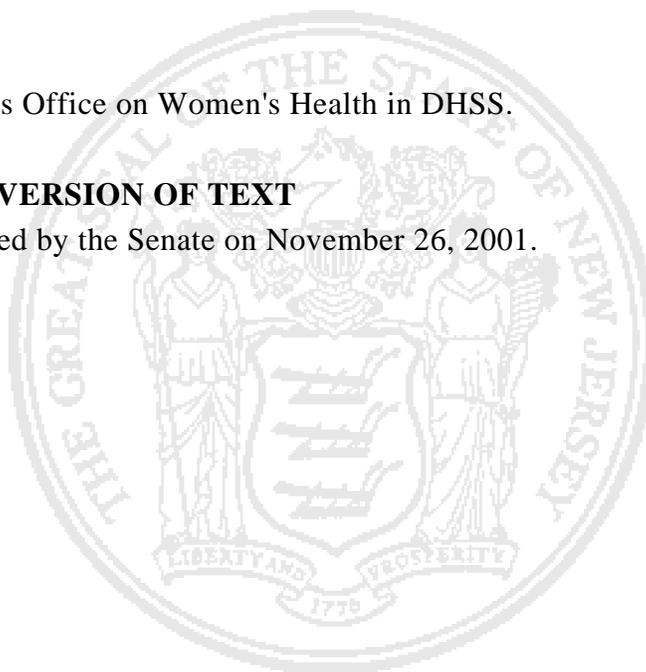
Blee and R.Smith

SYNOPSIS

Establishes Office on Women's Health in DHSS.

CURRENT VERSION OF TEXT

As amended by the Senate on November 26, 2001.



(Sponsorship Updated As Of: 1/8/2002)

1 AN ACT establishing the Office on Women's Health in the Department
2 of Health and Senior Services ²[¹and making an appropriation¹]².

3

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

6

7 1. The Legislature finds and declares that: women tend to live
8 seven years longer than men and are at greater risk of having chronic
9 diseases; approximately 75% of residents in New Jersey's long-term
10 care facilities are women; approximately 19%, or 500,000 women 19
11 through 64 years of age in the State have no health insurance; women
12 of color experience a shorter life expectancy, higher maternal and
13 infant mortality, and more chronic disease; and it is important to
14 promote the prevention and early detection of diseases in women and
15 the equality of care, treatment and rehabilitation for women when they
16 become ill.

17 The Legislature further recognizes that: heart disease is the leading
18 cause of death for women, however, women with heart disease are not
19 diagnosed or treated as early or as aggressively as men, and the classic
20 risk profile for cardiovascular disease is based on a male model of
21 disease; breast cancer is the leading cause of death in women between
22 the ages of 35-50; New Jersey has higher than average rates for breast
23 cancer and the State ranks ¹[32nd] 25th¹ among all states for breast
24 cancer screening; there remains a tremendous need for education and
25 information regarding breast cancer symptoms, self-evaluation, routine
26 mammography, prevention programs and access to services; nearly one
27 fourth of pregnant women do not receive adequate prenatal care;
28 women constitute the fastest growing group of people with AIDS in
29 New Jersey; and domestic violence is a major health problem for
30 women nationally and in this State.

31 Therefore, it is necessary to create a special office to focus
32 exclusively on these crucial health concerns facing the women in New
33 Jersey.

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35 2. There is established the Office on Women's Health in the
36 Department of Health and Senior Services.

37 The office shall:

38 a. Provide grants to community-based organizations to conduct
39 special research, demonstration and evaluation projects on women's
40 health concerns;

41 b. Develop and implement model public and private partnerships

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Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Senate SHH committee amendments adopted March 15, 2001.

² Senate floor amendments adopted November 26, 2001.

1 throughout the State for health awareness campaigns and to improve
2 the access, acceptability and use of public health services;

3 c. Serve as an information and resource center for women's health
4 information and data;

5 d. Function as an advocate for the adoption and implementation of
6 effective measures to improve women's health; ¹[and]¹

7 e. ¹Convene such task forces of experienced, knowledgeable
8 persons on specific women's health issues as the director deems
9 appropriate; and

10 f.¹ Review the programs of the Departments of Health and Senior
11 Services, Human Services, Community Affairs and Education and any
12 other department of State government, as appropriate, that concern
13 women's health and make recommendations to the departments that
14 will enable them to better coordinate and improve the effectiveness of
15 their efforts.

16

17 3. The Commissioner of Health and Senior Services shall appoint
18 a director for the office who shall serve at the pleasure of the
19 commissioner during the commissioner's term of office and until the
20 appointment and qualification of the director's successor. The director
21 shall devote his entire time to the duties of the position and shall
22 receive a salary as provided by law.

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24 4. The office shall:

25 a. Apply for and accept any grant of money from the federal
26 government, private foundations or other sources, which may be
27 available for programs related to women's health;

28 b. Serve as the designated State agency for receipt of federal funds
29 specifically designated for women's health programs; and

30 c. Enter into contracts with individuals, organizations, and
31 institutions necessary for the performance of its duties under this act.

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33 5. There is established a Women's Health Advisory Commission.

34 The commission shall consist of nine members, including the
35 Commissioner of Health and Senior Services or his designee, who shall
36 serve ex officio, and eight public members who are residents of the
37 State and who shall be appointed as follows: one member who is a
38 health care professional shall be appointed by the President of the
39 Senate; one member who is a health care professional shall be
40 appointed by the Speaker of the General Assembly; and six members,
41 at least two of whom are health care professionals, at least one of
42 whom represents health care facilities ¹[and] ¹ at least one of whom
43 represents the health insurance industry, ¹and at least one of whom is
44 a woman with a disability.¹ shall be appointed by the Governor with
45 the advice and consent of the Senate. No less than five of the public
46 members shall be women.

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4 shall be appointed for a term of three years. A member shall hold
5 office for the term of his appointment and until his successor has been
6 appointed and qualified. All vacancies shall be filled for the balance
7 of the unexpired term in the same manner as the original appointment.
8 A member of the commission is eligible for reappointment.

9 The public members of the commission shall not receive any
10 compensation for their services, but shall be reimbursed for the actual
11 and necessary expenses incurred in the performance of their duties as
12 members of the commission, within the limits of funds available to the
13 commission.

14 The members of the commission shall annually elect a chairman and
15 a vice-chairman from among the public members and may select a
16 secretary, who need not be a member of the commission.

17 The Office on Women's Health in the Department of Health and
18 Senior Services shall provide staff and assistance which the
19 commission requires to carry out its work.

20

21 6. The commission shall:

22 a. Review and make recommendations to the Office on Women's
23 Health on any rules, regulations and policies proposed by the office:

24 b. Advise the office on the awarding of grants and development of
25 programs and services required pursuant to this act;

26 c. Advise the office on the needs, priorities, programs and policies
27 relating to women's health in this State; and

28 d. Provide any other assistance to the office, as may be requested
29 by the director.

30 The commission may accept from any governmental department or
31 agency, public or private body or any other source grants or
32 contributions to be used in carrying out its responsibilities under this
33 act.

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35 7. The Office on Women's Health shall report annually, by
36 September 1 of each year, to the Legislature and the Governor on the
37 activities of the office, including the ¹[projects and services developed
38 and funded by the office and the health care problems that the grant
39 funds are intended to ameliorate] grants made to community-based
40 organizations, any public or private partnerships that the office has
41 developed or implemented, and any task forces on specific women's
42 health issues that the office has convened¹. The office may include in
43 the report any recommendations for administrative or legislative action
44 that it deems appropriate.

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46 8. The Office on Women's Health is entitled to call to its

1 assistance, and avail itself of, the services of employees of any State,
2 county or municipal department, board, bureau, commission or agency
3 as it may require and as may be available to it for its purposes. All
4 departments, agencies and divisions are authorized and directed, to the
5 extent not inconsistent with law, to cooperate with the Office on
6 Women's Health.

7

8 9. The Commissioner of Health and Senior Services shall adopt
9 rules and regulations pursuant to the "Administrative Procedure Act,"
10 P.L.1968, c.410 (C.52:14B-1 et seq.) to carry out the purposes of this
11 act.

12

13 ²[¹10. There is appropriated \$95,000 from the General Fund to the
14 Office on Women's Health in the Department of Health and Senior
15 Services to carry out its responsibilities under this act. ¹]²

16

17 ¹[10.] ²[11.1] 10.² This act shall take effect on the 60th day after
18 enactment.

ASSEMBLY, No. 2868

STATE OF NEW JERSEY 209th LEGISLATURE

INTRODUCED OCTOBER 12, 2000

Sponsored by:

Assemblywoman LORETTA WEINBERG

District 37 (Bergen)

Assemblywoman CHARLOTTE VANDERVALK

District 39 (Bergen)

Co-Sponsored by:

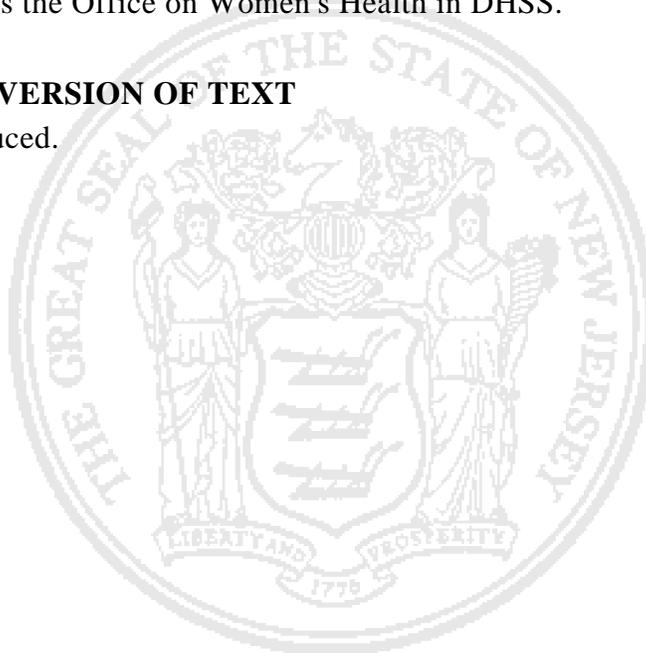
Assemblyman Zisa, Assemblywomen Quigley, Greenstein, Assemblyman Guear, Assemblywomen Watson Coleman, Previte, Cruz-Perez, Assemblyman Greenwald, Assemblywomen Friscia, Buono, Assemblymen Blee and R.Smith

SYNOPSIS

Establishes the Office on Women's Health in DHSS.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 2/23/2001)

1 AN ACT establishing the Office on Women's Health in the Department
2 of Health and Senior Services.

3

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

6

7 1. The Legislature finds and declares that: women tend to live
8 seven years longer than men and are at greater risk of having chronic
9 diseases; approximately 75% of residents in New Jersey's long-term
10 care facilities are women; almost 4%, or approximately 300,000
11 women in the State have no health insurance or inadequate coverage;
12 women of color experience a shorter life expectancy, higher maternal
13 and infant mortality, and more chronic disease; and it is important to
14 promote the prevention and early detection of diseases in women and
15 the equality of care, treatment and rehabilitation for women when they
16 become ill.

17 The Legislature further recognizes that: heart disease is the leading
18 cause of death for women, however, women with heart disease are not
19 diagnosed or treated as early or as aggressively as men, and the classic
20 risk profile for cardiovascular disease is based on a male model of
21 disease; breast cancer is the leading cause of death in women between
22 the ages of 35-50; New Jersey has higher than average rates for breast
23 cancer and the State ranks 32nd among all states for breast cancer
24 screening; there remains a tremendous need for education and
25 information regarding breast cancer symptoms, self-evaluation, routine
26 mammography, prevention programs and access to services; nearly one
27 fourth of pregnant women do not receive adequate prenatal care;
28 women constitute the fastest growing group of people with AIDS in
29 New Jersey; and domestic violence is a major health problem for
30 women nationally and in this State.

31 Therefore, it is necessary to create a special office to focus
32 exclusively on these crucial health concerns facing the women in New
33 Jersey.

34

35 2. There is established the Office on Women's Health in the
36 Department of Health and Senior Services.

37 The office shall:

38 a. Provide grants to community-based organizations to conduct
39 special research, demonstration and evaluation projects on women's
40 health concerns;

41 b. Develop and implement model public and private partnerships
42 throughout the State for health awareness campaigns and to improve
43 the access, acceptability and use of public health services;

44 c. Serve as an information and resource center for women's health
45 information and data;

46 d. Function as an advocate for the adoption and implementation of

1 effective measures to improve women's health; and

2 e. Review the programs of the Departments of Health and Senior
3 Services, Human Services, Community Affairs and Education and any
4 other department of State government, as appropriate, that concern
5 women's health and make recommendations to the departments that
6 will enable them to better coordinate and improve the effectiveness of
7 their efforts.

8

9 3. The Commissioner of Health and Senior Services shall appoint
10 a director for the office who shall serve at the pleasure of the
11 commissioner during the commissioner's term of office and until the
12 appointment and qualification of the director's successor. The director
13 shall devote his entire time to the duties of the position and shall
14 receive a salary as provided by law.

15

16 4. The office shall:

17 a. Apply for and accept any grant of money from the federal
18 government, private foundations or other sources, which may be
19 available for programs related to women's health;

20 b. Serve as the designated State agency for receipt of federal funds
21 specifically designated for women's health programs; and

22 c. Enter into contracts with individuals, organizations, and
23 institutions necessary for the performance of its duties under this act.

24

25 5. There is established a Women's Health Advisory Commission.

26 The commission shall consist of nine members, including the
27 Commissioner of Health and Senior Services or his designee, who shall
28 serve ex officio, and eight public members who are residents of the
29 State and who shall be appointed as follows: one member who is a
30 health care professional shall be appointed by the President of the
31 Senate; one member who is a health care professional shall be
32 appointed by the Speaker of the General Assembly; and six members,
33 at least two of whom are health care professionals, at least one of
34 whom represents health care facilities and at least one of whom
35 represents the health insurance industry, shall be appointed by the
36 Governor with the advice and consent of the Senate. No less than five
37 of the public members shall be women.

38 The term of office of each public member shall be three years, but
39 of the members first appointed, two shall be appointed for a term of
40 one year, three shall be appointed for a term of two years and three
41 shall be appointed for a term of three years. A member shall hold
42 office for the term of his appointment and until his successor has been
43 appointed and qualified. All vacancies shall be filled for the balance
44 of the unexpired term in the same manner as the original appointment.
45 A member of the commission is eligible for reappointment.

46 The public members of the commission shall not receive any

1 compensation for their services, but shall be reimbursed for the actual
2 and necessary expenses incurred in the performance of their duties as
3 members of the commission, within the limits of funds available to the
4 commission.

5 The members of the commission shall annually elect a chairman and
6 a vice-chairman from among the public members and may select a
7 secretary, who need not be a member of the commission.

8 The Office on Women's Health in the Department of Health and
9 Senior Services shall provide staff and assistance which the
10 commission requires to carry out its work.

11

12 6. The commission shall:

13 a. Review and make recommendations to the Office on Women's
14 Health on any rules, regulations and policies proposed by the office:

15 b. Advise the office on the awarding of grants and development of
16 programs and services required pursuant to this act;

17 c. Advise the office on the needs, priorities, programs and policies
18 relating to women's health in this State; and

19 d. Provide any other assistance to the office, as may be requested
20 by the director.

21 The commission may accept from any governmental department or
22 agency, public or private body or any other source grants or
23 contributions to be used in carrying out its responsibilities under this
24 act.

25

26 7. The Office on Women's Health shall report annually, by
27 September 1 of each year, to the Legislature and the Governor on the
28 activities of the office, including the projects and services developed
29 and funded by the office and the health care problems that the grant
30 funds are intended to ameliorate. The office may include in the report
31 any recommendations for administrative or legislative action that it
32 deems appropriate.

33

34 8. The Office on Women's Health is entitled to call to its
35 assistance, and avail itself of, the services of employees of any State,
36 county or municipal department, board, bureau, commission or agency
37 as it may require and as may be available to it for its purposes. All
38 departments, agencies and divisions are authorized and directed, to the
39 extent not inconsistent with law, to cooperate with the Office on
40 Women's Health.

41

42 9. The Commissioner of Health and Senior Services shall adopt
43 rules and regulations pursuant to the "Administrative Procedure Act,"
44 P.L.1968, c.410 (C.52:14B-1 et seq.) to carry out the purposes of this
45 act.

1 10. This act shall take effect on the 60th day after enactment.

2

3

4

STATEMENT

5

6 This bill establishes the Office on Women's Health in the
7 Department of Health and Senior Services. The office shall:

8 1. Provide grants to community-based organizations to conduct
9 special research, demonstration and evaluation projects on women's
10 health concerns;

11 2. Develop and implement model public and private partnerships
12 throughout the State for health awareness campaigns and to improve
13 the access, acceptability and use of public health services;

14 3. Serve as an information and resource center for women's health
15 information and data;

16 4. Function as an advocate for the adoption and implementation of
17 effective measures to improve women's health; and

18 5. Review the programs of the Departments of Health and Senior
19 Services, Human Services, Community Affairs and Education and any
20 other department of State government, as appropriate, that concern
21 women's health and make recommendations to the departments that
22 will enable them to better coordinate and improve the effectiveness of
23 their efforts.

24 The bill also establishes a nine-member Women's Health Advisory
25 Commission whose members shall include the Commissioner of Health
26 and Senior Services and eight public members to be appointed by the
27 Governor, the President of the Senate and the Speaker of the General
28 Assembly. No less than five of the public members shall be women.

29 The Office on Women's Health shall report annually, by September
30 1 of each year, to the Legislature and the Governor on the activities of
31 the office, including the projects and services developed and funded by
32 the office and the health care problems that the grant funds are
33 intended to ameliorate. The office may include in the report any
34 recommendations for administrative or legislative action that it deems
35 appropriate.

ASSEMBLY HEALTH COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2868

STATE OF NEW JERSEY

DATED: NOVEMBER 9, 2000

The Assembly Health Committee reports favorably Assembly Bill No. 2868.

This bill establishes the Office on Women's Health in the Department of Health and Senior Services. The office shall:

- C provide grants to community-based organizations to conduct special research, demonstration and evaluation projects on women's health concerns;
- C develop and implement model public and private partnerships throughout the State for health awareness campaigns and to improve the access, acceptability and use of public health services;
- C serve as an information and resource center for women's health information and data;
- C function as an advocate for the adoption and implementation of effective measures to improve women's health; and
- C review the programs of the Departments of Health and Senior Services, Human Services, Community Affairs and Education and any other department of State government, as appropriate, that concern women's health and make recommendations to the departments that will enable them to better coordinate and improve the effectiveness of their efforts.

The bill also establishes a nine-member Women's Health Advisory Commission whose members shall include the Commissioner of Health and Senior Services and eight public members to be appointed by the Governor, the President of the Senate and the Speaker of the General Assembly. No less than five of the public members shall be women.

The commission, which is to be staffed by the Office on Women's Health, shall:

- review and make recommendations to the office on any rules, regulations and policies proposed by the office;
- advise the office on the awarding of grants and development of programs and services required pursuant to this bill;
- advise the office on the needs, priorities, programs and policies relating to women's health in this State; and
- provide any other assistance to the office, as may be requested by the director of the office.

The Office on Women's Health shall report annually, by September 1 of each year, to the Legislature and the Governor on the activities of

the office, including the projects and services developed and funded by the office and the health care problems that the grant funds are intended to ameliorate. The office may include in the report any recommendations for administrative or legislative action that it deems appropriate.

The bill takes effect on the 60th day after enactment.

ASSEMBLY APPROPRIATIONS COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2868

with Assembly committee amendments

STATE OF NEW JERSEY

DATED: MAY 17, 2001

The Assembly Appropriations Committee reports favorably Assembly Bill No. 2868 with committee amendments.

Assembly Bill No. 2868, as amended, establishes the Office on Women's Health in the Department of Health and Senior Services. The office shall be administered by a director appointed by the Commissioner of Health and Senior Services.

The office shall:

(1) Provide grants to community-based organizations to conduct special research, demonstration and evaluation projects on women's health concerns;

(2) Develop and implement model public and private partnerships throughout the State for health awareness campaigns and to improve the access, acceptability and use of public health services;

(3) Serve as an information and resource center for women's health information and data;

(4) Function as an advocate for the adoption and implementation of effective measures to improve women's health;

(5) Convene such task forces of experienced, knowledgeable persons on specific women's health issues as the director deems appropriate; and

(6) Review the programs of the Departments of Health and Senior Services, Human Services, Community Affairs and Education and any other department of State government, as appropriate, that concern women's health and make recommendations to the departments that will enable them to better coordinate and improve the effectiveness of their efforts.

Also, the bill provides that the office shall: apply for and accept any grant of money from the federal government, private foundations or other sources, which may be available for programs related to women's health; serve as the designated State agency for receipt of federal funds specifically designated for women's health programs; and enter into contracts with individuals, organizations, and institutions necessary for the performance of its duties under this bill.

The bill also establishes a nine-member Women's Health Advisory Commission, whose members shall include the Commissioner of

Health and Senior Services and eight public members to be appointed as follows: one member who is a health care professional appointed by the President of the Senate; one member who is a health care professional appointed by the Speaker of the General Assembly; and six members appointed by the Governor with the advice and consent of the Senate, at least two of whom are health care professionals, at least one of whom represents health care facilities, at least one of whom represents the health insurance industry, and at least one of whom is a disabled woman. No fewer than five of the public members shall be women.

The Office on Women's Health shall report annually, by September 1 of each year, to the Legislature and the Governor on the activities of the office, including the grants made to community-based organizations, any public or private partnerships that the office has developed or implemented, and any task forces on specific women's health issues that the office has convened. The office may include in the report any recommendations for administrative or legislative action that it deems appropriate.

FISCAL IMPACT:

The Department of Health and Senior Services has estimated the first year costs of operating the office as \$338,000 in administrative costs and \$300,000 for grants. The Office of Legislative Services has questioned this cost estimate, as many, if not all, of the functions and duties of the office are currently being conducted by the department.

COMMITTEE AMENDMENTS:

The amendments expand the duties of the office to include convening task forces on specific women's health issues; specify that at least one public member of the advisory commission shall be a disabled woman; and revise the requirements for the office's annual report, to better reflect the duties of the office established by the bill.

[First Reprint]

ASSEMBLY, No. 2868

STATE OF NEW JERSEY
209th LEGISLATURE

INTRODUCED OCTOBER 12, 2000

Sponsored by:

Assemblywoman LORETTA WEINBERG

District 37 (Bergen)

Assemblywoman CHARLOTTE VANDERVALK

District 39 (Bergen)

Co-Sponsored by:

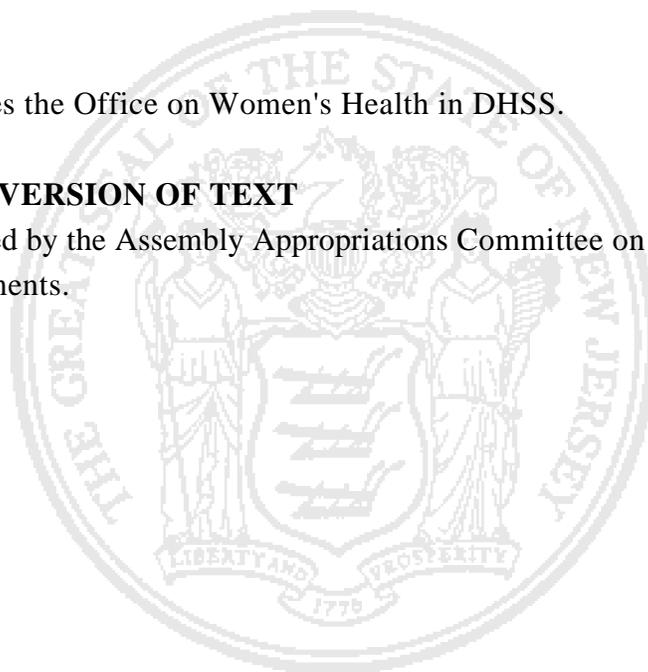
Assemblyman Zisa, Assemblywomen Quigley, Greenstein, Assemblyman Guear, Assemblywomen Watson Coleman, Previte, Cruz-Perez, Assemblyman Greenwald, Assemblywomen Friscia, Buono, Assemblymen Blee and R.Smith

SYNOPSIS

Establishes the Office on Women's Health in DHSS.

CURRENT VERSION OF TEXT

As reported by the Assembly Appropriations Committee on May 17, 2001, with amendments.



(Sponsorship Updated As Of: 2/23/2001)

1 AN ACT establishing the Office on Women's Health in the Department
2 of Health and Senior Services.

3

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

6

7 1. The Legislature finds and declares that: women tend to live
8 seven years longer than men and are at greater risk of having chronic
9 diseases; approximately 75% of residents in New Jersey's long-term
10 care facilities are women; approximately 19%, or 500,000 women 19
11 through 64 years of age in the State have no health insurance; women
12 of color experience a shorter life expectancy, higher maternal and
13 infant mortality, and more chronic disease; and it is important to
14 promote the prevention and early detection of diseases in women and
15 the equality of care, treatment and rehabilitation for women when they
16 become ill.

17 The Legislature further recognizes that: heart disease is the leading
18 cause of death for women, however, women with heart disease are not
19 diagnosed or treated as early or as aggressively as men, and the classic
20 risk profile for cardiovascular disease is based on a male model of
21 disease; breast cancer is the leading cause of death in women between
22 the ages of 35-50; New Jersey has higher than average rates for breast
23 cancer and the State ranks ¹[32nd] 25th¹ among all states for breast
24 cancer screening; there remains a tremendous need for education and
25 information regarding breast cancer symptoms, self-evaluation, routine
26 mammography, prevention programs and access to services; nearly one
27 fourth of pregnant women do not receive adequate prenatal care;
28 women constitute the fastest growing group of people with AIDS in
29 New Jersey; and domestic violence is a major health problem for
30 women nationally and in this State.

31 Therefore, it is necessary to create a special office to focus
32 exclusively on these crucial health concerns facing the women in New
33 Jersey.

34

35 2. There is established the Office on Women's Health in the
36 Department of Health and Senior Services.

37 The office shall:

38 a. Provide grants to community-based organizations to conduct
39 special research, demonstration and evaluation projects on women's
40 health concerns;

41 b. Develop and implement model public and private partnerships

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.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Assembly AAP committee amendments adopted May 17, 2001.

1 throughout the State for health awareness campaigns and to improve
2 the access, acceptability and use of public health services;

3 c. Serve as an information and resource center for women's health
4 information and data;

5 d. Function as an advocate for the adoption and implementation of
6 effective measures to improve women's health; ¹[and]¹

7 e. ¹Convene such task forces of experienced, knowledgeable
8 persons on specific women's health issues as the director deems
9 appropriate; and

10 f.¹ Review the programs of the Departments of Health and Senior
11 Services, Human Services, Community Affairs and Education and any
12 other department of State government, as appropriate, that concern
13 women's health and make recommendations to the departments that
14 will enable them to better coordinate and improve the effectiveness of
15 their efforts.

16

17 3. The Commissioner of Health and Senior Services shall appoint
18 a director for the office who shall serve at the pleasure of the
19 commissioner during the commissioner's term of office and until the
20 appointment and qualification of the director's successor. The director
21 shall devote his entire time to the duties of the position and shall
22 receive a salary as provided by law.

23

24 4. The office shall:

25 a. Apply for and accept any grant of money from the federal
26 government, private foundations or other sources, which may be
27 available for programs related to women's health;

28 b. Serve as the designated State agency for receipt of federal funds
29 specifically designated for women's health programs; and

30 c. Enter into contracts with individuals, organizations, and
31 institutions necessary for the performance of its duties under this act.

32

33 5. There is established a Women's Health Advisory Commission.

34 The commission shall consist of nine members, including the
35 Commissioner of Health and Senior Services or his designee, who shall
36 serve ex officio, and eight public members who are residents of the
37 State and who shall be appointed as follows: one member who is a
38 health care professional shall be appointed by the President of the
39 Senate; one member who is a health care professional shall be
40 appointed by the Speaker of the General Assembly; and six members,
41 at least two of whom are health care professionals, at least one of
42 whom represents health care facilities ¹[and] ¹ at least one of whom
43 represents the health insurance industry, ¹and at least one of whom is
44 a woman with a disability.¹ shall be appointed by the Governor with
45 the advice and consent of the Senate. No less than five of the public
46 members shall be women.

1 The term of office of each public member shall be three years, but
2 of the members first appointed, two shall be appointed for a term of
3 one year, three shall be appointed for a term of two years and three
4 shall be appointed for a term of three years. A member shall hold
5 office for the term of his appointment and until his successor has been
6 appointed and qualified. All vacancies shall be filled for the balance
7 of the unexpired term in the same manner as the original appointment.
8 A member of the commission is eligible for reappointment.

9 The public members of the commission shall not receive any
10 compensation for their services, but shall be reimbursed for the actual
11 and necessary expenses incurred in the performance of their duties as
12 members of the commission, within the limits of funds available to the
13 commission.

14 The members of the commission shall annually elect a chairman and
15 a vice-chairman from among the public members and may select a
16 secretary, who need not be a member of the commission.

17 The Office on Women's Health in the Department of Health and
18 Senior Services shall provide staff and assistance which the
19 commission requires to carry out its work.

20

21 6. The commission shall:

22 a. Review and make recommendations to the Office on Women's
23 Health on any rules, regulations and policies proposed by the office:

24 b. Advise the office on the awarding of grants and development of
25 programs and services required pursuant to this act;

26 c. Advise the office on the needs, priorities, programs and policies
27 relating to women's health in this State; and

28 d. Provide any other assistance to the office, as may be requested
29 by the director.

30 The commission may accept from any governmental department or
31 agency, public or private body or any other source grants or
32 contributions to be used in carrying out its responsibilities under this
33 act.

34

35 7. The Office on Women's Health shall report annually, by
36 September 1 of each year, to the Legislature and the Governor on the
37 activities of the office, including the ¹[projects and services developed
38 and funded by the office and the health care problems that the grant
39 funds are intended to ameliorate] grants made to community-based
40 organizations, any public or private partnerships that the office has
41 developed or implemented, and any task forces on specific women's
42 health issues that the office has convened¹. The office may include in
43 the report any recommendations for administrative or legislative action
44 that it deems appropriate.

45

46 8. The Office on Women's Health is entitled to call to its

1 assistance, and avail itself of, the services of employees of any State,
2 county or municipal department, board, bureau, commission or agency
3 as it may require and as may be available to it for its purposes. All
4 departments, agencies and divisions are authorized and directed, to the
5 extent not inconsistent with law, to cooperate with the Office on
6 Women's Health.

7

8 9. The Commissioner of Health and Senior Services shall adopt
9 rules and regulations pursuant to the "Administrative Procedure Act,"
10 P.L.1968, c.410 (C.52:14B-1 et seq.) to carry out the purposes of this
11 act.

12

13 10. This act shall take effect on the 60th day after enactment.

FISCAL NOTE
ASSEMBLY, No. 2868
STATE OF NEW JERSEY
209th LEGISLATURE

DATED: JUNE 5, 2001

SUMMARY

Synopsis: Establishes the Office on Women's Health in Department of Health and Senior Services (DHSS).

Type of Impact: None, as many, if not all, of the office's functions are already carried out by the Department of Health and Senior Services (DHSS).

Agencies Affected: DHSS.

Executive Estimate

Fiscal Impact	<u>Year 1</u>	<u>Year 2</u>	<u>Year 3</u>
State Cost	\$638,000	\$644,000	\$673,000

Office of Legislative Services Estimate

Fiscal Impact	<u>Year 1</u>	<u>Year 2</u>	<u>Year 3</u>
State Cost	\$0	\$0	\$0

- ! The Office of Legislative Services (OLS) **does not concur** with this estimate. Since DHSS currently undertakes many, if not all, of the functions of this proposed Office on Women's Health there would be no cost associated with this legislation. DHSS could reassign existing staff and reallocate resources to the proposed Office on Women's Health.
- ! The Office of Management and Budget (OMB) states creation of the Office on Women's Health would incur duplicated efforts and costs in the Division of Health Services in DHSS.

BILL DESCRIPTION

Assembly Bill No. 2868 of 2000 establishes a nine-member Women's Health Advisory Commission and an Office on Women's Health in DHSS. The office shall:

- C Provide grants to community-based organizations to conduct special research as well as demonstration and evaluation projects on women's health concerns;
- C Develop and implement public and private partnerships throughout the State for health awareness campaigns and to improve the access, acceptability and use of public health services;

- C Serve as an information and resource center for women's health information and data;
- C Function as an advocate for the adoption and implementation of effective measures to improve women's health; and
- C Review programs of other State departments that concern women's health and make recommendations that will enable them to better coordinate and improve the effectiveness of their efforts.

FISCAL ANALYSIS

EXECUTIVE BRANCH

DHSS has estimated costs of the office as follows:

	First Year	Second Year	Third Year
TOTAL	\$638,000	\$644,000	\$673,000
Administration	\$338,000	\$344,000	\$373,000
Grants-in-Aid	\$300,000	\$300,000	\$300,000

The Office of Management and Budget (OMB) states creation of the Office on Women's Health would incur duplicated efforts and costs in the Division of Health Services in DHSS.

OFFICE OF LEGISLATIVE SERVICES

The Office of Legislative Services (OLS) does not concur with the DHSS estimate. OLS is of the opinion that there is no new cost associated with the establishment of an Office on Women's Health as many, if not all, of the functions and duties of the office are already being conducted by DHSS. For example, DHSS funds programs in the areas of diabetes, cardiovascular disease, osteoporosis and breast and cervical cancer screening; DHSS also has sufficient discretion to reallocate existing grant funds to support grant activities. DHSS will likely reassign employees involved with women's health issues and current women's health grants to the new office. The amount of monies DHSS currently expends on women's health issues is not readily available as existing personnel may be involved with several different programs and many of the grants are for health services to both men and women.

Section: *Human Services*

Analyst: *Jay Hershberg*
Principal Fiscal Analyst

Approved: *Alan R. Kooney*
Legislative Budget and Finance Officer

This fiscal note has been prepared pursuant to P.L.1980, c.67.

P.L. 2001, CHAPTER 376, *approved January 8, 2002*
Senate, No. 1888 (*Second Reprint*)

1 **AN ACT** establishing the Office on Women's Health in the Department
2 of Health and Senior Services ²[¹and making an appropriation]².

3

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

6

7 1. The Legislature finds and declares that: women tend to live
8 seven years longer than men and are at greater risk of having chronic
9 diseases; approximately 75% of residents in New Jersey's long-term
10 care facilities are women; approximately 19%, or 500,000 women 19
11 through 64 years of age in the State have no health insurance; women
12 of color experience a shorter life expectancy, higher maternal and
13 infant mortality, and more chronic disease; and it is important to
14 promote the prevention and early detection of diseases in women and
15 the equality of care, treatment and rehabilitation for women when they
16 become ill.

17 The Legislature further recognizes that: heart disease is the leading
18 cause of death for women, however, women with heart disease are not
19 diagnosed or treated as early or as aggressively as men, and the classic
20 risk profile for cardiovascular disease is based on a male model of
21 disease; breast cancer is the leading cause of death in women between
22 the ages of 35-50; New Jersey has higher than average rates for breast
23 cancer and the State ranks ¹[32nd] 25th¹ among all states for breast
24 cancer screening; there remains a tremendous need for education and
25 information regarding breast cancer symptoms, self-evaluation, routine
26 mammography, prevention programs and access to services; nearly one
27 fourth of pregnant women do not receive adequate prenatal care;
28 women constitute the fastest growing group of people with AIDS in
29 New Jersey; and domestic violence is a major health problem for
30 women nationally and in this State.

31 Therefore, it is necessary to create a special office to focus
32 exclusively on these crucial health concerns facing the women in New
33 Jersey.

34

35 2. There is established the Office on Women's Health in the
36 Department of Health and Senior Services.

37 The office shall:

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.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Senate SHH committee amendments adopted March 15, 2001.

² Senate floor amendments adopted November 26, 2001.

- 1 a. Provide grants to community-based organizations to conduct
2 special research, demonstration and evaluation projects on women's
3 health concerns;
- 4 b. Develop and implement model public and private partnerships
5 throughout the State for health awareness campaigns and to improve
6 the access, acceptability and use of public health services;
- 7 c. Serve as an information and resource center for women's health
8 information and data;
- 9 d. Function as an advocate for the adoption and implementation of
10 effective measures to improve women's health; ¹[and]¹
- 11 e. ¹Convene such task forces of experienced, knowledgeable
12 persons on specific women's health issues as the director deems
13 appropriate; and
- 14 f. ¹ Review the programs of the Departments of Health and Senior
15 Services, Human Services, Community Affairs and Education and any
16 other department of State government, as appropriate, that concern
17 women's health and make recommendations to the departments that
18 will enable them to better coordinate and improve the effectiveness of
19 their efforts.
20
- 21 3. The Commissioner of Health and Senior Services shall appoint
22 a director for the office who shall serve at the pleasure of the
23 commissioner during the commissioner's term of office and until the
24 appointment and qualification of the director's successor. The director
25 shall devote his entire time to the duties of the position and shall
26 receive a salary as provided by law.
27
- 28 4. The office shall:
- 29 a. Apply for and accept any grant of money from the federal
30 government, private foundations or other sources, which may be
31 available for programs related to women's health;
- 32 b. Serve as the designated State agency for receipt of federal funds
33 specifically designated for women's health programs; and
- 34 c. Enter into contracts with individuals, organizations, and
35 institutions necessary for the performance of its duties under this act.
36
- 37 5. There is established a Women's Health Advisory Commission.
38 The commission shall consist of nine members, including the
39 Commissioner of Health and Senior Services or his designee, who shall
40 serve ex officio, and eight public members who are residents of the
41 State and who shall be appointed as follows: one member who is a
42 health care professional shall be appointed by the President of the
43 Senate; one member who is a health care professional shall be
44 appointed by the Speaker of the General Assembly; and six members,
45 at least two of whom are health care professionals, at least one of
46 whom represents health care facilities ¹[and] ¹ at least one of whom

1 represents the health insurance industry, ¹and at least one of whom is
2 a woman with a disability.¹ shall be appointed by the Governor with
3 the advice and consent of the Senate. No less than five of the public
4 members shall be women.

5 The term of office of each public member shall be three years, but
6 of the members first appointed, two shall be appointed for a term of
7 one year, three shall be appointed for a term of two years and three
8 shall be appointed for a term of three years. A member shall hold
9 office for the term of his appointment and until his successor has been
10 appointed and qualified. All vacancies shall be filled for the balance
11 of the unexpired term in the same manner as the original appointment.
12 A member of the commission is eligible for reappointment.

13 The public members of the commission shall not receive any
14 compensation for their services, but shall be reimbursed for the actual
15 and necessary expenses incurred in the performance of their duties as
16 members of the commission, within the limits of funds available to the
17 commission.

18 The members of the commission shall annually elect a chairman and
19 a vice-chairman from among the public members and may select a
20 secretary, who need not be a member of the commission.

21 The Office on Women's Health in the Department of Health and
22 Senior Services shall provide staff and assistance which the
23 commission requires to carry out its work.

24

25 6. The commission shall:

26 a. Review and make recommendations to the Office on Women's
27 Health on any rules, regulations and policies proposed by the office:

28 b. Advise the office on the awarding of grants and development of
29 programs and services required pursuant to this act;

30 c. Advise the office on the needs, priorities, programs and policies
31 relating to women's health in this State; and

32 d. Provide any other assistance to the office, as may be requested
33 by the director.

34 The commission may accept from any governmental department or
35 agency, public or private body or any other source grants or
36 contributions to be used in carrying out its responsibilities under this
37 act.

38

39 7. The Office on Women's Health shall report annually, by
40 September 1 of each year, to the Legislature and the Governor on the
41 activities of the office, including the ¹[projects and services developed
42 and funded by the office and the health care problems that the grant
43 funds are intended to ameliorate] grants made to community-based
44 organizations, any public or private partnerships that the office has
45 developed or implemented, and any task forces on specific women's
46 health issues that the office has convened¹. The office may include in

1 the report any recommendations for administrative or legislative action
2 that it deems appropriate.

3

4 8. The Office on Women's Health is entitled to call to its
5 assistance, and avail itself of, the services of employees of any State,
6 county or municipal department, board, bureau, commission or agency
7 as it may require and as may be available to it for its purposes. All
8 departments, agencies and divisions are authorized and directed, to the
9 extent not inconsistent with law, to cooperate with the Office on
10 Women's Health.

11

12 9. The Commissioner of Health and Senior Services shall adopt
13 rules and regulations pursuant to the "Administrative Procedure Act,"
14 P.L.1968, c.410 (C.52:14B-1 et seq.) to carry out the purposes of this
15 act.

16

17 ²[¹10. There is appropriated \$95,000 from the General Fund to the
18 Office on Women's Health in the Department of Health and Senior
19 Services to carry out its responsibilities under this act.¹]²

20

21 ¹[10.] ²[^{11.1}] 10.² This act shall take effect on the 60th day after
22 enactment.

23

24

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26

27 Establishes Office on Women's Health in DHSS.

CHAPTER 376

AN ACT establishing the Office on Women's Health in the Department of Health and Senior Services.

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

C.26:1A-123 Findings, declarations relative to women's health.

1. The Legislature finds and declares that: women tend to live seven years longer than men and are at greater risk of having chronic diseases; approximately 75% of residents in New Jersey's long-term care facilities are women; approximately 19%, or 500,000 women 19 through 64 years of age in the State have no health insurance; women of color experience a shorter life expectancy, higher maternal and infant mortality, and more chronic disease; and it is important to promote the prevention and early detection of diseases in women and the equality of care, treatment and rehabilitation for women when they become ill.

The Legislature further recognizes that: heart disease is the leading cause of death for women, however, women with heart disease are not diagnosed or treated as early or as aggressively as men, and the classic risk profile for cardiovascular disease is based on a male model of disease; breast cancer is the leading cause of death in women between the ages of 35-50; New Jersey has higher than average rates for breast cancer and the State ranks 25th among all states for breast cancer screening; there remains a tremendous need for education and information regarding breast cancer symptoms, self-evaluation, routine mammography, prevention programs and access to services; nearly one fourth of pregnant women do not receive adequate prenatal care; women constitute the fastest growing group of people with AIDS in New Jersey; and domestic violence is a major health problem for women nationally and in this State.

Therefore, it is necessary to create a special office to focus exclusively on these crucial health concerns facing the women in New Jersey.

C.26:1A-124 Office on Women's Health.

2. There is established the Office on Women's Health in the Department of Health and Senior Services.

The office shall:

- a. Provide grants to community-based organizations to conduct special research, demonstration and evaluation projects on women's health concerns;
- b. Develop and implement model public and private partnerships throughout the State for health awareness campaigns and to improve the access, acceptability and use of public health services;
- c. Serve as an information and resource center for women's health information and data;
- d. Function as an advocate for the adoption and implementation of effective measures to improve women's health;
- e. Convene such task forces of experienced, knowledgeable persons on specific women's health issues as the director deems appropriate; and
- f. Review the programs of the Departments of Health and Senior Services, Human Services, Community Affairs and Education and any other department of State government, as appropriate, that concern women's health and make recommendations to the departments that will enable them to better coordinate and improve the effectiveness of their efforts.

C.26:1A-125 Appointment of director.

3. The Commissioner of Health and Senior Services shall appoint a director for the office who shall serve at the pleasure of the commissioner during the commissioner's term of office and until the appointment and qualification of the director's successor. The director shall devote his entire time to the duties of the position and shall receive a salary as provided by law.

C.26:1A-126 Duties of office.

4. The office shall:

- a. Apply for and accept any grant of money from the federal government, private foundations or other sources, which may be available for programs related to women's health;
- b. Serve as the designated State agency for receipt of federal funds specifically designated for women's health programs; and

c. Enter into contracts with individuals, organizations, and institutions necessary for the performance of its duties under this act.

C.26:1A-127 Women's Health Advisory Commission.

5. There is established a Women's Health Advisory Commission.

The commission shall consist of nine members, including the Commissioner of Health and Senior Services or his designee, who shall serve ex officio, and eight public members who are residents of the State and who shall be appointed as follows: one member who is a health care professional shall be appointed by the President of the Senate; one member who is a health care professional shall be appointed by the Speaker of the General Assembly; and six members, at least two of whom are health care professionals, at least one of whom represents health care facilities, at least one of whom represents the health insurance industry, and at least one of whom is a woman with a disability, shall be appointed by the Governor with the advice and consent of the Senate. No less than five of the public members shall be women.

The term of office of each public member shall be three years, but of the members first appointed, two shall be appointed for a term of one year, three shall be appointed for a term of two years and three shall be appointed for a term of three years. A member shall hold office for the term of his appointment and until his successor has been appointed and qualified. All vacancies shall be filled for the balance of the unexpired term in the same manner as the original appointment. A member of the commission is eligible for reappointment.

The public members of the commission shall not receive any compensation for their services, but shall be reimbursed for the actual and necessary expenses incurred in the performance of their duties as members of the commission, within the limits of funds available to the commission.

The members of the commission shall annually elect a chairman and a vice-chairman from among the public members and may select a secretary, who need not be a member of the commission.

The Office on Women's Health in the Department of Health and Senior Services shall provide staff and assistance which the commission requires to carry out its work.

C.26:1A-128 Duties of commission.

6. The commission shall:

a. Review and make recommendations to the Office on Women's Health on any rules, regulations and policies proposed by the office;

b. Advise the office on the awarding of grants and development of programs and services required pursuant to this act;

c. Advise the office on the needs, priorities, programs and policies relating to women's health in this State; and

d. Provide any other assistance to the office, as may be requested by the director.

The commission may accept from any governmental department or agency, public or private body or any other source grants or contributions to be used in carrying out its responsibilities under this act.

C.26:1A-129 Annual report to Legislature, Governor.

7. The Office on Women's Health shall report annually, by September 1 of each year, to the Legislature and the Governor on the activities of the office, including the grants made to community-based organizations, any public or private partnerships that the office has developed or implemented, and any task forces on specific women's health issues that the office has convened. The office may include in the report any recommendations for administrative or legislative action that it deems appropriate.

C.26:1A-130 Assistance, services available to the office.

8. The Office on Women's Health is entitled to call to its assistance, and avail itself of, the services of employees of any State, county or municipal department, board, bureau, commission or agency as it may require and as may be available to it for its purposes. All departments, agencies and divisions are authorized and directed, to the extent not inconsistent with law, to cooperate with the Office on Women's Health.

C.26:1A-131 Rules, regulations.

9. The Commissioner of Health and Senior Services shall adopt rules and regulations pursuant to the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.) to carry out the purposes of this act.

10. This act shall take effect on the 60th day after enactment.

Approved January 8, 2002.