

1                   A bill to be entitled  
2           An act relating to chronic diseases; creating  
3           s. 385.210, F.S.; creating the "Arthritis  
4           Prevention and Education Act"; providing  
5           legislative findings; providing purposes;  
6           directing the Department of Health to establish  
7           an arthritis prevention and education program;  
8           requiring the department to conduct a needs  
9           assessment; providing for establishment of an  
10          advisory panel on arthritis; providing for  
11          implementation of a public awareness effort;  
12          providing for funding through contributions;  
13          directing the Secretary of Health to seek  
14          federal waivers as necessary to maximize  
15          federal funding; establishing a Prostate Cancer  
16          Awareness Program within the Department of  
17          Health; specifying purpose, activities,  
18          administration, and funding sources for the  
19          program; creating a prostate cancer advisory  
20          committee; providing for appointment of  
21          members; providing for reimbursement of  
22          expenses; providing an effective date.

23  
24           WHEREAS, prostate cancer is the most common type of  
25          cancer and the second leading cause of death from cancer among  
26          men in the United States and in Florida, and

27           WHEREAS, an estimated 198,100 men in the United States  
28          will have been diagnosed with prostate cancer in 2001, 15,000  
29          of them residents of Florida, and  
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31

1           WHEREAS, an estimated 31,500 men in the United States  
2 will have died from prostate cancer in 2001, 2,400 of them  
3 residents of Florida, and

4           WHEREAS, Florida has both the second highest number of  
5 new cases of prostate cancer and the second highest number of  
6 deaths from prostate cancer in the United States, and

7           WHEREAS, the risk of being diagnosed with prostate  
8 cancer is higher among elderly men, and Florida has a high  
9 percentage of elderly men compared to other states, and

10           WHEREAS, African-American men have a 50-percent higher  
11 risk of being diagnosed with prostate cancer and are more than  
12 twice as likely to die from the disease than Caucasian men,  
13 but are less likely to be screened for the disease, and

14           WHEREAS, 74 percent of all prostate cancer among  
15 African-American men is detected at local and regional sites;  
16 however, the 5-year survival rate drops to 30 percent when  
17 prostate cancer has spread to distant sites, and

18           WHEREAS, the risk of being diagnosed with prostate  
19 cancer is 50 percent higher among men with a family history of  
20 prostate cancer, and

21           WHEREAS, the 5-year survival rate for men who have  
22 prostate cancer diagnosed at an early stage is 95 percent  
23 compared to 34 percent when diagnosis occurs at a late stage,  
24 and 68 percent of non-Caucasian men with prostate cancer in  
25 Florida are diagnosed at an early stage compared to 75 percent  
26 of Caucasian men, NOW, THEREFORE,

27  
28 Be It Enacted by the Legislature of the State of Florida:

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30           Section 1. Section 385.210, Florida Statutes, is  
31 created to read:

1           385.210 Arthritis prevention and education.--  
2           (1) SHORT TITLE.--This act may be cited as the  
3 "Arthritis Prevention and Education Act."  
4           (2) LEGISLATIVE FINDINGS.--The Legislature finds the  
5 following:  
6           (a) Arthritis encompasses more than 100 diseases and  
7 conditions that affect joints, the surrounding tissues, and  
8 other connective tissues.  
9           (b) Arthritis is the leading cause of disability in  
10 the United States, limiting daily activities for more than 7  
11 million citizens.  
12           (c) This disease has a significant impact on quality  
13 of life, not only for the individual who experiences its  
14 painful symptoms and resulting disability, but also for family  
15 members and caregivers.  
16           (d) There are enormous economic and social costs  
17 associated with treating arthritis and its complications,  
18 which are estimated at almost \$80 billion annually in the  
19 United States.  
20           (e) Currently, the challenge exists to ensure delivery  
21 of effective, but often underutilized, interventions that are  
22 necessary in the prevention or reduction of arthritis-related  
23 pain and disability.  
24           (f) Although there exists a large quantity of public  
25 information about arthritis, including programs that can  
26 dramatically impact early diagnosis and treatment as well as  
27 the quality of life of people with arthritis, such information  
28 remains inadequately disseminated and insufficient in  
29 addressing the needs of specific diverse populations and other  
30 underserved groups.  
31

1           (g) The Arthritis Foundation, Florida Chapter, the  
2 Centers for Disease Control and Prevention, and the  
3 Association of State and Territorial Health Officials have led  
4 the development of a public health strategy, the National  
5 Arthritis Action Plan, to respond to this challenge.

6           (h) Educating the public and the health care community  
7 throughout the state about this devastating disease is of  
8 paramount importance and is in every respect in the public  
9 interest and to the benefit of all residents of the state.

10           (3) PURPOSES.--The purposes of this section are to:

11           (a) Create and foster a statewide program that  
12 promotes public awareness and increases knowledge about the  
13 causes of arthritis, the importance of early diagnosis and  
14 appropriate management, effective prevention strategies, and  
15 pain prevention and management.

16           (b) Develop knowledge and enhance understanding of  
17 arthritis by disseminating educational materials and  
18 information on research results, services provided, and  
19 strategies for prevention and education to patients, health  
20 professionals, and the public.

21           (c) Establish a solid scientific base of knowledge on  
22 the prevention of arthritis and related disabilities through  
23 surveillance, epidemiology, and prevention research.

24           (d) Utilize educational and training resources and  
25 services developed by organizations with appropriate expertise  
26 and knowledge of arthritis and to use available technical  
27 assistance.

28           (e) Evaluate the need for improving the quality and  
29 accessibility of existing community-based arthritis services.

30           (f) Heighten awareness among state and local health  
31 and human services officials, health professionals and

1 providers, and policymakers about the prevention, detection,  
2 and treatment of arthritis.

3 (g) Implement and coordinate state and local programs  
4 and services to reduce the public health burden of arthritis.

5 (h) Provide lasting improvements in the delivery of  
6 health care for individuals with arthritis and their families,  
7 thus improving their quality of life while also containing  
8 health care costs.

9 (4) ARTHRITIS PREVENTION AND EDUCATION PROGRAM.--

10 (a) Program establishment.--To the extent that funds  
11 are specifically made available for this purpose, the  
12 Department of Health shall establish, promote, and maintain an  
13 arthritis prevention and education program to raise public  
14 awareness, educate consumers, and educate and train health  
15 professionals, teachers, and human services providers, and for  
16 other purposes as provided in this section.

17 (b) Needs assessment.--The department shall conduct a  
18 needs assessment to identify:

19 1. Epidemiological and other research on arthritis  
20 being conducted within the state.

21 2. Available technical assistance and educational  
22 materials and programs on arthritis nationwide and within the  
23 state.

24 3. The level of public and professional awareness of  
25 arthritis.

26 4. The needs of people with arthritis, their families,  
27 and caregivers.

28 5. The educational and support service needs of health  
29 care providers, including physicians, nurses, managed care  
30 organizations, and other health care providers, relating to  
31 arthritis.

1           6. The services available to persons with arthritis.

2           7. The existence of arthritis treatment,  
3 self-management, physical activity, and other education  
4 programs.

5           8. The existence of rehabilitation services for people  
6 with arthritis.

7           (c) Advisory panel on arthritis.--The department shall  
8 establish and coordinate an advisory panel on arthritis to  
9 provide nongovernmental input regarding the arthritis  
10 prevention and education program. Membership shall include,  
11 but is not limited to, persons with arthritis, public health  
12 educators, medical experts on arthritis, providers of  
13 arthritis health care, persons knowledgeable in health  
14 promotion and education, and representatives of national  
15 arthritis organizations and their local chapters.

16           (d) Public awareness.--The department shall use, but  
17 is not limited to, strategies consistent with the National  
18 Arthritis Action Plan and existing state planning efforts to  
19 raise public awareness and knowledge on the causes and nature  
20 of arthritis, personal risk factors, the value of prevention  
21 and early detection, ways to minimize preventable pain, and  
22 options for diagnosing and treating the disease.

23           (5) FUNDING.--

24           (a) Contributions.--The Secretary of Health may accept  
25 grants, services, and property from the Federal Government,  
26 foundations, organizations, medical schools, and other  
27 entities as may be available for the purposes of fulfilling  
28 the obligations of this program.

29           (b) Federal waivers.--The secretary shall seek any  
30 federal waiver or waivers that may be necessary to maximize  
31 funds from the Federal Government to implement this program.

1           Section 2. Prostate Cancer Awareness Program.--

2           (1) This section may be cited as the "Prostate Cancer  
3 Awareness Act of 2002."

4           (2) To the extent that funds are specifically made  
5 available for this purpose, the Prostate Cancer Awareness  
6 Program is established within the Department of Health. The  
7 purpose of this program is to implement the January 2000  
8 recommendations of the Florida Prostate Cancer Task Force to  
9 provide statewide outreach and health education activities to  
10 ensure that men are aware of and appropriately seek medical  
11 counseling for prostate cancer as an early detection health  
12 care measure.

13           (3) The program shall utilize known effective  
14 strategies that may include, but are not limited to, radio and  
15 television advertisements, newspaper articles and feature  
16 stories, community education outreach programs, peer education  
17 strategies, brochures, posters, videos, and computer-based  
18 resources.

19           (4) For purposes of implementing the program, the  
20 Department of Health may:

21           (a) Conduct activities directly or enter into a  
22 contract with a qualified nonprofit community education  
23 entity.

24           (b) Seek any available gifts, grants, or funds from  
25 the state, the Federal Government, philanthropic foundations,  
26 and industry or business groups.

27           (5) A prostate cancer advisory committee is created to  
28 advise and assist the Department of Health in implementing the  
29 program.

30           (a) The Secretary of Health shall appoint the advisory  
31 committee members, who shall consist of:

1           1. Three persons from prostate cancer survivor groups  
2 or cancer-related advocacy groups.

3           2. Three persons who are scientists or clinicians from  
4 public universities or research organizations.

5           3. Three persons who are practicing cancer medical  
6 specialists from health organizations with a commitment to  
7 cancer research and control.

8           4. One person who has health education and social  
9 marketing experience.

10           (b) Members shall serve without compensation, but may,  
11 pursuant to s. 112.061, Florida Statutes, receive  
12 reimbursement for per diem and travel expenses incurred in the  
13 performance of their official duties.

14           Section 3. This act shall take effect July 1, 2002.