

26:2R-1 to 26:2R-6

LEGISLATIVE HISTORY CHECKLIST

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"Osteoporosis Prevention Act"

NJSA: 26:2R-1 to 26:2R-6

LAWS OF: 1997 CHAPTER: 191

BILL NO: A891

SPONSOR(S): Wright

DATE INTRODUCED: Pre-filed

COMMITTEE: ASSEMBLY: Health: Appropriations

SENATE: ---

AMENDED DURING PASSAGE: Yes Amendments during passage denoted
First reprint enacted by superscript numbers

DATE OF PASSAGE: ASSEMBLY: June 19, 1996

SENATE: June 26, 1997

DATE OF APPROVAL: August 6, 1997

FOLLOWING STATEMENTS ARE ATTACHED IF AVAILABLE:

SPONSOR STATEMENT: Yes

COMMITTEE STATEMENT: ASSEMBLY: Yes 3-11-96 & 3-20-96

SENATE: No

FISCAL NOTE: Yes

VETO MESSAGE: No

MESSAGE ON SIGNING: No

FOLLOWING WERE PRINTED:

REPORTS: No

HEARINGS: No

See newspaper clipping--attached:

"Osteoporosis focus of new state program, '8-8-97, Atlantic City Press."

KBP:pp

[Passed Both Houses]

[First Reprint]

ASSEMBLY, No. 891

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1996 SESSION

By Assemblywoman WRIGHT and Assemblymen BLEE, Dalton,
Assemblywoman Buono, Senators Singer, Bassano and Baer

1 AN ACT establishing an osteoporosis prevention and education
2 program in the Department of Health ¹and Senior Services¹ and
3 supplementing Title 26 of the Revised Statutes.

4

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

7

8 1. This act shall be known and may be cited as the "Osteoporosis
9 Prevention and Education Program Act."

10

11 2. As used in this act:

12 "Commissioner" means the Commissioner of Health ¹and Senior
13 Services¹.

14 "Council" means the ¹**[**Osteoporosis Prevention and Education
15 Advisory**]** Interagency¹ Council ¹on Osteoporosis¹ established
16 pursuant to this act.

17 "Department" means the Department of Health ¹and Senior
18 Services¹.

19 "Program" means the osteoporosis prevention and education
20 program established pursuant to this act.

21

22 3. a. The Commissioner of Health ¹and Senior Services¹ shall
23 establish an osteoporosis prevention and education program in the
24 Department of Health ¹ and Senior Services¹. The purpose of the
25 program is to promote: public awareness of the causes of
26 osteoporosis; options for prevention; the value of early detection; and
27 possible treatments, including the benefits and risks of those

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 March 20, 1997.

1 treatments. The department may accept, for that purpose, any special
2 grant of money, services, or property from the federal government or
3 any of its agencies, or from any foundation, organization, or medical
4 school.

5 b. The program shall include the following:

6 (1) Development of a public education and outreach campaign to
7 promote osteoporosis prevention and education, including, but not
8 limited to, the following subjects:

9 (a) The cause and nature of the disease;

10 (b) Risk factors;

11 (c) The role of hysterectomy;

12 (d) Prevention of osteoporosis, including nutrition, diet, and
13 physical exercise;

14 (e) Diagnostic procedures and appropriate indications for their use;

15 (f) Hormone replacement, including the benefits and risks;

16 (g) Environmental safety and injury prevention; and

17 (h) Availability of osteoporosis diagnostic treatment services in the
18 community.

19 (2) Development of educational materials to be made available for
20 consumers, particularly targeted to high-risk groups, through local
21 boards of health, physicians, other health care providers, including, but
22 not limited to, health maintenance organizations, hospitals, and clinics,
23 and women's organizations.

24 (3) Development of professional education programs for health
25 care providers to assist them in understanding research findings and
26 the subjects set forth in paragraph (1) of this subsection.

27 (4) Development and maintenance of a list of current providers of
28 specialized services for the prevention and treatment of osteoporosis.
29 Dissemination of the list shall be accompanied by a description of
30 diagnostic procedures, appropriate indications for their use, and a
31 cautionary statement about the current status of osteoporosis research,
32 prevention, and treatment. The statement shall also indicate that the
33 department does not license, certify, or in any other way approve
34 osteoporosis programs or centers in this State.

35

36 4. There is established an ¹**【Osteoporosis Prevention and**
37 **Education Advisory】 Interagency¹ Council ¹on Osteoporosis¹ in the
38 department to advise the commissioner on the development and
39 implementation of the program. The members of the council shall be
40 appointed by the commissioner, and shall include the following: The
41 Director of the Division of Epidemiology, Environmental and
42 Occupational Health Services ¹and the Assistant Commissioner of
43 Senior Affairs¹ in the department and the ¹**【Directors】 Director** ¹
44 of the Division on Women ¹**【and the Division on Aging】** ¹ in the
45 Department of Community Affairs, as ex officio members, and public
46 members who are representatives of: persons with osteoporosis;**

1 women's health organizations; public health educators; experts in bone
2 and osteoporosis research, prevention and treatment; and health care
3 providers, including at least one radiologist, orthopedist, registered
4 professional nurse, physical therapist and nutritionist. The members
5 of the council shall serve without compensation and shall not be
6 reimbursed for any expenses incurred by them in the performance of
7 their duties.

8
9 5. The commissioner shall report to the Governor and the
10 Legislature no later than 18 months after the effective date of this act,
11 and annually thereafter, on the activities and accomplishments of the
12 program.

13
14 6. The commissioner, pursuant to the "Administrative Procedure
15 Act," P.L.1968, c.410 (C.52:14B-1 et seq.), shall adopt rules and
16 regulations to effectuate the purposes of this act.

17
18 7. This act shall take effect immediately.

19

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22

23 Designated the "Osteoporosis Prevention and Education Program
24 Act."

1 Act," P.L.1968, c.410 (C.52:14B-1 et seq.), shall adopt rules and
2 regulations to effectuate the purposes of this act.

3
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5
6
7 STATEMENT

8
9 This bill establishes an osteoporosis prevention and education
10 program in the Department of Health. The purpose of the program is
11 to promote: public awareness of the causes of osteoporosis; options
12 for prevention; the value of early detection; and possible treatments,
13 including the benefits and risks of those treatments.

14 The bill also establishes an Osteoporosis Prevention and Education
15 Advisory Council to advise the Commissioner of Health on the
16 development and implementation of the program. The members of the
17 council shall be appointed by the commissioner, and shall include the
18 following: the Director of the Division of Epidemiology,
19 Environmental and Occupational Health Services in the Department of
20 Health and the Directors of the Division on Women and the Division
21 on Aging in the Department of Community Affairs, as ex officio
22 members, and public members who are representatives of persons with
23 osteoporosis, women's health organizations, public health educators,
24 experts in bone and osteoporosis research, prevention and treatment,
25 and health care providers, including at least one radiologist,
26 orthopedist, registered professional nurse, physical therapist and
27 nutritionist.

28 The bill requires that the Commissioner of Health report to the
29 Governor and the Legislature no later than 18 months after the
30 effective date of the bill, and annually thereafter, on the activities and
31 accomplishments of the osteoporosis prevention and education
32 program.

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37 Designated the "Osteoporosis Prevention and Education Program
38 Act."

ASSEMBLY HEALTH COMMITTEE

STATEMENT TO

ASSEMBLY, No. 891

STATE OF NEW JERSEY

DATED: MARCH 11, 1996

The Assembly Health Committee favorably reports Assembly Bill No. 891.

This bill establishes an osteoporosis prevention and education program in the Department of Health. The purpose of the program is to promote: public awareness of the causes of osteoporosis; options for prevention; the value of early detection; and possible treatments, including the benefits and risks of those treatments.

The bill also establishes an Osteoporosis Prevention and Education Advisory Council to advise the Commissioner of Health on the development and implementation of the program. The members of the council shall be appointed by the commissioner, and shall include the following: the Director of the Division of Epidemiology, Environmental and Occupational Health Services in the Department of Health and the Directors of the Division on Women and the Division on Aging in the Department of Community Affairs, as ex officio members, and public members who are representatives of persons with osteoporosis, women's health organizations, public health educators, experts in bone and osteoporosis research, prevention and treatment, and health care providers, including at least one radiologist, orthopedist, registered professional nurse, physical therapist and nutritionist.

The bill requires that the Commissioner of Health report to the Governor and the Legislature no later than 18 months after the effective date of the bill, and annually thereafter, on the activities and accomplishments of the osteoporosis prevention and education program.

This bill is identical to Assembly Bill No. 855 of 1994 (Wright/Kramer), which the Assembly Health and Human Services Committee reported during the previous session.

This bill was prefiled for introduction in the 1996-97 session pending technical review. As reported, the bill includes the changes required by technical review which has been performed.

ASSEMBLY APPROPRIATIONS COMMITTEE

STATEMENT TO

ASSEMBLY, No. 891

with Assembly committee amendments

STATE OF NEW JERSEY

DATED: MARCH 20, 1997

The Assembly Appropriations Committee reports favorably Assembly Bill No. 891, with committee amendments.

Assembly Bill No. 891, as amended, establishes an osteoporosis prevention and education program in the Department of Health and Senior Services. The purpose of the program is to promote: public awareness of the causes of osteoporosis; options for prevention; the value of early detection; and possible treatments, including the benefits and risks of those treatments.

The bill also establishes an Interagency Council on Osteoporosis to advise the Commissioner of Health and Senior Services on the development and implementation of the program. The bill requires that the Commissioner of Health and Senior Services report to the Governor and the Legislature no later than 18 months after the effective date of the bill, and annually thereafter, on the activities of the program.

FISCAL IMPACT:

The department has estimated the cost of implementing this legislation at \$68,000 in the first year, \$71,000 in the second, and \$73,000 in the third. The Office of Legislative Services notes that the department received \$270,000 in FY 1997 for an "Interagency Council on Osteoporosis." To date this council has not been formed. The department has formulated a plan for the expenditures of these funds.

COMMITTEE AMENDMENTS:

The amendments are technical in nature to reflect the name of the department, a change in the name of a division, and the name of the council.

FISCAL NOTE TO
ASSEMBLY, No. 891
STATE OF NEW JERSEY

DATED: APRIL 2, 1997

Assembly Bill No. 891 of 1996 establishes an osteoporosis prevention and education program in the Department of Health and Senior Services (DHSS). The purpose of the program is to promote the following: public awareness of the causes of osteoporosis; options for prevention; and the value of early detection and possible treatments, including the benefits and risks of those treatments.

The bill also establishes an Osteoporosis Prevention and Education Advisory Council to advise the Commissioner of Health and Senior Services on the development and implementation of this program. The members of the council would be appointed by the commissioner, and would include the Director of the Division of Epidemiology, Environmental and Occupational Health Services in the Department of Health and Senior Services, the Directors of the Division on Women and the Division on Aging in the Department of Community Affairs (DCA), as ex officio members, and various public members representing osteoporosis and health related organizations and professions. The members of the council would serve without compensation and would not be reimbursed for expenses incurred by them in the performance of their duties. (The Office of Legislative Services (OLS) notes that following the introduction of this bill, the Division on Aging in DCA was eliminated and the Division of Senior Affairs in DHSS was created, thus the membership slot for the Director of the Division on Aging would most likely be filled by the Assistant Commissioner of Senior Affairs.)

The DHSS and the Office of Management and Budget have estimated the cost of implementing this legislation at \$68,000, \$71,000 and \$73,000 in each of the next three fiscal years, respectively. This includes salary costs of \$57,000, \$60,000 and \$62,000, over the next three fiscal years, for a full-time public health consultant. The remainder includes costs for materials and supplies and other services, such as data processing, telephone and travel.

The OLS notes that the DHSS received \$270,000 in the FY 1997 appropriations act for an "Interagency Council on Osteoporosis." To date, this council has not been formed, and the department has formulated a plan for the expenditure of these funds to facilitate, develop and implement Statewide osteoporosis education and awareness activities. Many of these activities duplicate those required in the program established by this bill. In addition, as the bill establishes an Osteoporosis Prevention and Education Advisory

Council that has the expertise to advise the department on the implementation of the osteoporosis program, the OLS does not believe a full-time public health consultant is necessary for the purposes of this bill. In addition, the various other administrative costs, estimated at \$11,000 per year, could be absorbed within the current appropriation for osteoporosis activities. Thus, no additional State funds would be needed to implement this bill.

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