

26:2W-1

LEGISLATIVE HISTORY CHECK Compiled by the NJ State Law Library

LAWS OF: 1999 **CHAPTER:** 361
NJSA: 26:2W-1 (Prostate and cancer awareness)
BILL NO: A2055 (Substituted for S1039)

SPONSOR(S): Zisa and Weinberg

DATE INTRODUCED: May 28, 1998

COMMITTEE: **ASSEMBLY:** Health; Appropriations

SENATE: ----

AMENDED DURING PASSAGE: Yes

DATE OF PASSAGE: **ASSEMBLY:** June 14, 1999 **Re-enacted:** January 10, 2000

SENATE: June 21, 1999 **Re-enacted:** January 10, 2000

DATE OF APPROVAL: January 14, 2000

FOLLOWING ARE ATTACHED IF AVAILABLE:

[FINAL TEXT OF BILL:](#) 2nd Reprint
(Amendments during passage denoted by superscript number)

A2055

[SPONSORS STATEMENT:](#) (Begins on page 3 of original bill) [Yes](#)

COMMITTEE STATEMENT: **ASSEMBLY:** [Yes](#) 5-17-99 (Health)
[Yes](#) 6-3-99 (Approp.)

SENATE: No

FLOOR AMENDMENT STATEMENTS: No

LEGISLATIVE FISCAL ESTIMATE: No

S1039

[SPONSORS STATEMENT:](#) (Begins on page 3 of original bill) [Yes](#)
Bill and Sponsors statement identical to A2055

COMMITTEE STATEMENT: **ASSEMBLY:** No

SENATE: [Yes](#) 9-17-98 (Health)
[Yes](#) 11-23-98 (Approp.)

FLOOR AMENDMENT STATEMENTS: No

LEGISLATIVE FISCAL ESTIMATE: No

[VETO MESSAGE:](#) [Yes](#)

GOVERNOR'S PRESS RELEASE ON SIGNING:

Yes

FOLLOWING WERE PRINTED:

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REPORTS:

No

HEARINGS:

No

NEWSPAPER ARTICLES:

No

Title 26.
Chapter 2W. (New)
Cancer Awareness,
Education &
Research
§§1-2
C.26:2W-1
to
26:2W-2
§3
Approp.

P.L. 1999, CHAPTER 361, *approved January 14, 2000*
Assembly, No. 2055 (*Second Reprint*)

1 AN ACT establishing a ²**[Prostate]**² Cancer Awareness, Education
2 and Research Program, supplementing Title 26 of the Revised
3 Statutes and making an appropriation.
4

5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:
7

8 1. The Commissioner of Health and Senior Services shall establish
9 a ²**[Prostate]**² Cancer Awareness, Education and Research Program
10 to provide the following: support for ²**[prostate]**² cancer medical
11 research; physician education and awareness; and patient education
12 and screening services, particularly for members of minority groups.
13 ²**[The program shall be established in accordance with accepted public**
14 **health practice and recommendations of the federal Centers for**
15 **Disease Control and Prevention, and within the limits of available**
16 **resources.]**²
17

18 ²**[2. a. There is created ¹within the New Jersey State Commission**
19 **on Cancer Research established pursuant to P.L.1983, c.6 (C.52:9U-1**
20 **et seq.)**¹ a 15-member Prostate Cancer ¹**[Advisory Commission]** **Task**
21 **Force**¹, which shall consist of: the Commissioner of Health and Senior
22 Services or his designee; two members of the Senate, to be appointed
23 by the President of the Senate, who shall not be of the same political
24 party¹, one of whom shall be appointed upon the recommendation of
25 the Senate Minority Leader¹; two members of the General Assembly,
26 to be appointed by the Speaker of the General Assembly, who shall not
27 be of the same political party¹, one of whom shall be appointed upon
28 the recommendation of the General Assembly Minority Leader¹; and
29 10 public members, including physicians and prostate cancer survivors,

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 AHL committee amendments adopted May 17, 1999.

² Assembly amendments adopted in accordance with Governor's recommendations January 10, 2000.

1 to be appointed by the ¹【Governor, with the advice and consent of the
2 Senate】 commission¹.

3 Legislative members ¹of the task force¹ shall serve during their
4 terms of office. Public members shall serve for a term of three years
5 from the date of their appointment and until their successors are
6 appointed and qualified; except that of the first appointments made:
7 two shall be for a term of one year, four for two years, and four for
8 three years.

9 Vacancies shall be filled in the same manner as the original
10 appointments were made.

11 Members ¹of the task force¹ shall serve without compensation, but
12 shall be entitled to reimbursement for necessary expenses incurred in
13 the performance of their duties.

14 The ¹【advisory commission】 task force¹ shall organize as soon as
15 may be practicable after the appointment of its members and shall
16 select a chairman from among its members and a secretary who need
17 not be a member of the ¹【commission】 task force¹.

18 b. The ¹【commission】 task force¹ shall advise the Commissioner
19 of Health and Senior Services regarding development and operation of
20 the Prostate Cancer Awareness, Education and Research Program and
21 shall assist in an evaluation of the program.

22 ¹c. The task force shall investigate the availability of, apply for,
23 and accept any appropriate gifts or grants of funds or other property
24 from, or donations of services by, individuals, foundations,
25 corporations, governmental agencies, and other organizations or
26 institutions in support of the activities of the task force in carrying out
27 the purposes of this act.¹²

28
29 ²【3.】 2.² The Commissioner of Health and Senior Services,
30 pursuant to the "Administrative Procedure Act," P.L.1968, c.410
31 (C.52:14B-1 et seq.), shall adopt rules and regulations to effectuate
32 the purposes of this act.

33
34 ²【4.】 3.² There is appropriated ²【\$1,000,000】 \$600,000²
35 from the General Fund to the Department of Health and Senior
36 Services ²【to effectuate the purposes of this act. The funds shall be
37 allocated as follows: \$600,000 for prostate cancer medical research;
38 \$150,000 for physician education and awareness; and \$250,000 for
39 patient education and screening services, of which \$150,000 shall be
40 allocated ¹to the Office of Minority Health in the Department of
41 Health and Senior Services¹ for patient education and screening for
42 minority groups】 for cancer research, of which amount \$250,000 shall
43 be allocated for research related to prostate cancer. In the event that
44 insufficient qualified applications are received for projects related to
45 prostate cancer research, these funds, or a portion thereof, may be

1 allocated by the commissioner for research related to any other form
2 of cancer².

3

4 ²[5.] 4.² This act shall take effect immediately.

5

6

7

8

9 Establishes Cancer Awareness, Education and Research Program in
10 DHSS; appropriates \$600,000.

ASSEMBLY, No. 2055

STATE OF NEW JERSEY 208th LEGISLATURE

INTRODUCED MAY 28, 1998

Sponsored by:

Assemblyman CHARLES "KEN" ZISA

District 37 (Bergen)

Assemblywoman LORETTA WEINBERG

District 37 (Bergen)

Co-Sponsored by:

Assemblyman Greenwald, Assemblywoman Previte, Assemblymen Augustine, Asselta, Azzolina, Barnes, Bateman, Biondi, Caraballo, Cohen, Felice, Assemblywoman Friscia, Assemblymen Holzapfel, Impreveduto, Jones, Payne, Assemblywoman Quigley, Assemblymen Roberts, Rooney, R.Smith, T.Smith, Stanley, Suliga, Thompson, Tucker, Assemblywoman Watson Coleman, Assemblymen Wisniewski, Connors, Luongo, Stuhltrager, Assemblywoman Wright, Assemblymen Arnone, Blee, Assemblywoman Buono, Assemblymen Charles, Conaway, Assemblywomen Crecco, Cruz-Perez, Assemblymen Doria, Garcia, Geist, Assemblywoman Gill, Assemblymen Green, Gusciora, LeFevre, Romano, Steele, Wolfe, Malone, Bodine, Merkt and Connors

SYNOPSIS

Establishes Prostate Cancer Awareness, Education and Research Program in DHSS; appropriates \$1 million.

CURRENT VERSION OF TEXT

As introduced.

(Sponsorship Updated As Of: 1/8/1999)

1 AN ACT establishing a Prostate Cancer Awareness, Education and
2 Research Program, supplementing Title 26 of the Revised Statutes
3 and making an appropriation.
4

5 **BE IT ENACTED** by the Senate and General Assembly of the State
6 of New Jersey:
7

8 1. The Commissioner of Health and Senior Services shall establish
9 a Prostate Cancer Awareness, Education and Research Program to
10 provide the following: support for prostate cancer medical research;
11 physician education and awareness; and patient education and
12 screening services, particularly for members of minority groups. The
13 program shall be established in accordance with accepted public health
14 practice and recommendations of the federal Centers for Disease
15 Control and Prevention, and within the limits of available resources.
16

17 2. a. There is created a 15-member Prostate Cancer Advisory
18 Commission, which shall consist of: the Commissioner of Health and
19 Senior Services or his designee; two members of the Senate, to be
20 appointed by the President of the Senate, who shall not be of the same
21 political party; two members of the General Assembly, to be appointed
22 by the Speaker of the General Assembly, who shall not be of the same
23 political party; and 10 public members, including physicians and
24 prostate cancer survivors, to be appointed by the Governor, with the
25 advice and consent of the Senate.

26 Legislative members shall serve during their terms of office. Public
27 members shall serve for a term of three years from the date of their
28 appointment and until their successors are appointed and qualified;
29 except that of the first appointments made: two shall be for a term of
30 one year, four for two years, and four for three years.

31 Vacancies shall be filled in the same manner as the original
32 appointments were made.

33 Members shall serve without compensation, but shall be entitled to
34 reimbursement for necessary expenses incurred in the performance of
35 their duties.

36 The advisory commission shall organize as soon as may be
37 practicable after the appointment of its members and shall select a
38 chairman from among its members and a secretary who need not be a
39 member of the commission.

40 b. The commission shall advise the Commissioner of Health and
41 Senior Services regarding development and operation of the Prostate
42 Cancer Awareness, Education and Research Program and shall assist
43 in an evaluation of the program.
44

45 3. The Commissioner of Health and Senior Services, pursuant to
46 the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et

1 seq.), shall adopt rules and regulations to effectuate the purposes of
2 this act.

3
4 4. There is appropriated \$1,000,000 from the General Fund to the
5 Department of Health and Senior Services to effectuate the purposes
6 of this act. The funds shall be allocated as follows: \$600,000 for
7 prostate cancer medical research; \$150,000 for physician education
8 and awareness; and \$250,000 for patient education and screening
9 services, of which \$150,000 shall be allocated for patient education
10 and screening for minority groups.

11
12 5. This act shall take effect immediately.

13

14

15

STATEMENT

16

17 This bill establishes a Prostate Cancer Awareness, Education and
18 Research Program in the Department of Health and Senior Services
19 to provide the following: support for prostate cancer medical research;
20 physician education and awareness; and patient education and
21 screening services, particularly for members of minority groups.

22 The bill creates a 15-member Prostate Cancer Advisory
23 Commission, which shall consist of: the Commissioner of Health and
24 Senior Services or his designee; two members of the Senate, to be
25 appointed by the President of the Senate, who shall not be of the same
26 political party; two members of the General Assembly, to be appointed
27 by the Speaker of the General Assembly, who shall not be of the same
28 political party; and 10 public members, including physicians and
29 prostate cancer survivors, to be appointed by the Governor with the
30 advice and consent of the Senate. The advisory commission shall
31 advise the Commissioner of Health and Senior Services regarding
32 development and operation of the Prostate Cancer Awareness,
33 Education and Research Program and assist in an evaluation of the
34 program.

35 Additionally, the bill appropriates \$1,000,000 from the General
36 Fund to the Department of Health and Senior Services to be allocated
37 as follows: \$600,000 for prostate cancer medical research; \$150,000
38 for physician education and awareness; \$250,000 for patient education
39 and screening services, of which \$100,000 is allocated for patient
40 education and screening for minority groups.

ASSEMBLY HEALTH COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2055

with committee amendments

STATE OF NEW JERSEY

DATED: MAY 17, 1999

The Assembly Health Committee reports favorably and with committee amendments Assembly Bill No. 2055.

As amended by the committee, this bill establishes a Prostate Cancer Awareness, Education and Research Program in the Department of Health and Senior Services to provide the following: support for prostate cancer medical research; physician education and awareness; and patient education and screening services, particularly for members of minority groups.

The bill creates a 15-member Prostate Cancer Task Force within the New Jersey State Commission on Cancer Research. The task force is to consist of: the Commissioner of Health and Senior Services or his designee; two members of the Senate to be appointed by the President of the Senate, one of whom shall be appointed upon the recommendation of the Senate Minority Leader; two members of the General Assembly to be appointed by the Speaker of the General Assembly, one of whom shall be appointed upon the recommendation of the General Assembly Minority Leader; and 10 public members, including physicians and prostate cancer survivors, to be appointed by the New Jersey State Commission on Cancer Research. The task force shall advise the Commissioner of Health and Senior Services regarding development and operation of the awareness, education and research program and assist in an evaluation of the program.

The bill appropriates \$1,000,000 from the General Fund to the Department of Health and Senior Services to be allocated as follows: \$600,000 for prostate cancer medical research; \$150,000 for physician education and awareness; and \$250,000 for patient education and screening services, of which \$150,000 is allocated to the Office of Minority Health in the Department of Health and Senior Services for patient education and screening for minority groups.

The committee amended the bill to:

- redesignate the body responsible for reporting to the Commissioner of Health and Senior Services on the development and operation of the Prostate Cancer Awareness, Education and Research Program as a task force, rather than an advisory commission, which is to be allocated within the New Jersey State

Commission on Cancer Research;

- provide that the appointment of the 10 public members of the task force shall be made by the New Jersey State Commission on Cancer Research, rather than by the Governor with the advice and consent of the Senate;
- stipulate that of the task force members appointed by the President of the Senate and Speaker of the General Assembly, respectively, one of the two appointments in each House shall be made upon the recommendation of the Minority Leader of that House;
- allocate the \$150,000 appropriation for patient education and screening for minority groups to the Office of Minority Health in the Department of Health and Senior Services for that purpose; and
- direct the task force to seek and accept donations of funds and services for the support of its activities.

As reported by the committee, this bill is identical to Senate Bill No. 1039 (2R) (Singer/Bassano), which is currently pending before the Senate.

ASSEMBLY APPROPRIATIONS COMMITTEE

STATEMENT TO

[First Reprint]

ASSEMBLY, No. 2055

STATE OF NEW JERSEY

DATED: JUNE 3, 1999

The Assembly Appropriations Committee reports favorably Assembly Bill No. 2055 (1R).

Assembly Bill No. 2055 (1R) establishes a Prostate Cancer Awareness, Education and Research Program in the Department of Health and Senior Services to provide: support for prostate cancer medical research; physician education and awareness; and patient education and screening services, particularly for members of minority groups.

The bill creates a 15-member Prostate Cancer Task Force within the New Jersey State Commission on Cancer Research. The task force is to consist of: the Commissioner of Health and Senior Services or the commissioner's designee; two members of the Senate to be appointed by the President of the Senate, one of whom shall be appointed upon the recommendation of the Senate Minority Leader; two members of the General Assembly to be appointed by the Speaker of the General Assembly, one of whom shall be appointed upon the recommendation of the General Assembly Minority Leader; and 10 public members, including physicians and prostate cancer survivors, to be appointed by the New Jersey State Commission on Cancer Research. The task force shall advise the Commissioner of Health and Senior Services regarding development and operation of the awareness, education and research program and assist in an evaluation of the program.

FISCAL IMPACT:

The bill appropriates \$1,000,000 from the General Fund to the Department of Health and Senior Services allocated as follows: \$600,000 for prostate cancer medical research; \$150,000 for physician education and awareness; and \$250,000 for patient education and screening services, of which \$150,000 is allocated to the Office of Minority Health in the Department of Health and Senior Services for patient education and screening for minority groups.

SENATE, No. 1039

STATE OF NEW JERSEY 208th LEGISLATURE

INTRODUCED MAY 14, 1998

Sponsored by:

Senator ROBERT W. SINGER

District 30 (Burlington, Monmouth and Ocean)

Senator C. LOUIS BASSANO

District 21 (Essex and Union)

Co-Sponsored by:

Senators Adler and Vitale

SYNOPSIS

Establishes Prostate Cancer Awareness, Education and Research Program in DHSS; appropriates \$1 million.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 9/18/1998)

1 AN ACT establishing a Prostate Cancer Awareness, Education and
2 Research Program, supplementing Title 26 of the Revised Statutes
3 and making an appropriation.

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

7
8 1. The Commissioner of Health and Senior Services shall establish
9 a Prostate Cancer Awareness, Education and Research Program to
10 provide the following: support for prostate cancer medical research;
11 physician education and awareness; and patient education and
12 screening services, particularly for members of minority groups. The
13 program shall be established in accordance with accepted public health
14 practice and recommendations of the federal Centers for Disease
15 Control and Prevention, and within the limits of available resources.

16
17 2. a. There is created a 15-member Prostate Cancer Advisory
18 Commission, which shall consist of: the Commissioner of Health and
19 Senior Services or his designee; two members of the Senate, to be
20 appointed by the President of the Senate, who shall not be of the same
21 political party; two members of the General Assembly, to be appointed
22 by the Speaker of the General Assembly, who shall not be of the same
23 political party; and 10 public members, including physicians and
24 prostate cancer survivors, to be appointed by the Governor, with the
25 advice and consent of the Senate.

26 Legislative members shall serve during their terms of office. Public
27 members shall serve for a term of three years from the date of their
28 appointment and until their successors are appointed and qualified;
29 except that of the first appointments made: two shall be for a term of
30 one year, four for two years, and four for three years.

31 Vacancies shall be filled in the same manner as the original
32 appointments were made.

33 Members shall serve without compensation, but shall be entitled to
34 reimbursement for necessary expenses incurred in the performance of
35 their duties.

36 The advisory commission shall organize as soon as may be
37 practicable after the appointment of its members and shall select a
38 chairman from among its members and a secretary who need not be a
39 member of the commission.

40 b. The commission shall advise the Commissioner of Health and
41 Senior Services regarding development and operation of the Prostate
42 Cancer Awareness, Education and Research Program and shall assist
43 in an evaluation of the program.

44
45 3. The Commissioner of Health and Senior Services, pursuant to
46 the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et

1 seq.), shall adopt rules and regulations to effectuate the purposes of
2 this act.

3
4 4. There is appropriated \$1,000,000 from the General Fund to the
5 Department of Health and Senior Services to effectuate the purposes
6 of this act. The funds shall be allocated as follows: \$600,000 for
7 prostate cancer medical research; \$150,000 for physician education
8 and awareness; and \$250,000 for patient education and screening
9 services, of which \$150,000 shall be allocated for patient education
10 and screening for minority groups.

11
12 5. This act shall take effect immediately.

13
14
15 STATEMENT

16
17 This bill establishes a Prostate Cancer Awareness, Education and
18 Research Program in the Department of Health and Senior Services
19 to provide the following: support for prostate cancer medical research;
20 physician education and awareness; and patient education and
21 screening services, particularly for members of minority groups.

22 The bill creates a 15-member Prostate Cancer Advisory
23 Commission, which shall consist of: the Commissioner of Health and
24 Senior Services or his designee; two members of the Senate, to be
25 appointed by the President of the Senate, who shall not be of the same
26 political party; two members of the General Assembly, to be appointed
27 by the Speaker of the General Assembly, who shall not be of the same
28 political party; and 10 public members, including physicians and
29 prostate cancer survivors, to be appointed by the Governor with the
30 advice and consent of the Senate. The advisory commission shall
31 advise the Commissioner of Health and Senior Services regarding
32 development and operation of the Prostate Cancer Awareness,
33 Education and Research Program and assist in an evaluation of the
34 program.

35 Additionally, the bill appropriates \$1,000,000 from the General
36 Fund to the Department of Health and Senior Services to be allocated
37 as follows: \$600,000 for prostate cancer medical research; \$150,000
38 for physician education and awareness; \$250,000 for patient education
39 and screening services, of which \$100,000 is allocated for patient
40 education and screening for minority groups.

SENATE HEALTH COMMITTEE

STATEMENT TO

SENATE, No. 1039

with committee amendments

STATE OF NEW JERSEY

DATED: SEPTEMBER 17, 1998

The Senate Health Committee reports favorably and with committee amendments Senate Bill No. 1039.

As amended by committee, this bill establishes a Prostate Cancer Awareness, Education and Research Program in the Department of Health and Senior Services to provide the following: support for prostate cancer medical research; physician education and awareness; and patient education and screening services, particularly for members of minority groups.

The bill creates a 15-member Prostate Cancer Advisory Commission, which shall consist of: the Commissioner of Health and Senior Services or his designee; two members of the Senate, to be appointed by the President of the Senate, one of whom shall be appointed upon the recommendation of the Senate Minority Leader; two members of the General Assembly, to be appointed by the Speaker of the General Assembly, one of whom shall be appointed upon the recommendation of the General Assembly Minority Leader; and 10 public members, including physicians and prostate cancer survivors, to be appointed by the Governor with the advice and consent of the Senate. The advisory commission shall advise the Commissioner of Health and Senior Services regarding development and operation of the Prostate Cancer Awareness, Education and Research Program and assist in an evaluation of the program.

Additionally, the bill appropriates \$1,000,000 from the General Fund to the Department of Health and Senior Services to be allocated as follows: \$600,000 for prostate cancer medical research; \$150,000 for physician education and awareness; and \$250,000 for patient education and screening services, of which \$150,000 is allocated to the Office of Minority Health, in the department, for patient education and screening for minority groups.

The committee amended the bill to specify that of the advisory commission members appointed by the President of the Senate and Speaker of the General Assembly, respectively, one of the two appointments in each House shall be made upon the recommendation of the Minority Leader of that House. Amendments also specify that the \$150,000 appropriation for patient education and screening for

minority groups shall be allocated to the Office of Minority Health in the Department of Health and Senior Services for that purpose.

This bill is similar to Assembly Bill No. 2055 (Zisa/Weinberg), which is pending before the Assembly Health Committee.

SENATE BUDGET AND APPROPRIATIONS COMMITTEE

STATEMENT TO

[First Reprint]

SENATE, No. 1039

with committee amendments

STATE OF NEW JERSEY

DATED: NOVEMBER 23, 1998

The Senate Budget and Appropriations Committee reports favorably and with committee amendments Senate Bill No. 1039 (1R).

This bill directs the Commissioner of Health and Senior Services to establish a Prostate Cancer Awareness, Education and Research Program to provide support for prostate cancer medical research, physician education and awareness, and patient education and screening services, particularly for members of minority groups.

The bill creates a 15-member Prostate Cancer Task Force within the New Jersey State Commission on Cancer Research; the task force is to consist of: the Commissioner of Health and Senior Services or his designee; two members of the Senate to be appointed by the President of the Senate, one of whom shall be appointed upon the recommendation of the Senate Minority Leader; two members of the General Assembly to be appointed by the Speaker of the General Assembly, one of whom shall be appointed upon the recommendation of the General Assembly Minority Leader; and 10 public members, including physicians and prostate cancer survivors, to be appointed by the commission on cancer research. The task force shall advise the Commissioner regarding development and operation of the awareness, education and research program and assist in an evaluation of the program.

The bill appropriates \$1,000,000 from the General Fund to the Department of Health and Senior Services to be allocated as follows: \$600,000 for prostate cancer medical research; \$150,000 for physician education and awareness; and \$250,000 for patient education and screening services, of which \$150,000 is allocated to the Department's Office of Minority Health for patient education and screening for minority groups.

This bill is similar to Assembly Bill No. 2055.

COMMITTEE AMENDMENTS

Amendments to the bill (1) redesignates the body responsible for reporting to the Commissioner on the development and operation of the prostate cancer program as a "task force", rather than an "advisory commission", (2) allocate the task force within the New Jersey State Commission on Cancer Research, (3) provide that the appointment of the 10 public members of the task force shall be made by the commission, rather than by the Governor with the advice and consent of the Senate, and (4) direct the task force to seek and accept donations of funds and services for the support of its activities.

FISCAL IMPACT

This bill appropriates \$1 million from the General Fund to effectuate the purposes of the legislation.

ASSEMBLY BILL NO. 2055
(First Reprint)

To the General Assembly:

Pursuant to Article V, Section I, Paragraph 14 of the New Jersey Constitution, I am returning Assembly Bill No. 2055 (First Reprint) with my recommendations for reconsideration.

A. Summary of Bill

This bill establishes a Prostate Cancer Awareness, Education and Research Program in the Department of Health and Senior Services ("DHSS") to provide support for prostate cancer medical research, physician education and awareness, and patient education and screening services, particularly for members of minority groups. The bill also creates a 15-member Prostate Cancer Task Force ("Task Force") within the New Jersey State Commission on Cancer Research (the "Commission"). Under the bill, the Task Force would advise the Commission regarding the development, operation and evaluation of the Prostate Cancer Awareness, Education and Research Program. Additionally, the bill appropriates \$1,000,000 from the General Fund to the DHSS to be allocated as follows: \$600,000 for prostate cancer medical research; \$150,000 for physician education and awareness; and \$250,000 for patient education and screening services, of which \$100,000 is allocated for patient education and screening for minority groups. The bill also allows the Task Force to apply for and accept appropriate gifts, grants and donations of services.

Recommended Action

I am advised that cancer is the second leading cause of death in New Jersey. Cancer is not one disease, but a group of diseases characterized by uncontrolled cell growth. In 1996, over 18,000 people died of cancer and 40,010 cases of invasive cancer were diagnosed among New Jersey residents. Prostate cancer is the third leading cause of cancer death among men in New Jersey, behind lung and colon/rectal cancer, claiming over 1100 lives in 1996. This disease strikes particularly hard at African-American men, whose mortality rate is over two times higher than the mortality rate for white men. Lung cancer is the leading cause of death among New Jersey women, followed by breast cancer and then colon/rectal cancer.

Given these numbers, it is imperative that we accelerate our already substantial efforts to improve the prevention and treatment for all forms of cancer, including prostate cancer. I commend the sponsors for their leadership in this effort, however, this matter has encouraged me to look at broader efforts regarding cancer research and prevention. To ensure a comprehensive approach to cancer research and education, I return this bill with my recommendation for reconsideration.

To be successful in our efforts to combat cancer, those efforts must be fully integrated. Even though lung, prostate, breast, cervical and colon/rectal cancer have different risk factors and intervention strategies, these are all forms of cancer that can, in many cases, be prevented or treated if diagnosed early. For this reason, the federal Centers for Disease Control (“CDC”) are encouraging states to develop integrated cancer control strategies designed to make progress on many cancer fronts simultaneously, and the DHSS has begun developing such strategies in concert with a coalition of partners. By focusing exclusively on specific forms of cancer, we miss important opportunities to develop integrated research and early detection strategies. Accordingly, I recommend that the focus of the bill be broadened to apply to general cancer research and education to permit the DHSS to pursue an integrated approach that both recognizes the unique biological features of prostate cancer, and allows the development of integrated strategies.

Additionally, I recommend that the Prostate Cancer Task Force created by the bill as part of the Commission be eliminated. The Commission already has a prostate cancer advisory group to assist in identifying research needs, shape requests for proposals for research projects, and review applications for funding. Further, the Commission currently has the means to solicit expert advice, seek public input, and augment the advisory group as necessary to assist in addressing cancer research and prevention needs. The creation of another body to perform substantially the same functions as those presently performed by the Commission and the DHSS is not necessary and would needlessly increase costs and potentially cause confusion or conflict among the DHSS, the Commission and the existing advisory group. I therefore recommend that the provisions of the bill creating the Task Force be deleted.

Further, the FY2000 budget includes a new appropriation of \$2.7 million in new money for an expanded Cancer Screening, Education and Outreach Initiative. This initiative is intended to reduce the disparity in cancer morbidity and mortality by providing additional cancer screening services to high-risk populations, especially African Americans, who have either no health insurance or limited coverage. Approximately \$1 million of this amount is earmarked for prostate cancer screening, outreach and educational services for men over the age of 50, with special emphasis on African American men age 40 years and older. In light of that substantial commitment to prostate cancer screening, outreach and education, I recommend that the appropriation of \$150,000 for physician education and awareness, and \$250,000 for patient education and screening services be removed from the bill. Additionally, I recommend that the remaining \$600,000 appropriated by the bill be dedicated to cancer research. Of that amount, I recommend that \$250,000 be dedicated specifically to prostate cancer research. This recommended appropriation allocation effectively coordinates existing resources with the new appropriation made by the bill.

Finally, the bill would require that New Jersey's prostate cancer awareness education and research program comport with CDC recommendations. That restriction would limit the ability of the Commission and DHSS to direct education and screening services to at-risk populations that are beyond CDC's recommendations. Accordingly, I recommend that this provision be deleted so as to permit flexibility in administering these programs.

Therefore, I herewith return Assembly Bill No. 2055 (First Reprint) and recommend that it be amended as follows:

<u>Page 2, Title, Line 1:</u>	Delete "Prostate"
<u>Page 2, Section 1, Line 9:</u>	Delete "Prostate"
<u>Page 2, Section 1, Line 10:</u>	Delete "Prostate"
<u>Page 2, Section 1, Line 12:</u>	Delete "The"
<u>Page 2, Section 1, Lines 13-15:</u>	Delete in its entirety.
<u>Page 2, Section 2, Lines 17-41:</u>	After "2.", delete in its entirety.

Page 3, Section 2, Lines 1-14:

Delete in its entirety.

Page 3, Section 3, Line 16:

Delete "3."

Page 3, Section 4, Line 21:

Delete "4." and insert "3."; delete "\$1,000,000" and insert "\$600,000"

Page 3, Section 4, Line 22:

After "Services" insert "for cancer research, of which amount \$250,000 shall be allocated for research related to prostate cancer. In the event that insufficient qualified applications are received for projects related to prostate cancer research, these funds, or a portion thereof, may be allocated by the Commissioner for research related to any other form of cancer."

Page 3, Section 4, Lines 22-23:

Delete "to effectuate the purposes of this act."

Page 3, Section 4, Line 23:

Delete "The funds shall be allocated as follows: \$600,000 for"

Page 3, Section 4, Lines 24-28:

Delete in its entirety.

Page 3, Section 5, Line 30:

Delete "5." and insert "4."

Respectfully,

Christine Todd Whitman
Governor

Attest:

Richard S. Mroz
Chief Counsel to the Governor

PO BOX 004
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Office of the Governor
NEWS RELEASE

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RELEASE: January 14, 2000

S-279 (Girgenti) (Russo) - Clarifies duties and responsibilities of municipal prosecutors.

S-504 (Ciesla/Matheussen) (Blee/Malone) - Requires public school districts to provide transportation to all nonpublic schools in certain situations.

S-912 (Palaia/Bark) (Roberts/Geist) - Authorizes certain charges to office of county fire marshal and allows creation of arson investigation unit therein.

SCS for S-1196 (Kosco/Bryant/Furnari) (Cohen/DiGaetano) - Amends "Check Cashers Regulatory Act" to make it a crime to cash a check for consideration without a license and requires the revocation of license under certain circumstances; amends "Casino Control Act" to require casino licensees to file suspicious transaction report.

S-1492 (Sinagra/Bassano) (Cruz-Perez/Vandervalk) - "Physician- Dentist Fellowship and Education Program to Provide Health Care to Persons with Developmental Disabilities," appropriates \$2,500,000.

S-2217 (Gormley) (LeFevre/Blee) - Clarifies that cooperative to condominium conversions are not subject to realty transfer fee.

AS for SCS for S-949 (Blee/Cruz-Perez/Previte/Bryant/Gormley) (Jones/Asselta) - Makes Division of Criminal Justice investigators and probation officers eligible for body armor grants.

A-2965 (Bodine/Gregg) (Sinagra/Vitale) - Clarifies that only large water systems are required annually to mail drinking water quality information to customers; requires certain entities to post water quality test results.

A-3270 (Malone/Cottrell) (Singer/Allen) - Requires a board of education providing certain services to nonpublic school pupils to provide consultation with representatives of the nonpublic school on any change in the provision of services.

A-3408 (Biondi/Heck) (Kavanaugh/Robertson) - Provides sales tax exemptions for certain purchases by flood victims of Hurricane Floyd.

A-3571 (Blee) (Bryant/Matheussen) - Revises certain procedures for the receipt of State matching funds against contributions and donations made to institutions of higher education and institutional foundations.

S-1842 (Singer/Bark) (Malone/Conaway) - Establishes a special license plate to aid Deborah Hospital Foundation.

S-1869 (O'Connor) (Asselta/Gregg) - Makes permanent the Vietnam Veterans' Memorial Fund contribution gross income tax return check-off.

SCS for S-2034 (Ciesla/Codey) (Moran/Impeveduto) - Establishes certain licensing requirements for limousine drivers and additional requirements for owners of limousines.

A-2055 (Weinberg/Zisa) (Bassano/Singer) - Establishes Prostate Cancer Awareness, Education and Research Program in DHSS; appropriates \$1 million.

A-3245 (Lance/Gregg) (Schluter) - Appropriates \$200,000 for deer control research.

A-3410 (Lance/Smith) (Lynch) - Authorizes municipalities to establish grant programs to provide relief to certain real property owners for damages due to floods, hurricanes and other natural disasters.

A-3568 (Felice/Doria) (Bassano/Codey) - Continues health service corporation member on Individual Health Coverage and Small Employer Health Benefits Program boards.

A-3622 (Kramer) (Inverso) - Excludes certain hedge fund activity income of corporations of foreign nations from taxation under the corporation business tax.

A-3636 (DeCroce/Ciesla) - Exempts motor carrier employees from the State's statutory overtime wage rate requirements.